



City of Haverhill
 City Council Minutes
 Tuesday, January 8, 2019
 Theodore A. Pelosi, Jr. Council Chambers, Room 202
 4 Summer Street

Present – President Michitson, Councillors Sullivan, Bevilacqua, Barrett, LePage, Jordan, Macek and Daly O’Brien
 Absent – Councillor 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 7, Nays 0, Absent 2
4. Assignment of the minutes review for the next Meeting
 Councillor Jordan was assigned the minutes.
5. ELECTION OF PRESIDENT OF COUNCIL
 On motion of Councillor Macek to nominate John A. Michitson as President of Council.
 Nominations closed. Yeas 7, Nays 0, Absent 2
6. ELECTION OF VICE PRESIDENT OF COUNCIL
 On motion of Councillor Bevilacqua to nominate Thomas Sullivan as Vice President of Council.
 Nominations closed. Yeas 7, Nays 0, Absent 2

Councillor Daly O’Brien arrived

7. Communications from the Mayor:
 Mayor Fiorentini submits new Amended Salary Ordinance to cover department heads & non-union personnel (see Documents 51-F/2018 & 51-G/2018)
Related communications from City Auditor and Human Resources Director
 PASSED AS AMENDED TO REPLACE DOC. 51-F/2018 Yeas 8, Nays 0, Absent 1 1

8. Communications and Reports from City Officers and Employees:
9. Utility Hearing(s) and Related Order(s)

10. Hearings and Related Orders

Petition from Attorney E. Pamela Salpoglou, representing applicant Edgar Arias, requesting a Special Permit to allow operation of a Class II Used Car Dealership with open lot sales and storage at 3 Kenoza av; Assessor’s Map 204, Block 48, Lots 1 & 2; located in a Commercial CC Zone; to have 5 parking spaces for customers, 1 of which will be handicap accessible, 2 spaces for employees and 16 spaces for display; Comment sheets are included from City Departments.

President Michitson opened the hearing. Attorney E. Pamela Salpoglou described the plans for the property. The property is owned by Speedway LLC and formerly used as a gas service station. If the permit is granted, Mr. Arias plans to repave and repaint the lines. No structural changes will be made and there will be no repairs on the premises. He would purchase the property if the permit is granted. Mr. Brad Brooks and Ms. Marianne Seitz had questions.

Hearing closed.

Councillors asked questions about lot lines, HP van parking and 21E assessment.

ON MOTION OF COUNCILLOR SULLIVAN TO APPROVE THE SPECIAL PERMIT

On the question of passage the yeas and nays are as follows:

Yeas,-Councillors Jordan, Daly O’Brien and President Michitson 3
 Nays,-Councillors Sullivan, Bevilacqua, Barrett, LePage and Macek 5
 Absent,-Councillor McGonagle 1

NOT PASSED

130/2018

11. Public Participation- Requests under Council Rule 28

Stephanie Lesiczka addressed the Council regarding snow plowing, street signs and stop signs.

MS. LESICZKA THANKED THE MAYOR AND COUNCIL FOR THEIR RATE INCREASE.

STREET ROUTE MAPS HAVE NOT BEEN DISTRIBUTED. STOP SIGN & STREET SIGNS MISSING.

ON MOTION OF COUNCILLOR MACEK TO SEND LETTER TO MAYOR AND HIGHWAY DEPARTMENT TO ENSURE THAT SCHOOL BUS STOPS ARE INCLUDED ON MAPS AND THAT THEY ARE RELEASED AS SOON AS POSSIBLE; CONSIDER IMPLEMENTATION NEXT PLOW SEASON

Yeas 8, Nays 0, Absent 1 2

12. Appointments:

Confirming Appointments:

Robin DelNegro, 375 Main st., Council on Youth Needs-Chairperson; appointment effective upon confirmation. Appointment to expire Dec. 31, 2021.

MS. DELNEGRO INTRODUCED HERSELF.

CONFIRMED Yeas 8, Nays 0, Absent 1 3

Non-Confirming Appointments:

Charles Grandmaison, 37 Lawrence st, Vietnam Veterans Memorial Ad Hoc Commission; appointment effective immediately.

PLACED ON FILE Yeas 8, Nays 0, Absent 1 4

13. Petitions:

Petition from Attorney Bob Harb for applicant/owner Arrowpoint Burlington LLC; for Special Permit - Modification of Pre-Existing Permit/Project: Mixed Use Project in *Waterfront District* to convert commercial area on first floor into three residential units & increase residential units from 164 to 167 and reduce commercial units from 6 to 5 at 1 Water st; Assessors Map 200, Block 4, Lot 2

COUNCIL HEARING MARCH 12, 2019 Yeas 8, Nays 0, Absent 1 5

One Day Liquor License:

David P LaBrode; One Day Beer & Wine license for Frozen Shamrock 3 Mile Road Race at Maria's Family Restaurant, Locust st; February 24; 9 am to 3 pm; *Has police & License Commission approval*
GRANTED

Yeas 8, Nays 0, Absent 1 6

Coin-Op License Renewals 2019

The following were all granted:

Yeas 8, Nays 0, Absent 1

Market Basket 285 Lincoln av 2 Coin-ops (Kiddie Rides) 7
Market Basket 400 Lowell av 1 Coin-op (1 Kiddie Ride) 7A
Market Basket 2 Water st 2 Coin-ops 7C
Valley Forum Ice Rink 7 Parkridge rd 12 Coin-ops 7D
American Legion Wilbur Comeau Post #4 1314 Main st 2 Coin-ops 7E

Sunday Coin-Op License Renewals 2019

Market Basket 285 Lincoln av 2 Sunday Coin-ops (Kiddie Rides) 8
Market Basket 400 Lowell av 1 Sunday Coin-op (1 Kiddie Ride) 8B
Market Basket 2 Water st 2 Sunday Coin-ops 8C
Valley Forum Ice Rink 12 Sunday Coin-ops 8D
American Legion Wilbur Comeau Post #4 2 Sunday Coin-ops 8E

Drainlayer License for 2019:

The following were all granted:

Yeas 8, Nays 0, Absent 1

Steven Allen 9
Serge Beaulieu 9B
Brett Berube 9C
Paul D Busby 9D
George Charest 9E
John Davidowicz 9F
David Deloury 9G
Rocci DeLucia Jr. 9H
Jason Dixey 9I
Stephen J Doherty Sr. 9J
Thomas Dube 9K
Richard P Early Jr. 9L
Richard P Early Sr. 9M
Robert A Frye 9N
John Grasso 9O
Bill Hall 9P
Thomas Hodgson 9Q
Bruce Hoehn 9R
Peter G Holland 9S
William F Hutton 9T
Scott Laffey 9U
Scott Karpinski 9V
James M Mahoney 9W
Michael Mazzotta 9X
Joseph Phelan 9Y
Douglas Robbins 9Z
William Sawyer 10
John Sullivan 10B
Mark Viens 10C

14. Motions and Orders:

ORDERED: That Document #126 of 2014 (an Order relating to rates for private snow plowing and hauling) be and is hereby deleted in its entirety and the following inserted in place thereof:

RATES FOR NSOW PLAOWING AND HAULING EFFECTIVE November 1, 2018

(see document for complete text)

ON MOTION OF COUNCILLOR MACEK TO AMEND DOCUMENT, NOTE 4, TO REFLECT CHANGE OF SPECIALIZED EQUIPMENT AS \$135 AS IN #1 Yeas 8, Nays 0, Absent 1
PASSED AS AMENDED Yeas 8, Nays 0, Absent 1 11

15. Ordinances (File 10 days)

MUNICIPAL ORDINANCE
An Ordinance Relating to Councils

CHAPTER 25

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)

PLACED ON FILE for at least 10 days Yeas 8, Nays 0, Absent 1 12
16. Monthly Report

17. Communications from Councillors:

Communication was received from Council President Michitson and Councillor Macek requesting to introduce twin brothers Kevin and Christopher Shaw for their achievement in attaining the rank of Eagle Scout

CITATIONS PRESENTED Yeas 8, Nays 0, Absent 1 13

Communication was received from Council President Michitson requesting to introduce Peter Yannakoureas to discuss his public participation

MR. YANNAKOUREAS WANTED TO KNOW WHY HE WASN'T ALLOWED TO SPEAK AT SCHOOL COMMITTEE MEETINGS AND FELT HE WAS TREATED DISRESPECTFULLY
PLACED ON FILE Yeas 8, Nays 0, Absent 1 13B

Communication was received from Council President Michitson requesting to address key citizen goals and outcomes for 2019

PRESIDENT MICHITSON PRESENTED KEY CITIZEN GOALS IN AREAS OF ECONOMIC DEVELOPMENT, PUBLIC SAFETY, SCHOOLS & INFRASTRUCTURE*
PLACED ON FILE Yeas 8, Nays 0, Absent 1 13C

Communication was received from Councillor Barrett requesting to introduce Jen Ezell from Family Services of Merrimack Valley to discuss Big Friends Little Friends

COUNCILLOR BARRETT INTRODUCED MS. EZELL SAYING THERE IS A DIRE NEED FOR MENTORS. MS. EZELL INFORMED THAT THEY ARE LOOKING FOR A LOCATION IN HAVERHILL. THEY HAVE DONE A NEEDS ASSESSMENT AND HAVE 35 CHILDREN ON A WAIT LIST. THEY SERVICE CHILDREN AGES 6-14 YEARS OLD. THE COMMITMENT IS 2-4 TIMES A MONTH, 1- 2 HOURS FOR 1 YEAR. MANY SUGGESTIONS WERE OFFERED.
PLACED ON FILE Yeas 8, Nays 0, Absent 1 13D

Communication was received from Councillor Macek requesting to present a citation to Roger LeMire for his community service

ON MOTION OF COUNCILLOR MACEK TO POSTPONE TO JAN 15 Yeas 8, Nays 0, Absent 1 13E

Communication was received from Councillors LePage and Macek requesting a discussion regarding the possible need to amend City zoning to mirror Massachusetts General Law 40A, Section 3, relative to the licensing of a pre-school child care facility

COUNCILLOR MACEK INFORMED THAT HE WAS ADVISED BY SOLICITOR COX TO SEND A LETTER TO SOLICITOR & BUILDING INSPECTOR TO ALIGN STATE AND LOCAL REGULATIONS Yeas 8, Nays 0, Absent 1 13F

Communication was received from Councillor Bevilacqua requesting to discuss on street parking in Bradford Square

COUNCILLOR BEVILACQUA IS SEEKING TO RESTORE ON STREET PARKING IN BRADFORD SQ. SINCE IT WAS REMOVED DUE TO STATE RECONSTRUCTION PROJECT ON MAIN ST. REFERRED TO TRAFFIC & SAFETY COMMITTEE; LETTER TO ENGINEER TO WORK WITH STATE; LETTER TO MAYOR TO HAVE PARKING CONSULTANT DO ANALYSIS OF PARKING NEEDS Yeas 8, Nays 0, Absent 1 13G

Communication was received from Councillor Bevilacqua requesting a discussion regarding energy projects and scheduling of Planning and Development Committee to develop City energy projects

COUNCILLOR BEVILACQUA MENTIONED A NUMBER OF ENERGY PROJECTS & ANNOUNCED PLANNING & DEVELOPMENT COMMITTEE MEETING SCHEDULED FOR JAN 16 AT 6PM IN THE CITY COUNCIL OFFICE TO DISCUSS ENERGY PROJECTS
PLACED ON FILE Yeas 8, Nays 0, Absent 1 13H

18. Unfinished Business of preceding Meetings :

Document 51-F/2018:

MUNICIPAL ORDINANCE

CHAPTER

An Ordinance Relating to Salaries

Administrative & Professional Positions

Be it ordained by the City Council of the City of Haverhill that Document 28-E of 2016 is hereby amended as follows: (see document for complete text)

ON MOTION OF COUNCILLOR MACEK TO PLACE ON FILE & SUBSTITUTE WITH
DOC.1 OF 2019 Yeas 8, Nays 0, Absent 1 51-F/2018

Document 51-G/2018:

MUNICIPAL ORDINANCE

CHAPTER

An Ordinance Relating to Salaries

Non-Union Positions

Be it ordained by the City Council of the City of Haverhill that Document 28-F of 2016 is hereby amended

as follows: (see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 51-G/2018

Document 51-H/2018:

An Ordinance Relating to Salaries

Library Group.

Be it Ordained by the City Council of the City of Haverhill that Document 28-K of 2016 is hereby amended as follows: (see document for complete text)

Effective 7/1/2017 1.75%

Effective 7/1/2018 2% (new scale)

Effective 7/1/18, the job titles of custodial positions shall become one – Custodian

Amend Article 9: WAGES Section 3

PASSED Yeas 8, Nays 0, Absent 1 51-H/2018

Document 94-E/2018:

Memorandum of Agreement between City of Haverhill and *the Library Group – Teamsters Local 170*

(see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 94-E/2018

Document 51-I/2018:

MUNICIPAL ORDINANCE

CHAPTER

An Ordinance Relating to Salaries

City Hall Clerks Group

Be it Ordained by the City Council of the City of Haverhill that Document 28 of 2016 is hereby amended as follows: (see document for complete text)

Effective 7/1/2017 1.75%

Effective 7/1/2018 2% (new scale)

Amend Article IX: Wages and Longevity section 3. Professional Development

PASSED Yeas 7, Nays 0, Absent 1, Abstain 1(Bevilacqua) 51-I/2018

Document 94-F/2018

Memorandum of Agreement between City of Haverhill and *the City Hall Clerks Group – Teamsters 170*

(see document for complete text)

PASSED Yeas 7, Nays 0, Absent 1, Abstain 1(Bevilacqua) 94F/2018

Document 121-N/2018; Communication from Councillor Daly O’Brien requesting an update on the installation of a crosswalk near the Casablanca condo entrance and electronic speed monitoring on Carleton st

ON MOTION OF COUNCILLOR DALY O’BRIEN TO POSTPONE TO DATE UNCERTAIN

POSTPONED Yeas 8, Nays 0, Absent 1 121N/2018

Document 134/2018

MUNICIPAL ORDINANCE

CHAPTER 222

An Ordinance Relating to Streets and Sidewalks

Be it Ordained by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 222, as amended, is hereby further amended by adding the following at the end of said Chapter

“ARTICLE XV – WATER DISCHARGE ON PUBLIC WAYS

§222-96 Prohibited activity.

No person, owner of property, or person controlling property shall discharge or permit to be discharged into or upon any street, court, lane, public roadway, or roadway to which the public has a right to use, any water so as to create a public safety hazard by freezing or flooding of the roadway.

§222-97 Violations and penalties.

Any violation of said article shall be subject to the payment of a fine not exceeding \$300 for each violation, each day representing an independent violation.”

PASSED Yeas 8, Nays 0, Absent 1 134/2018

Document 63-X/2018; Communication from Councillor Barrett requesting a discussion regarding the National Grid lockout

COUNCILLOR BARRETT INFORMED THAT NATIONAL GRID WORKERS AGREED TO A CONTRACT AND THE LOCKOUT HAS ENDED. WORKERS WILL BE BACK ON JOB EFFECTIVE JAN 21 2019.

ON MOTION OF COUNCILLOR BARRETT TO END MORATORIUM & RESCIND EFFECTIVE

JAN 21 2019 Yeas 7, Nays 0, Absent 1, Abstain 1(Bevilacqua) 63X/2018

19. Resolutions And Proclamations

20. Council Committee Reports and Announcements

Councillor Bevilacqua asked for a moment of silence in memory of Haverhill Police Officer Shinner’s brother who was killed in the line of duty as a police officer in Provo, Utah.

21. Documents Referred To Committee Study

Meeting adjourned at 9:02o’clock P.M.

Yeas 8, Nays 0, Absent 1

Attest: Linda Koutoulas
City Clerk