



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, January 25, 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, Rogers, and Toohey
City Clerk – Linda L. Koutoulas

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES OF PRIOR MEETING

Motion by Councillor McGonagle, second Councillor Barrett

PASSED Placed on File

All in Favor

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Councillor Rogers assigned the minutes.

5. COMMUNICATIONS FROM THE MAYOR:

5.1. Mayor Fiorentini requests permission to introduce the City's new CFO, Angel Wills, who will give update on city revenues

Angel Wills, CFO, attending remotely presented to the Council an updated Revenue Report using a new format that adds a visual and benchmark component. She will present this monthly at Council meetings along with the expenditure reports.

Placed on file

4-C

Mayor Fiorentini updated the Council on concerns with the State budget where the Governor only increased by 2.7% and Chapter 90 (funds used to pave roads) was level funded; he is working with the Legislator to try and increase.

**Councillor McGonagle recognized long-time city employee, Richard Osborne, who passed away unexpectedly last week for a moment of silence in his honor.*

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

6.1. Communication from Councillors Lewandowski and Vice President Michitson requesting to introduce Tim Carroll of Haverhill Fire Fighters Local 1011 to discuss and provide the Council with the estimate of cost of increasing staffing from 19 to 21 firefighters.

Tim Carroll, Haverhill Fire Department, gave a presentation outlining the fire departments response times, fire statics, staffing shortage and the cost to add additional personnel.

Mayor Fiorentini gave his presentation on fire department staffing, explaining it should be discussed during budget talks and not linked with any other issues.

Councillor Michitson asked what options available to sit down with the City Council to discuss; Councillor Sullivan states this is a huge issue, need all to get together, would like an objective voice for a new study not just for staffing but also to look at stations, etc

Motion by Councillor Lewandowski to set a meeting within three weeks for a mutually agreeable organization to conduct a study for information before the budget and have a meeting with Public Safety Committee within one month, second Barrett



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PASSED

Yeas 9, Nays 0

10

6.2. Communication from Council President Jordan requesting to introduce Jen Matthews and Thea Tsagaris, co-chairs of the Exchange Club's Hometown Heroes Project. *Jen Matthews and Thea Tsagaris spoke of the huge success the Hometown Heroes Project was and wanted to expand this year to add an additional 73 poles for banners to the 103 already have honoring Haverhill's Heroes for 2022. Will announce open registration sometime in early February for people to sponsor a banner in time for Memorial Day. Cost will be approximately \$225-250, contact haverhillexchangeclub.com*

Motion by Councillor Michitson, second Barrett to approve additional 75 poles and support the Hometown Heroes Project

PASSED

Yeas 9, Nays 0

10-B

6.3. Communication from Councillor Bevilacqua wishing recognition Ernie DiBurro for his continuing generosity benefitting the Haverhill Public Schools.

Motion by Councillor Bevilacqua to postpone, second Councillor McGonagle

PASSED Postponed to February 8, 2022

Yeas 9, Nays 0

10-C

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1. Request from City Clerk Linda Koutoulas for City Council to approve change to new voting tabulators

City Clerk Linda Koutoulas explained tabulators are old and a model that is no longer manufactured. With moving to precincts with more than one ballot, these tabulators will be able to process them unlike the old ones. The Mayor and Purchasing Agent have agreed to purchase new image cast tabulators for \$162,650 with money from Capital projects where it has been waiting for 5 years.

Motion by Councillor Barrett, second Councillor Sullivan

PASSED Placed on file

Yeas 9, Nays 0

11

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

10. HEARINGS AND RELATED ORDERS:

10.1. Document 116/2021: CCSP 21- 15, Applicant Marc Couture requests hearing to allow construction of a two-story garage at 177 Millvale rd which is within 500 feet of the Millvale Reservoir.

*Comments from various City Departments
Approval received from Planning Director*

Communication received from Robert Ward and applicant to request a postponement to review further.

Motion by Councillor McGonagle, second Councillor Sullivan to postpone to a date to be determined.

PASSED postponed to a date TBD

Yeas 9, Nays 0



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10.2. **Document 110/2021**: William Cox Jr, City Solicitor, requests hearing to amend Zoning Chapter of City Code regarding Home Occupation – Music or Art Pupils and submits related Zoning Ordinance

10.2.1. **Document 110B/2021**; Ordinance re: Zoning – Amend Chapter 255 to add after the word “employees” in said subsection (6): “except for not more than five (5) music or art pupils at any time and only between the hours of 7 am and 9 pm, Monday thru Saturday.”

*Filed December 14 2021
Has Planning Board approval
Comments from various departments*

President Jordan opened the hearing.

Solicitor Cox appearing remotely. As requested by the Council, I have prepared an ordinance which addressed a particular situation you had before you. I consulted with Mr. Pillsbury and Mr. MacDonald, and we put together an ordinance you have in front of you. We think it is reasonable. I know the building inspector had some questions. I am happy to address those questions with him. They seem to be more about implementation, than they do about the particular ordinance itself.

Councillor Sullivan wanted to thank the parties that put this together. There are so many people who operate small art or music type studios in their homes. This could have had a real negative impact on more than just the person being aggrieved by this, so I wanted to congratulate everyone for doing this. It is important to allow this sort of zoning.

President Jordan asked if anyone would like to speak on this subject. No one spoke.

President Jordan closed the hearing.

Motion by Councillor Sullivan, second Councillor Barrett.

PASSED

Yeas 9, Nays 0

10.3. **Document 74/2021**; William Pillsbury, Jr – Economic Development & Planning Director requests hearing for Zoning Amendment to City Code Chapter 255 and submits Ordinance *postponed from September 21 2021*

10.3.1. **Document 74-B/2021**; Ordinance re: Amend City Zoning Ordinance Chapter 255 by adding: 8.3 Inclusionary Zoning – All housing projects in City shall require a minimum of 10% of all units to be affordable as a condition of approval

Filed June 30 2021

*Request to postpone until March 29th meeting from Planning Director
William Pillsbury*

Motion by Councillor Bevilacqua, second Councillor McGonagle

PASSED Postponed to March 29, 2022

Yeas 9, Nays 0



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11. APPOINTMENTS:

11.1. **Confirming Appointments:**

11.2. **Non-Confirming:**

11.2.1. Constable - David E Hall, 73 East Broadway, exp 12/1/2022

Motion by Councillor McGonagle, second Councillor Barrett

PASSED Placed on File

Yeas 8, Nays 0, Absent 1

12

11.2.2. **Year End Appointments by Mayor**

- Alicia McOsker, Treasurer and Collector of Taxes, for one year
- William Cox, City Solicitor, for one year
- Allison Heartquist, Mayor's Chief of Staff, for one year
- Shawn Regan, Mayor's Office Communications Director
- Lisa Yarid Ferry, Mayor's Secretary, for one year
- Robert Pistone, Lock-Up Keeper, for one year
- Robert Ward, Tree Warden, for one year
- Robert Ward, Gypsy Moth Control Superintendent, for one year
- Robert Ward, Fence Viewer, for one year
- Carly Fowler, Poundkeeper, for one year
- Karin Devlin, Inspector of Animals, for one year
- Thomas Bridgewater, Inspector of Buildings, for one year.

Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED Placed on File

All in Favor

1-D

11.2.3. **ARPA & Infrastructure Advisory Task Force**

- Mike Stankovich, Chair
- Robert Ward, acting DPW Director
- John Pettis, City Engineer
- Andrew Herlihy, Director, Community Development Block Grant Office
- William Pillsbury, Department Head, Economic Development and Planning Office
- Angel Wills, Haverhill Chief Financial Officer
- Michael Stankovich, Consultant and former DPW Director
- William Pauk, resident and former Director of Haverhill Water-Wastewater Department
- Councilor Shaun Toohey, 696 Crystal Street, Haverhill

Motion by Councillor Bevilacqua, second Councillor Barrett

PASSED Placed on File

Yeas 8, Nays 0, Abstain 1 (Toohey)

1-E

11.2.4. **Youth Activities and Mental Health Program Advisory Committee**

- Robin DeINegro, 375 Main Street, Apt. # 1, Haverhill



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- Nomsa Ncube, 67 Washington Street, #102-P, Haverhill
- Vinny Ouellette, Director, Haverhill Social Services Department
- Councilor Thomas Sullivan, 77 Longview Street, Haverhill
- Councilor Melinda Barrett, 12 Salem Street, Bradford
- HPS Superintendent Margaret Marotta or designee
- Dennis Everett of 21 South Central Street, Haverhill
- George Moriarty of 11 Sheridan Street, Haverhill
- Carol Ireland, Violence, Intervention and Prevention (VIP) Program Director

Motion by Councillor Bevilacqua, second Councillor McGonagle

PASSED Placed on File Yeas 7, Nays 0, Abstain 2 (Sullivan, Barrett) 1-F

Resignations:

12. PETITIONS:

- 12.1. **CCSP 21 17** Petition from Attorney Robert Harb for Applicant Kenoza Avenue Properties requesting a hearing for a Special Permit for an 8 unit Multifamily dwelling in a CC Zone – Kenoza Avenue Properties, LLC – Owner/Applicant, at 62 Kenoza Ave, map 619-525-15 Council Hearing February 1 2022
Motion by Councillor Sullivan, second Councillor Bevilacqua
PASSED Placed on File All in Favor 13
- 12.2. **Applications Handicap Parking Sign: with Police Dept approval**
12.2.1. Barbara Gil, 19 Arch Ave *new*
Motion by Councillor Sullivan, second Councillor McGonagle
PASSED All in Favor 2-B
- 12.3. **Amusement/Event Applications:**
12.3.1. Academy Lanes, Edward DiBurro, 725 S Main St, 12 machines
Motion by Councillor Sullivan, second Councillor Barrett
PASSED All in Favor 14
- 12.4. **Auctioneer License:**
- 12.5. **Tag Days:**
12.5.1. **Haverhill Boys Lacrosse 15**
Olivia Garrity, 749 West Lowell ave
April 22, 23, 24, 2022
Market Basket (?), One Stop Market, Heavnly Donuts
- 12.5.2. **HHS Girls Crew Team 15-B**
Joanna Howes, 82 Colby st
April 8, 9, 10 2022
Market Basket (?), One Stop Market, Heavnly Donuts
- 12.5.3. **HHS Boys Crew Team 15-C**
Joanna Howes, 82 Colby st
Sept 23, 24, 25 2022



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Market Basket (?), One Stop Market, Heavenly Donuts

12.5.4. HHS CC and Track

15-D

Marybeth McGlashen, 7 South Maple Ave, Haverhill

March 5, 6 2022

Heavenly Donuts and One Stop Mart

Motion by Councillor Bevilacqua, second Barrett to approve all applications

PASSED

All in Favor

12.6. One Day Liquor License:

12.7. Annual License Renewals:

12.7.1. Hawker Peddlers License 2022 - Fixed location

12.7.2. Coin-Op License Renewals - with Police Dept approval

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

12.7.3.1. Richard D Daigle, renewal

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12.7.3.2. John Jablonski, renewal

16-B

12.7.3.3. Robert Ullo, renewal

16-C

Motion by Councillor Sullivan, second Councillor McGonagle

PASSED

All in Favor

12.7.4. Christmas Tree Vendor:

12.7.5. Taxi Driver Licenses for 2022:

12.7.6. Taxi License

12.7.7. Junk Dealer License

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

12.7.13. Buy & Sell Second Hand Clothing

12.7.14. Pawnbroker license

12.7.15. Fortune Teller

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

13. MOTIONS AND ORDERS:

- 13.1. **Order:** Road Opening, 187 Mill St, That the City Council approve the request to excavate at 187 Mill st for installation of underground utilities

Related Communication from City Engineer John Pettis

Motion by Councillor Sullivan, second Councillor Barrett

PASSED

Yeas 9, Nays 0

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- 13.2. Order – transfer \$170,798.40 from Cannabis Local Impact Fees to Youth Activities/Mental Health Stabilization Fund Account

Related Communication from the Mayor

Councillor McGonagle requested to step out due to conflict

Motion by Councillor Barrett, second Councillor Sullivan to allow

Colin LePage addressed the Council stating it's been about three years since starting to talk about this even before any shops were opened. Explained funds were previously pledged and still owed. Fully support this fund but want public to know where funds are coming from.

Solicitor Cox stated he is well aware that former Councillor LePage was advocating for this for three years but can't spend money before we have it. First received funds back in May of 2021, at that time retained the firm MGT to conduct study. Feel at this point in time it's reasonable to take this amount of money and transfer into the account for usage based on the analysis MGT performed. President Jordan spoke with Chief of Staff Heartquist about \$500K from this past budget season for youth fund. What is in front of the Council tonight is not all the money, there will be more money coming in.

Motion by Councillor Barrett, second Councillor Sullivan

PASSED

Yeas 8, Nays 0, Abstain 1 (McGonagle) 18

- 13.3. Order – transfer \$41,607 from Youth Activities/Mental Health Stabilization Fund to provide for a risk behavior surveys analysis

Related Communication from the Mayor

Motion by Councillor Bevilacqua, second Councillor Barrett

PASSED

Yeas 8, Nays 0, Absent 1 (McGonagle) 18-B

- 13.4. Order- Transfer \$75,000 from HHS Gym Roof Repair Acct to pay for a feasibility Study and Schematic Design for the Moody Rood Replacement Project

Related Communication from the Mayor

Motion to approve by Councillor Bevilacqua, second Councillor Sullivan

PASSED

Yeas 9, Nays 0

18-C

14. ORDINANCES (FILE 10 DAYS)

- 14.1. **Ordinance** re: Vehicles and Traffic; Add Handicap Parking Arch St #19

Motion by Councillor Barrett, second Sullivan

PASSED Placed on File 10 days

All in Favor

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15. COMMUNICATIONS FROM COUNCILLORS:

- 15.1. Communication from Councillor Bevilacqua requesting a discussion regarding the condition city streets are left in when final pavement is not yet applied and the impact to motorists.

Councillor Bevilacqua states residents are concerned with the way city streets are left in before the final pavement, example Carleton Street.

Would like to send a communication to appropriate City Departments (Engineering and Highway) to better define the condition that a city street is left in until final pavement is applied and a report back from them.



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Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED send letter to engineering & highway Yeas 9, Nays 0, Absent 1 (McGonagle) 5-E

- 15.2. Communication from Council Vice President Michitson and President Jordan wishing to propose a ballot question for a Charter amendment
Councillor Michitson concerned about the mismatch between Mayor and City Council Mayor budgetary powers. The City Council can only adopt or reject a budget or reduce specific items in a budget but can bring new projects forward for a vote without asking the mayor for permission.

Motion by Councillor Michitson to send to City Solicitor to describe the process and send order to Citizen's Outreach Committee for study, second Councillor Lewandowski

PASSED Yeas 8, Nays 1 (Bevilacqua), Absent 1 (McGonagle) 5-F

16. UNFINISHED BUSINESS OF PRECEDING MEETING:

- 16.1. **Document 8:** Ordinance re: Vehicles & Traffic; Add Handicap parking 37
Arch st
Motion by Councillor Sullivan, second Councillor Barrett
PASSED Yeas 8, Nays 0, Absent 1 (McGonagle)

- 16.2. **Document 8B:** Ordinance re: Vehicles & Traffic; Add Handicap parking 25
Mt Vernon st *Filed Jan 11 2022*
Motion by Councillor Sullivan, second Councillor Barrett
PASSED Yeas 8, Nays 0, Absent 1 (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, second Councillor Barrett

PASSED

All in Favor

Adjourned 21:42

AMENDED AGENDA ITEM:

- 21.1. **Document 91-M/2021;** Council President Barrett requests a discussion about the catch basins in the City *Postponed from January 4 2022*

Councillor Barrett states catch basins, settings, curbing's, etc. have felt the effect of the recent heavy rains causing flooding to Mr. Johnson's home along with other areas throughout the city. Robert Ward has hired a company to clean the catch basins throughout the city.

Robert Johnson, South Elm Street, addressed the Council the flooding severe flooding his home has had since 2011. That year he had 4 feet of water where it continues to flood every year for past 10 years. Would like regular communication from the city to see what is being done about this.