



# CITY OF HAVERHILL

## CITY COUNCIL MINUTES

Tuesday, August 9, 2022 at 7:00 PM

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

### In-Person/Remote Meeting

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

Absent – Councillor Toohey

Assistant City Clerk – Kaitlyn Wright

#### 1. OPENING PRAYER

#### 2. PLEDGE OF ALLEGIANCE

Council President Jordan asked for a moment of silence in honor of Jack McColley.

#### 3. APPROVAL OF MINUTES OF PRIOR MEETING

*Motion by Councillor Sullivan to approve July 26, 2022 minutes, second Councillor Bevilacqua*

*PASSED Placed on file Yeas 8, Nays 0, Absent 1 (Toohey)*

#### 4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Minutes assigned to Council Vice President Michitson

#### 5. COMMUNICATIONS FROM THE MAYOR:

5.1. Mayor Fiorentini submits Salary Ordinance and Memorandum of Agreement

(MOA) between the City of Haverhill and the *AFSCME Wastewater Treatment Plant Employees Group* 4-K

5.1.1. Memorandum of Agreement (MOA) between the City of Haverhill and the *Wastewater Treatment Plant Group*

5.1.2. Ordinance re: Salaries – AFSCME Group File 10 days

*Motion by Councillor Bevilacqua, second Councillor McGonagle*

*PASSED Placed on File Yeas 8, Nays 0, Absent 1 (Toohey) 99-D*

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

6.1. Council President Jordan requests to introduce Melanie Figueroa who is seeking a home rule petition to allow her to take the civil service exam for the Fire Dept this October 90-BB

6.1.1. Home Rule Petition – An Act authorizing Melanie Figueroa to take the Civil Service examination for the position of firefighter in the City of Haverhill notwithstanding the maximum age requirement

President Jordan introduced Melanie Figueroa who is looking for an age home rule petition in order to take the fire fighter civil service exam.

Melanie Figueroa, Haverhill, appeared before the council asking for a home rule petition to take the exam and thanked the Council.

*Motion by Councillor McGonagle, second Councillor Barrett*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey) 90-B*



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#### 7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

#### 8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1. Abatement report from City Assessor, Christine Webb for month of July 2020

*Motion by Councillor Bevilacqua, second Councillor Rogers*

*PASSED Placed on File Yeas 8, Nays, Absent 1 (Toohey) 9-H*

8.2. William Cox, City Solicitor submits Order regarding lease of Room 3, City Hall to the *HTM Credit Union* 11-Q

8.2.1. Order-real property located at Room 3 of City Hall, 4 Summer st be declared surplus and authorize Mayor to execute a Lease Agreement with *HTM Credit Union* for the lease of said real property

*Motion by Councillor McGonagle, second Councillor Rogers*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey) 102*

8.3. William Cox, City Solicitor submits Order regarding sale of Library Condo to the Trustees of the *Haverhill Public Library* 11-R

8.3.1. Order – real property located on top floor of Haverhill Public Library, 99 Main Street, a non-residential condominium, be declared surplus and also Mayor is authorized to sell said property to Trustees of the Library for \$1.00

*Motion by Councillor Bevilacqua, second Councillor Barrett*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey) 103*

Councillor Sullivan happy to support and would like to discuss in the future, repaving of library parking lot during the \$10M library improvement renovation plan, making it handicap accessible, etc. It would be nice to make it look as nice as the building will.

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

#### 10. HEARINGS AND RELATED ORDERS:

#### 11. APPOINTMENTS:

11.1. **Confirming Appointments:**

11.2. **Non-Confirming:**

11.3. **Resignations:**

11.3.1. Pascual A Ruiz, Associate Member on *Zoning Board of Appeals*- Effective August 1st

*Motion by Councillor McGonagle, second Councillor Rogers*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey) 64-D*

#### 12. PETITIONS:

12.1. Attorney Donald S. Sheldon for owner Hardal, LLC, requests Zoning Hearing to change parcel of land identified as 766-1-3; consisting of 40 acres of



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which 33+ acres are zoned BP and approximately 7 acres are zoned RH – the change requested is that the entire parcel be classified as BP

Refer to Planning Board &  
Council Hearing October 4<sup>th</sup>

*Motion by Councillor Sullivan, second Councillor Barrett*

*PASSED heard October 4, 2022 Yeas 7, Nays 0, Abstain 1 (Rogers), Absent 1 (Toohey) 104*

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

12.3. **Amusement/Event Application -** *with Police approval & comments*

12.3.1. Erin Padilla for *Creative Haverhill* requesting to hold an *Artist Market*, in conjunction with the *Art Walk* on Wingate st, Saturday, October 8<sup>th</sup>; from 12 noon to 7 pm

Rachel Johnson asking for approval of art walk and waiver of fees. Neighbors will be notified of roads closures closer to the event.

*Motion by Councillor Sullivan to approve and fees waived, second Councillor Barrett*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey) 66-M*

12.3.2. Kaleigh Shaughnessy, *Executive Director* requests to hold *Dale Roger's Big Dog Show Exhibit* on Bradford Common, October 29<sup>th</sup> from 9 am to 4 pm

Cindy Davis Jackson, on behalf of Whittier Birthplace, will be held last week in October. Fundraiser for Whittier Birthplace, sponsors allowed to decorate the dogs, asking for a waiver from the city as a non-profit.

*Motion by Councillor Bevilacqua to approve and waive fees, second Councillor Rogers*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey) 66-N*

12.4. **Auctioneer License:**

12.5. **Tag Days:** *pending Police approval*

12.5.1. *Hillies Junior Football; August 20 & 21*

*Motion by Councillor Bevilacqua, second Councillor McGonagle*

*PASSED All in Favor 15-M*



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12.5.2. *Haverhill Lions Club; October 1<sup>st</sup>*

*Motion by Councillor Bevilacqua, second Councillor Barrett*

*PASSED All in Favor*

15-N

12.6. **One Day Liquor License:**

12.7. **Annual License Renewals:**

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

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

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

12.7.3.1. Danny Gill – *renewal*

*Motion by Councillor McGonagle, second Councillor Rogers*

*PASSED Yeas 7, Nays 0, Absent 2 (Toohey, Lewandowski) 16-K*

12.7.4. **Christmas Tree Vendor:**

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

12.7.6. **Taxi License:**

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

12.7.8. **Pool Tables**

12.7.9. **Sunday Pool**

12.7.10. **Bowling**

12.7.11. **Sunday Bowling**

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

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

12.7.14. **Pawnbroker license**

12.7.15. **Fortune Teller** *with Police approval*

12.7.16. **Buy & Sell Old Gold**

12.7.17. **Roller Skating Rink**

12.7.18. **Sunday Skating**

12.7.19. **Exterior Vending Machines**

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

**13. MOTIONS AND ORDERS:**

13.1. Order – Pay bills from the previous fiscal year:

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
Alpha Analytical Inc	\$ 549.40	Wastewater
Police Dept Private Detail	\$1,703.00	Water
Urgent Care Operations (3)	\$2,145.00	Human Resources
Mayer Tree Service Inc	\$9,175.00	Highway – Parks
Metropolitan Telephone	\$ 346.50	Information Technology
<b>TOTAL:</b>	<b>\$13,918.90</b>	



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*Motion by Councillor Barrett, second Councillor McGonagle*

*PASSED*

*Yeas 8, Nays 0, Absent 1 (Toohey)*

101-B

#### 14. ORDINANCES (FILE 10 DAYS)

#### 15. COMMUNICATIONS FROM COUNCILLORS:

15.1. Councill Joseph Bevilacqua requests a discussion regarding the conditions of City streets undergoing repaving

Councillor Bevilacqua spoke of the poor conditions of city streets during the paving process, showed photos, and gave suggestions on how to rectify the situation.

Robert Ward, Interim DPW Director, explained the photos were of Carleton Street, a mill and fill job that was paved today; paving is funded by Chapter 90 money which isn't released from the State until July which is half-way through the paving season. All cities and towns are trying to schedule at the same time. Two different companies to do mill and pave and is subject to contractor schedules.

Councillor McGonagle asked if the language is clearly stated of what is expected for companies doing milling and paving. Councillor Michitson asked if the Council can be advised on standards and asked about additional funding. Councillor Barrett asked about the clerk of the works.

Mr. Ward stated it is in the city code and contract. Difficult to supervise all jobs and suggests people call highway if see issues. The state has additional funds from the infrastructure bill "WRAP program" where the city will get additional \$770K. Also looking into other grant options. There are two people in engineering but not enough manpower to cover all. Has been discussing with the Mayor regarding the creation of a capital improvement plan focusing on a multi-year plan of repair for the city roads and walkways.

Councillor McGonagle wanted to let Bob know he had a wonderful experience with one of the wastewater employees, Sam, and how fantastic he is. 61-O

15.2. Councillor Joseph Bevilacqua requests a discussion to use some of the available federal funds to assist Haverhill Farmers who have been impacted adversely by near drought conditions in Haverhill as both a public health matter and economic small business assistance

Councillor Bevilacqua has spoken with Haverhill Farmer's who have been impacted by the drought. Would like to see if Federal funds can be used to help local farmers.

*Motion by Councillor Bevilacqua to send letter to Mayor recommending Federal funds to assist local farmers, second Councillor Michitson*

*PASSED*

*Yeas 8, Nays 0, Absent 1 (Toohey)*

61-N



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**16. UNFINISHED BUSINESS OF PRECEDING MEETING: Ordinances filed July 27 2022**

16.1. Document 19-G; Ordinance re: Vehicles and Traffic; Add Handicap  
Parking – 68 Temple st

*Motion by Councillor Barrett, second Councillor Bevilacqua*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey)*

16.2. Document 19-H; Ordinance re: Vehicles and Traffic; Delete Handicap  
Parking – 38 Hancock st

*Motion by Councillor Barrett, second Councillor McGonagle*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey)*

16.3. Document 99; Ordinance re: Salaries – Longevity –  
Administrative/Professional Positions & Non-Union Employees

*Motion by Councillor McGonagle, second Councillor Lewandowski*

*PASSED Yeas 7, Nays 0, Abstain 1 (Bevilacqua), Absent 1 (Toohey)*

16.4. Document 99-B; Ordinance re: Salaries – Administrative & Professional  
Positions

*Motion by Councillor Sullivan, second Councillor McGonagle*

*PASSED Yeas 7, Nays 0, Abstain 1 (Bevilacqua), Absent 1 (Toohey)*

Councillor Rogers mentioned salaries for mayor, though not running again, seems low. If want quality candidates, may want to look at salaries. President Jordan stated a study was done 5 or more years ago recommended to increase salaries of mayor and council. Councillor Sullivan also stated need to look into ward council and school committee as well.

*Motion by Councillor Rogers, second Councillor McGonagle to send letter to Mayor suggesting he form a committee to look at the salaries of the Mayor, City Council both ward and at-large, and School Committee to determine if they should be left as they are our increased.*

*PASSED Yeas 7, Nays 0, Abstain 1 (Bevilacqua), Absent 1 (Toohey)*

16.5. Document 99-C; Ordinance re: Salaries – Non-Union Positions

*Motion by Councillor Sullivan, second Councillor McGonagle*

*PASSED Yeas 8, Nays 0, Absent 1 (Toohey)*

16.6. Document 88; Order –submitted by the City Solicitor William Cox –  
Mayor and City Council approve certain Mutual Conservation Restrictions  
granted to the City from *Essex County Greenbelt Association* for land at 97 Corliss  
Hill rd *Order continued from July 26<sup>th</sup>*

Communication from Solicitor Cox to continue to September 20, 2022 meeting



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*Motion by Councillor Bevilacqua to continue to September 20, 2022, second Councillor Barrett*

*PASSED*

*Yeas 8, Nays 0, Absent 1 (Toohey)*

#### **17. RESOLUTIONS AND PROCLAMATIONS:**

#### **18. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS**

Councillor Bevilacqua announced Planning and Development meeting August 16, 2022 at 6:00 PM in the Council Chambers.

President Jordan thanked Will Tapley and wished him well on his next adventure.

#### **19. DOCUMENTS REFERRED TO COMMITTEE STUDY**

#### **20. LONG TERM MATTERS STUDY LIST**

#### **21. ADJOURN**

*Motion by Councillor Sullivan, second Councillor Lewandowski,*

*PASSED*

*All in Favor*

*Adjourned 19:57*