



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

Present – President Jordan, Councillors Bevilacqua, Sullivan, Michitson, Lewandowski, McGonagle, and Toohey

Attending Remotely – Councillor Barrett

Absent – Councillor Rogers

City Clerk – Linda L. Koutoulas

Assistant City Clerk – Kaitlyn Wright

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

President Jordan asked for a moment of silence in honor of Alice Iannalfo, mother of former City Councillor Quimby.

3. APPROVAL OF MINUTES OF PRIOR MEETING

Motion by Councillor Bevilacqua to approve July 12, 2022 minutes, second Councillor Toohey

PASSED Placed on File Yeas 8, Nays 0, Absent 1 (Rogers)

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Councillor Sullivan assigned the minutes.

5. COMMUNICATIONS FROM THE MAYOR:

5.1. Mayor Fiorentini submits Salary Ordinance & Longevity Schedule Ordinance between City and Administrative/Professional positions schedule and Non-Union positions schedule

5.1.1. Ordinance re: Salaries-Longevity – Administrative/Professional Positions & Non-Union Employees File 10 days

5.1.2. Ordinance re: Salaries - Administrative/Professional Positions File 10 days

5.1.3. Ordinance re: Salaries – Non-Union Positions File 10 days

Motion by Councillor Sullivan, second Councillor McGonagle

PASSED Yeas 8, Nays 0, Absent 1

6. COMMUNICATIONS FROM COUNCILLORS TO INTRODUCE AN INDIVIDUAL(S) TO ADDRESS THE COUNCIL:

6.1. Councillors Barrett and Sullivan request to introduce George Moriarty, Chair of the *Mental Health & Youth Advisory Committee*, to report on the work and recommendations of the *Advisory Committee*

Councillor Barrett and Councillor Sullivan, both members of the committee, introduced George Moriarty.

George Moriarty provided the Council with a report from the Advisory Committee summarizing the application process, applicants, recipients, and some recommendations going forward. He also introduced some of the applicant agencies including Mary Iris of Youth Council; Lori Jane Simmer of Somebody Cares; and Tracy Fuller of the YMCA. All gave presentations on programs and activities funded and thanked the Council.



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1.1. Linda Koutoulas, *City Clerk* submits through the Board of Registrars of Voters, the proposed location listed be designated as a polling place in Haverhill for the September 6, and November 8, 2022 Elections; Requesting to change Ward 1 Precinct 1 from *Somebody Cares*, 358 Washington st to *Veterans Northeast Outreach Center*, 10 Reed st – with change *only* for 2022

Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED *Yeas 8, Nays 0, Absent 1 (Rogers)* 11-P

8.1.2. Order – Warrant for 2022 State Primary – Tuesday, September 2022 with polling places listed to be open 7 am to 8 pm

Motion by Councillor Bevilacqua, second Councillor Toohey

PASSED *Yeas 8, Nays 0, Absent 1 (Rogers)* 100

8.2. John Pettis, *City Engineer* submits request to open 2 streets to install/repair underground utilities 32-D

8.2.1. Order-approve request to open 334 Lake st and 38 Saltonstall rd

Motion by Councillor Sullivan, second Councillor Lewandowski

PASSED *Yeas 8, Nays 0, Absent 1 (Rogers)* 17-E

9. UTILITY HEARING(S) AND RELATED ORDER(S):

9.1. Document 83 -Petition for joint pole location from MA Electric Co d/b/a National Grid and Verizon New England, for 1050 Hilldale av – Plan 26652472

9.1.1. Document 83-B -Order grant permission for joint pole location from MA Electric Co d/b/a National Grid and Verizon New England, for 1050 Hilldale av

President Jordan opened the hearing.

Dave Boucher presenting remotely for National Grid requesting petition for 1050 Hilldale Avenue for service to solar panel field. Customer requesting new pole 120-2 be installed approximately 61 feet southerly from existing pole 120-2, diagram provided.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the hearing.

Motion by Councillor Sullivan to move for passage, second Councillor Toohey

President Jordan: Madam Clerk please call the roll.



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

Assistant City Clerk Wright: Councillor Michitson-yes, Councillor Barrett-yes, Councillor Bevilacqua-yes, Councillor Sullivan-yes, Councillor Lewandowski-yes, Councillor McGonagle-yes, Councillor Rogers-absent, Councillor Toohey-yes, President Jordan-yes, 8 Yeas, 0 Nays, 1 Absent (Rogers)

President Jordan: Passed

10. HEARINGS AND RELATED ORDERS:

- 10.1. Document 84: Attorney Robert Harb for applicant Salon Val Bros LLC for special permit for 3-unit multifamily dwelling with hair salon at 381 South Main st *Comments from City Depts are included*

President Jordan opened the special permit hearing.

Attorney Robert Harb, offices in Haverhill, Mass, representing Mr. and Mrs. Val Houli who run Salon Val Bros. at 381 South Main Street presented to the Council.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the special permit hearing.

*Motion by Councillor Bevilacqua for approval, second by Councillor Toohey
Councillor Sullivan asks motion to include City Departments conditions and requirements.
Councillor Bevilacqua and Councillor Toohey agree to adding conditions.*

President Jordan: Madam Clerk please call the roll.

Assistant City Clerk Wright: Councillor Michitson-yes, Councillor Barrett-no, Councillor Bevilacqua-yes, Councillor Sullivan-yes, Councillor Lewandowski-yes, Councillor McGonagle-yes, Councillor Toohey-yes, President Jordan-yes, 7 Yeas, 1 Nays, 1 Absent (Rogers)

President Jordan: Passed

*****See Special Permit Minutes for complete hearing details.**

- 10.2. Document 57: Application for Inflammable license from Steven J Eddy for the diesel fueling station proposed at 298 Amesbury rd – 32,000 gallons of diesel fuel to be stored underground
*Comments from City Depts are included
Related communication from William Pillsbury, Economic Development and Planning Director*

President Jordan announced after speaking with City Solicitor Cox, he will be abstaining from the hearing due to his role on the Greater Haverhill Foundation Executive Committee. Council Vice President Michitson will run the hearing. Councillor McGonagle was also advised to abstain from the hearing due to his ownership of an abutting property.



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

President Michitson opened the special permit hearing.

Michael Migliori, offices at 18 Essex Street Haverhill, representing the applicant Steven Eddy in connection with the license to store flammables at 298 Amesbury Road presented before the Council.

President Michitson asked if anyone would like to speak in favor? No one spoke.

President Michitson asked if anyone would like to speak in opposition?

Joyce Menna, 26 Elliott Street, Haverhill, abutter spoke in opposition.

President Michitson asked if anyone else opposed would like to speak or online? No one spoke.

President Michitson closed the hearing.

Motion by Councillor Sullivan to move for passage with all the recommendations and conditions of the city departments, second by Councillor Toohey.

Attorney Migliori asked for clarification on the motion and the conditions attached.

Councillor Sullivan: I would like to clarify, we want to say we will *move for passage with the condition that the project would not move forward until there is an access road on Elliott Street*, I would support that motion. That would clarify that matter because I don't want to see access from Amesbury Road ever for this particular purpose. That would be my motion.

Motion by Councillor Sullivan, second by Councillor Lewandowski

President Michitson: Madam Clerk please call the roll.

Assistant City Clerk Wright: Councillor Barrett-no, Councillor Bevilacqua-no, Councillor Sullivan-no, Councillor Lewandowski-no, Councillor Toohey-yes, President Michitson-no, 1 Yea, 6 Nays, 2 Abstain (Jordan, McGonagle) 1 Absent (Rogers)

President Michitson: Failed.

*****See Special Permit Minutes for complete hearing details.**

II. APPOINTMENTS:

11.1. **Confirming Appointments:**

11.1.1. *Cultural Council Re-Appointment – John Hassan, 92 Webster st
Expires Dec 31, 2024*

Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle) 6-H

11.2. **Non-Confirming:**

11.2.1. *Constable – Jose G Garcia, 9 Westminster av – Expires Dec 1 2022*

Motion by Councillor Sullivan, second Lewandowski

PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle) 12-C



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

11.3. Resignations:

12. PETITIONS:

12.1. Applications Handicap Parking Sign: *with Police approval:*

12.2. Amusement/Event Application

12.3. Auctioneer License:

12.4. Tag Days: *with Police approval*

12.5. One Day Liquor License:

12.6. Annual License Renewals:

12.6.1. **Hawker Peddlers License 2022 - Fixed location** – *with approvals*

12.6.2. **Coin-Op License Renewals** - *with Police approvals*

12.6.3. **Drainlayer License Renewals for 2022** -*with City Engineer approval*

12.6.4. **Christmas Tree Vendor:**

12.6.5. **Taxi Driver Licenses for 2022:** *with Police approval*

12.6.5.1. Latavyia Thomasson, 51 Bellevue av – *new* 49-X

12.6.5.2. Mandi Hickey, 181 Washington st – *new* 49-Y

Motion by Councillor Sullivan, second Councillor Lewandowski

PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle)

12.6.6. **Taxi License:**

12.6.7. **Junk Dealer License** *with Police approval*

12.6.8. **Pool Tables**

12.6.9. **Sunday Pool**

12.6.10. **Bowling**

12.6.11. **Sunday Bowling**

12.6.12. **Buy & Sell Second Hand Articles** *with Police approval*

12.6.13. **Buy & Sell Second Hand Clothing**

12.6.14. **Pawnbroker license**

12.6.15. **Fortune Teller** *with Police approval*

12.6.16. **Buy & Sell Old Gold**

12.6.17. **Roller Skating Rink**

12.6.18. **Sunday Skating**

12.6.19. **Exterior Vending Machines**

12.6.20. **Limousine/Livery License/Chair Cars** *with Police approval*

13. MOTIONS AND ORDERS:

13.1. Order – Transfer \$220,000.00 from Wastewater Retained Earnings, which has a balance of \$2,196,404 to the capital fund to replace the roof at the South Mill st Pumping Station and improvements at the Wastewater Treatment Plant
Received note from CFO requesting to postpone 95-D

Motion by Councillor Sullivan to postpone, second Councillor Barrett

PASSED Postponed Yeas 6, Nays 0, Absent 3 (Rogers, McGonagle, Bevilacqua)



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

- 13.2. Order – pay bills of previous years & authorize payment from the current year departmental appropriations as listed:

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
Williams Scotsman Inc	\$1,286.92	Police Department
Boston Systems & Solutions (3)	\$2,605.60	Information Technology
NeuEon Inc	\$20,000.00	Information Technology
Sirius Computer Solutions	\$3,980.08	Information Technology
MA Chief of Police Assn	\$80.00	Police Department
Aramark (2)	\$123.88	Police Department
Haverhill Water Dept	\$35.00	Police Department
New England Trauma Service (2)	\$400.00	Police Department
North Mechanical Services (2)	\$1,358.80	Police Department
O-Sun Company	\$86.03	Police Department

TOTAL **\$ 29,956.31**

Motion by Councillor Sullivan, second Councillor Barrett
PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle) 101

14. ORDINANCES (FILE 10 DAYS)

- 14.1. Ordinance re: Vehicles & Traffic - Add Handicap Parking – 68 Temple st
File 10 days

Motion by Councillor Sullivan, second Councillor Bevilacqua
PASSED Placed on file Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle) 19-G

- 14.2. Ordinance re: Vehicles & Traffic – Delete Handicap Parking-38 Hancock st
File 10 days

Motion by Councillor Sullivan, second Councillor Bevilacqua
PASSED Placed on File Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle) 19-H

15. COMMUNICATIONS FROM COUNCILLORS:

- 15.1. Councillor Joseph Bevilacqua proposes a 2-hour notification requirement for the City to notify residents of a sewerage discharge into the Merrimack River impacting Haverhill

Councillor Bevilacqua explained Council office received notice from a citizen asking why the City did not notify its residents when sewer was discharged into the Merrimack River. Offering options of notification including but not limited to just on website.

Motion to pass local ordinance that requires a 2-hour notification period and continuation of that notice when untreated raw sewage is dumped into the Merrimack river and that it be a responsibility of the City, as well as following whatever state regulations are required.

Motion by Councillor Bevilacqua, second Councillor Lewandowski



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

Councillor Barrett spoke with Robert Ward who indicated the city does have a lengthy email list of citizens who receives the CFO reporting, there is also a map on the city website. The city is complying with the state regulations. Agree could do a better job of sending it out to a broader audience but the information is there.

Councillor Sullivan stated in spite of what Councillor Barrett said, still supports what Councillor Bevilacqua is getting at. Maybe not a 2-hour requirement, but if that is the motion will support to get a better discussion going with the Mayor and the head of the Water Department to see if we can do the robocalls or something else. Need to be a little more proactive and on top of it. It is a growing concern. It is not going away and as we continue to address it; it is going to take years to complete the mission. We need to improve the communications systems.

Vice President Michitson also spoke with Mr. Ward stating the City is ready to go live with the notification which is apparently primarily through email. However, I do agree that we ought to be doing robocalls and also using social media.

Councillor Toohey agrees with colleagues. We need to do whatever we can to make sure the residents are notified as soon as possible. Supports the 2-hour window and read from the state perspective, that there is an update every 8 hours and would like to see this as well in the future.

PASSED *Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle)* 61-L

15.2. Councillors Bevilacqua, Barrett and President Jordan request a discussion regarding neighborhood concerns with increased partying and noise at the Hunking School parking lot and basketball courts, especially on weekends.

Councillor's Bevilacqua, Barrett and Jordan all spoke with the concerned neighbor, Chief Pistone, Superintendent Marotta and Solicitor Cox about the ongoing issues at the school. There is a city ordinance stating no use from dusk to dawn. Police and School Departments working on a solution, including signage and possible ordinance changes.

Steve Costa, 18 Memorial Ave., stated is concerned gates are not locked after school hours, responsibility of locking gates should be the school department.

President Jordan asked Councillor Bevilacqua if he had a motion. Councillor Bevilacqua suggests following up with Police and School Departments. 61-M

16. UNFINISHED BUSINESS OF PRECEDING MEETING:

16.1. Document 88: Communication from City Solicitor, William Cox Jr. submits Order - Mayor and Council approve certain mutual Conservation



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, July 26, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

Restrictions granted to the City from Essex County Greenbelt Association for land at 97 Corliss Hill rd *postponed from July 12 2022*

Solicitor Cox requests two-week postponement

Motion by Sullivan, second Councillor Bevilacqua

PASSED to heard August 9, 2022 Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle)

- 16.2. Document 96: Ordinance re: Vehicles & Traffic, Stop Streets – Merrill st, South at intersection of Linwood st, North at Groveland st and Linwood st and South at Groveland st *filed July 13th*

Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle)

- 16.3. Document 96-B; Ordinance re: Vehicles & Traffic – Stop Street – Rochambault st West at intersection of Hilldale av *filed July 13th*

Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle)

17. RESOLUTIONS AND PROCLAMATIONS:

18. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

19. DOCUMENTS REFERRED TO COMMITTEE STUDY

20. LONG TERM MATTERS STUDY LIST

21. ADJOURN

Motion by Councillor Sullivan to adjourn, second Councillor Barrett

PASSED Yeas 7, Nays 0, Absent 2 (Rogers, McGonagle) Adjourned 20:39