



City of Haverhill
City Council Minutes
Tuesday, January 29, 2019
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

Present – President Michitson, Councillors Sullivan, Bevilacqua, Barrett, LePage, Jordan, Macek, Daly O’Brien, and McGonagle.
City Clerk – Linda L. Koutoulas

1. Opening Prayer
2. Pledge of Allegiance
3. Approval of Minutes of Prior Meeting
The minutes were approved. Yeas 9, Nays 0
4. Assignment of the minutes review for the next Meeting
Councillor Daly O’Brien was assigned the minutes

Councillor Macek requested a moment of silence in memory of Charles Burrill, a pedestrian who was killed on January 25th by a hit and run driver at White’s corner.

ON MOTION OF COUNCILLOR MACEK TO SUSPEND THE RULES TO DISCUSS THE DEATH OF A PEDESTRIAN ON JANUARY 25 AT WHITE’S CORNER. ADDITIONALLY, TO DISCUSS IN GENERAL, PROBLEMS THAT HAVE RECENTLY DEVELOPED ALONG MAIN STREET AND ITS INTERSECTIONS FROM WHITE’S CORNER TO SUMMER/WINTER STREETS.

RULES SUSPENDED Yeas 9, Nays 0 31

Councillor Macek described a number of issues with the newly designed state project. The Mayor also spoke of his displeasure with the new design and traffic concerns. He and City Engineer Pettis have spoken with the State about their concerns and will continue to work with them. Councillors will email their suggestions/questions to the Mayor.

5. Communications from the Mayor:

Mayor Fiorentini submits information and Order to enter into a Purchase and Sales Agreement with Pan Am (formerly Boston and Maine) Railroad to purchase more abandoned railroad Corridor along the former B & M “Georgetown Branch Line” in Bradford

ANDREW HERLIHY, DIVISION DIRECTOR COMMUNITY DEVELOPMENT, GAVE A COMPREHENSIVE OVERVIEW OF THE EXISTING & PROPOSED FIORENTINI RAIL-TRAIL EXPANSION*
PLACED ON FILE Yeas 9, Nays 0 20

ORDERED: That the Mayor be and is hereby authorized to purchase on behalf of the City of Haverhill the premises located by the Merrimack River, containing 54,960 square feet, more or less, from Boston and Maine Corporation for a sum not to exceed \$193,000.00, pursuant to the attached “Purchase and Sale Agreement” which is incorporated herein. Further, the Mayor be and is hereby authorized to execute any and all other documents as required to complete said purchase and comply with all of the terms of said Agreement.

PASSED Yeas 9, Nays 0 21

6. Communications and Reports from City Officers and Employees:

7. Utility Hearing(s) and Related Order(s)

Petition from National Grid and Verizon NE requesting Joint Pole Locations on Foundation av – Plan 27238929

COUNCIL HEARING FEB 26 2019 Yeas 9, Nays 0 22

Petition from National Grid of North Andover requesting underground electric conduits on Foundation av – Plan 27238929-1

COUNCIL HEARING FEB 26 2019 Yeas 9, Nays 0 23

Petition from National Grid of North Andover requesting underground electric conduits on Seven Sister rd – Plan 27537891

COUNCIL HEARING FEB 26 2019 Yeas 9, Nays 0 24

8. Hearings and Related Orders

Document 132: Petition from Ernest M Cioto and Mike Niskanen of 38 RR Realty Trust for a Special Permit to allow construction in the Waterfront District (Zone F) with site sitting directly on the Merrimack River to build 60 condos at 38 Railroad st: Assessors Map 701, Block 630, Lot 9
Related communication from Ernest Cioto on behalf of himself and his business partner Mike Niskanen requesting to withdraw without prejudice their petition to construct 60 condos at 38 Railroad st

ON MOTION OF COUNCILLOR MCGONAGLE TO WITHDRAW WITHOUT PREJUDICE

WITHDRAWN WITHOUT PREJUDICE Yeas 9, Nays 0 132

9. Public Participation- Requests under Council Rule 28

10. Appointments:

Confirming Appointments:

Non-Confirming Appointments:

City’s Representative to Community Action Inc Board: Nomsa Ncube 67 Washington st – reappointment; Appointment to expire Dec 31 2019

PLACED ON FILE Yeas 9, Nays 0 4B

11. Petitions:

Petition from City of Haverhill requesting Hearing for a Corrective Action to fix an Error in Approval of Zoning Amendment: Additional minor changes to Zoning Ordinance – Stevens st – related zoning amendment to table of allowed uses

REFERRED TO PLANNING BOARD

COUNCIL HEARING MARCH 12 2019 Yeas 9, Nays 0 25

MUNICIPAL ORDINANCE CHAPTER 255

An Ordinance Relating to Zoning
Table of Use and Parking Regulations

Be it Ordained by the City Council of the City of Haverhill that Chapter 255, Table 1, TABLE OF USE AND PARKING REGULATIONS, being and is hereby further amended as follows:

Section 255, Zoning Table 1: In as much as (a Portion of) the remaining IG zone (Stevens Street-west side only (Little Rive Side) is an area in significant transition all uses except residential, mixed residential/ commercial and performing arts in this portion of this IG zone (Stevens Street-west side only (Little River Side) where the table is currently “P” PERMITTED shall be changed in “S” – SPECIAL PERMIT by the City Council. All uses previously permitted (P) in the balance of the IG zone (particularly Hale Street) shall remain permitted uses.

PLACED ON FILE for at least 10 days Yeas 9, Nays 0 25B

Tag Days:

HHS Boys Basketball Boosters, March 15, 16, 17

GRANTED Yeas 9, Nays 0 17Q

Riverside Baseball, May 31st & June 1 & 2

GRANTED Yeas 9, Nays 0 17R

Haverhill High Crew Team, Sep 28 & 29

GRANTED Yeas 9, Nays 0 17S

Coin-Op License Renewals 2019:

Redbox Automated Retail Locations – Movies (renewals)

The following were GRANTED Yeas 9, Nays 0

Market Basket, 285 Lincoln av 26

Market Basket (B), 2 Water st 26B

CVS Pharmacy, 425 Lowell av 26C

Walgreens, 800 River st 26D

Walgreens (A), 800 River st 26E

Market Basket, 400 Lowell av 26F

CVS Pharmacy, 150 Lafayette sq 26G

Market Basket, 2 Water st 26H

All applications have Department approvals

Taxi Driver Licenses for 2019:

Wisvel Joseph , 114 Pilling st – *renewal*

GRANTED Yeas 9, Nays 0 27

Karen J Fryns, 7 Richmond st - *new*

GRANTED Yeas 9, Nays 0 27B

Maria Rivera, 279 Lawrence st, Lawrence, MA - *new*

GRANTED Yeas 9, Nays 0 27C

Tylishia Jones, 101 High st, 2nd floor - *new*

GRANTED Yeas 9, Nays 0 27D

12. Motions and Orders:

13. Ordinances (File 10 days)

MUNICIPAL ORDINANCE CHAPTER 240

An Ordinance Relating to Vehicles and Traffic

Be it Ordained by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 240, Article XIII, §240-85 – Schedule B: Parking Restrictions and Prohibitions, as amended, be and is hereby further amended as follows:

Name of Street Location Regulation Hours/Days

South Main Street

West Side

1st Paragraph – By deleting the words and figures “...190 feet south of...” after the words “From Middlesex Street southerly to”; and,

2nd Paragraph – By deleting the words and figures “...190 feet south of...” preceding the words “South Pleasant Street center Line”. (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 8, Nays 1(Barrett) 28

MUNICIPAL ORDINANCE CHAPTER 240

356 Main Street – Handicapped Parking
An Ordinance Relating to Parking

Be it Ordained by the City Council of the City of Haverhill that Article XIII, §240-1302 – Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by

inserting the following:

LOCATION	REGULATION	HOURS/DAYS	
356 Main Street (see document for complete text)	No Parking	24 Hours	
PLACED ON FILE for at least 10 days		Yeas 9, Nays 0	29

MUNICIPAL ORDINANCE	CHAPTER 240
8 LeBlanc Street – Handicapped Parking An Ordinance Relating to Parking	

Be it Ordained by the City Council of the City of Haverhill that Article XIII, §240-1302 – Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by inserting the following:

LOCATION	REGULATION	HOURS/DAYS	
8 LeBlanc Street (see document for complete text)	No Parking	24 Hours	
PLACED ON FILE for at least 10 days		Yeas 9, Nays 0	29B

14. Monthly Report

15. Communications from Councillors:

Communication was received from Council President Michitson and Councillors LePage, Jordan and Barrett requesting to discuss establishment of 10-year capital improvement program and associated funding plan to cover all City facilities, roads, bridges, water, sewer/treatment, parking, handicap accessibility and apparatus (e.g. ladder trucks)

PRESIDENT MICHITSON STRESSED THE NEED TO ALLOCATE MORE FUNDING FOR CRITICAL CAPITAL IMPROVEMENTS AND OFFERED SUGGESTIONS. COUNCILLORS ALSO ADDED THEIR SUGGESTIONS.

ON MOTION OF PRESIDENT MICHITSON THAT THE VARIOUS CAPITAL IMPROVEMENT PLANS FROM DEPARTMENTS (E.G.FIRE DPT.) AND SCHOOLS SHOULD BE SYNCHRONIZED AND CAPTURED IN THE MAYOR’S OFFICAL 10-YEAR CAPITAL IMPROVEMENT PROGRAM, PRESENTED TO CITIZENS AND CITY COUNC AT LEAST ONE MONTH BEFORE WE RECEIVE THE BUDGET. IT SHOULD INCLUDE A FINANCIAL PLAN TO IMPLEMENT THE CAPITAL IMPROVEMENTS.

LETTER TO MAYOR	Yeas 9, Nays 0	13I
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Communication was received from Council President Michitson requesting to address traffic and safety concerns at the intersection of Groveland st, Keeley st and East Broadway

REFERRED TO TRAFFIC & SAFETY COMMITTEE	Yeas 9, Nays 0	13J
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Communication was received from Councillor Jordan requesting to introduce Liz Stratton from the Haverhill High School Varsity Basketball Boosters Club to promote the upcoming “Blackout for Cancer” being held on Tuesday, February 5 2019

MS. STRATTON INFORMED THAT THE BOYS & GIRLS VARSITY BASKETBALL TEAMS ARE SPONSORING AN EVENT TO RAISE AWARENESS ABOUT CANCER AND TO SUPPORT PARA-PROFESSIONAL NANCY BURKE AND SENIOR MADISON COPELAND WHO WERE DIAGNOSED WITH CANCER. THEY ARE THE 2019 BLACKOUT FOR CANCER RECIPIENTS. DONATIONS CAN BE SENT TO TOM O’BRIEN, ATHLETIC DIRECTOR, CHECKS PAYABLE TO HHS BOYS BASKETBALL BOOSTERS.

PLACED ON FILE	Yeas 9, Nays 0	13K
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Communication was received from Councillor McGonagle requesting a discussion about a request for a stop sign at the intersection of Hilldale av and Monument st

REFERRED TO TRAFFIC & SAFETY COMMITTEE	Yeas 9, Nays 0	13L
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Communication was received from Councillor LePage requesting a discussion on the Green Communities Award Grant funding projects and future energy conservation measures.

COUNCILLOR LEPAGE INFORMED THAT THE MAYOR CREATED A GREEN COMMUNITIES TASK FORCE IN 2010 ON WHICH HE SERVED. HE INTRODUCED SHAWN REGAN, MAYOR’S COMMUNICATIONS STAFF, WHO GAVE A SUMMARY OF THE GREEN COMMUNITIES DESIGNATION LETTER AND AWARD GRANT OF \$314,505. ORLANDO PACHECO, CITY’S ENERGY CONSULTANT ANSWERED QUESTIONS ON VARIOUS PROJECTS

PLACED ON FILE	Yeas 9, Nays 0	13M
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Communication was received from Councillor LePage requesting a discussion regarding Rules and Regulations of the City Council

REFERRED TO ADMINISTRATION & FINANCE COMMITTEE	Yeas 9, Nays 0	13N
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16. Unfinished Business of preceding Meetings :

Document 12

MUNICIPAL ORDINANCE	CHAPTER 25
An Ordinance Relating to Councils	

Be it Ordained by the City Council of the City of Haverhill that Chapter 25, Article III, Sections 15 of the Code of the City of Haverhill, as amended, being and is hereby deleted in its entirety and the following is inserted in place thereof:

“Article III. Council on Youth Needs (see document for complete text)

PASSED	Yeas 9, Nays 0	12
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17. Council Committee Reports and Announcement

Councillor Bevilacqua, Chairperson, presented Minutes of the Planning and Development Committee meeting held on January 16 2019 regarding discussion of Document 13-H; Communication from Councillor Bevilacqua requesting to discuss energy projects

ON MOTION OF COUNCILLOR BEVILACQUA TO SEND A LETTER TO THE MAYOR AND ORLANDO PACHECO TO INCLUDE THE MINUTES PRIORITIZING THE ENERGY PROJECTS LETTER TO MAYOR & ORLANDO PACHECO

Yeas 9, Nays 0

30

18. Documents Referred To Committee Study

Meeting adjourned at 9:33 o'clock P.M.

Yeas 9, Nays 0

Attest: Linda Koutoulas
City Clerk

*Doc. 20 - Handout from Andrew Herlihy – Border to Boston Map