



City of Haverhill
 City Council Minutes
 Tuesday, October 6, 2020
 Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St, Room 202
 Virtual and In-Person Meeting

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

President Barrett read the following statement: This meeting of the Haverhill City Council is being conducted remotely consistent with Governor Baker’s Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the “COVID-19 Virus”.

In order to mitigate the transmission of the COVID-19 Virus, we have been advised and directed by the Commonwealth to suspend public gatherings, and as such, the Governor’s Order suspends the requirement of the Open Meeting Law to have all meetings in a publicly accessible *physical* location. Further, all members of public bodies are allowed and encouraged to participate remotely.

The Order, which you can find posted with agenda materials for this meeting allows public bodies to meet entirely remotely and live so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting. This meeting will have hybrid – in person, virtual and call-in.

Due to the ongoing COVID-19 Pandemic, Governor Baker issued an Emergency Order temporarily suspending certain provisions of the Open Meeting Law, G.L. c. 30A sec. 20. Public bodies otherwise governed by the OML are temporarily relieved from the requirement that meetings be held in public places, open and physically accessible to the public, so long as measures are taken to ensure public access to the bodies' deliberations "through adequate, alternative means."

1. Opening Prayer
2. Pledge of Allegiance

President Barrett requested a moment of silence in memory of the passing of Councillor Jordan’s brother, Patrick Jordan.

3. Approval of minutes of prior meeting
 The minutes were approved Yeas 8, Nays 0, Absent 1
4. Assignment of the minutes review for the next Meeting
 Councillor Bevilacqua was assigned the minutes.
5. Communications from the Mayor

Mayor Fiorentini requests to give Coronavirus (COVID-19) crisis update
 The Mayor informed the numbers last week showed an uptick and the city is in the red zone. He is working with the state for mobile testing. There is a unit in the Locke Street parking lot until Oct. 14 and a walk-up testing site at Somebody Cares New England on Washington Street. There were 6 new cases today and 5 yesterday. Trinity Ambulance will give testing at senior places and the city will pay for tests. Contract tracing is being done. We have hired a nurse to assist with contact tracing.
 PLACED ON FILE 89C

Mayor Fiorentini requests to have Orlando Pacheco, Energy Consultant for the City and Denise Allard of Colonial Power Group to give update on City’s Municipal Aggregation Program being administered by Colonial Power Group
 MR. ORLANDO PACHECO INFORMED THIS IS THE SAME PROGRAM THE CITY HAD A FEW YEARS AGO. IT’S A BULK SUPPLY PURCHASE ON THE OPEN MARKET. IT PROVIDES STABILITY AND SAVINGS TO RATE PAYERS. THE CITY WILL PURCHASE ELECTRICITY FROM COLONIAL POWER GROUP, EFFECTIVE NOVEMBER FIRST. DECEMBER BILLS WILL REFLECT THE NEW PRICE. TO OPT OUT, COMPLETE POST CARD AND DROP IT IN THE MAIL. IN THE PAST THERE WAS 90% PARTICIPATION RATE.
 PLACED ON FILE Yeas 8, Nays 0, Absent 1 89H

Mayor submits the following Memorandum of Agreement(MOA) between City of Haverhill and Haverhill Superior Officers Group and Salary Ordinance
 PLACED ON FILE for at least 10 days Yeas 8, Nays 0, Absent 1 89I

The City of Haverhill and the Haverhill Superior Officers Group

This Memorandum of Agreement sets forth the agreements of the parties for a new agreement, to supplement and supersede inconsistent terms of prior agreements in effect through June 30, 2020. This memorandum shall not be binding until ratified by the membership of the Union and funded by City Council. Failing such ratification, or funding, the Memorandum shall not be admissible in any proceeding between the parties, and both parties will be free to revert to bargaining positions prior to the negotiations which produced this agreement. (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 8, Nays 0, Absent 1 96B

ORDERED: MUNICIPAL ORDINANCE CHAPTER
An Ordinance Relating to Salaries Superior Officers Group

Be it Ordained by the City Council of the City of Haverhill that Document 1-E of 2019 is hereby amended as follows: (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 8, Nays 0, Absent 1 97B

6. Communications from Councillors to introduce an individual(s) to address the Council:

7. Public Participation- Requests under Council Rule 28

8. Communications and Reports from City Officers and Employees:

Robert Ward, Deputy DPW Director submits Authority to File related to Loan Order approved by Council at September 29 2020 meeting

PLACED ON FILE Yeas 8, Nays 0, Absent 1 99

AUTHORITY TO FILE

Whereas, City of Haverhill, (the “Applicant”), after thorough investigation, has determined that the work activity consisting of preparing an asset management plan for the city’s water, wastewater and stormwater assets is both in the public interest and necessary to protect the public health, and that to undertake this activity, it is necessary to apply for assistance; (see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 99B

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

Hearings and Related Orders:

Petition from Anthony Rossi, Manager Emerson Investment LLC, requesting Special Permit to redevelop the property at 66 Emerson st; Assessor’s Map 3200, Block 54, Lots 1, 2 & 19-24; consisting of 24 market rate rental apartments; *Favorable recommendation with conditions/stipulations from Planning Board and Economic Development & Planning Director*

PRESIDENT BARRETT OPENED THE HEARING. MR. ANTHONY ROSSI SPOKE ABOUT HIS RE-DEVELOPMENT PLANS FOR THIS PROPERTY THAT HE PURCHASED ALMOST 2 AND A HALF YEARS AGO. THE PLANS INCLUDE THE DEMOLITION OF THE EXISTING BUILDING. IT WILL MEET ALL ZONING REQUIREMENTS. THE LEFT SIDE OF THE BUILDING WILL BE GREEN SPACE WITH A DOG PARK FOR RESIDENTS. THERE WILL BE 11 TWO BEDROOM UNITS, 3 THREE BEDROOM UNITS AND 10 STUDIO UNITS. HE JUST FINISHED THE FORMER ST. GREGORY’S CHURCH ON HARRISON STREET. THERE WILL BE ABOUT 41 PARKING SPACES NO ONE SPOKE IN FAVOR OR AGAINST THE SPECIAL PERMIT.

HEARING CLOSED

COUNCILLORS THANKED MR. ROSSI FOR HIS INVESTMENT IN HAVERHILL AND FOR THE NICE JOB AT THE HARRISON STREET PROPERTY.

ON MOTION OF COUNCILLOR SULLIVAN WITH SECOND FROM COUNCILLOR MACEK TO MOVE FOR PASSAGE OF THE SPECIAL PERMIT TO INCLUDE LETTERS FROM DEPARTMENT HEADS.

PASSED WITH CONDITIONS Yeas 8, Nays 0, Absent 1 83

10. Appointments:

Confirming Appointments:

No Schedule

Non-Confirming Appointments:

11. Petitions:

Applications Handicap Parking Sign – renewals

Joseph Jones for 127 Webster st #2

GRANTED Yeas 8, Nays 0, Absent 1 4S

Nicola P Spera for 9 Hancock st

GRANTED Yeas 8, Nays 0, Absent 1 4T

12. Motions and Orders

ORDERED:

COMMONWEALTH OF MASSACHUSETTS
William Francis Galvin, Secretary of the Commonwealth
WARRANT FOR 2020 STATE ELECTION

Essex, SS

To the Constables of the City of Haverhill:

GREETINGS:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said city or town who are qualified to vote in Elections to vote at the several wards in the city on **TUESDAY, THE THIRD DAY OF NOVEMBER, 2020**, from 7:00 A.M to 8:00 P.M. for the following purpose:

(see document for complete text)

PASSED

Yeas 8, Nays 0, Absent 1

6J

13. Ordinances (File 10 days)

MUNICIPAL ORDINANCE CHAPTER 196
AN ORDINANCE RELATING TO PROPERTY, CITY

Be it Ordained by the City Council of the City of Haverhill that Chapter 196 of the Code of the City of Haverhill, as amended, being and is hereby further amended by adding the following:

“Article IV. Purchase and Sale Agreements.

All negotiated purchase and sale contracts for the sale of city-owned property shall be returned to the City Council for final approval.”

PLACED ON FILE for at least 10 days

Yeas 8, Nays 0, Absent 1

100

14. Communications from Councillors:

Communication was received from Councillors Michitson, Bevilacqua and President Barrett requesting to discuss leveraging success of the City with the lowest Cost Fiber-Optic Internet in the World for Haverhill MR. JEFF CHRISTENSEN, PRESIDENT OF ENTRYPOINT NETWORKS, GAVE A POWERPOINT PRESENTATION ABOUT THE WORK HE HAS DONE IN IDAHO, FAIRHAVEN AND SCOPE OF WORK FOR QUINCY. HE STRESSED THE NEED FOR COMMUNITY ENGAGEMENT IN TERMS OF IMPLICATIONS AND COST STRUCTURE.

ON MOTION OF COUNCILLOR MICHITSON WITH SECOND FROM COUNCILLOR BEVILACQUA THAT THE CITY COUNCIL APPROVE A REQUEST TO THE MAYOR TO AUTHORIZE \$20,000 TO FUND AN INTERIM BROADBAND MASTER PLAN FOR HAVERHILL. Yeas 8, Absent 1 86Y

Communication was received from Council President Barrett and Councillor LePage requesting a status update on the Downtown Parking Management contract as well as Parking Commission recommendations as previously discussed at Council meeting on May 19, 2020

MIKE STANKOVICH, DPW DIRECTOR AND KARL BRUNELLE, CHAIR OF THE PARKING COMMISSION, GAVE AN UPDATE ON THE DOWNTOWN PARKING PLAN. THE 3 YEAR CONTRACT EXPIRED IN JULY 2020. THEY WENT OUT TO BID AND THE LOWEST BIDDER WAS LAZ. WE HAVE STARTED A NEW 3 YEAR CONTRACT. SINCE WE ARE NOT CHARGING FOR PARKING DOWNTOWN, THE REDUCED MONTHLY RATE IS \$1,750. LAZ CONTINUES TO PROVIDE PARKING ENFORCEMENT, SIGN REPAIRS, AN OFFICE DOWNTOWN AND CUSTOMER SERVICE. WHEN PAID PARKING RESUMES IN THE FUTURE MONTHLY COSTS WILL BE \$13,333. ON MOTION OF COUNCILLOR LEPAGE WITH SECOND FROM COUNCILLOR DALY O'BRIEN TO TABLE DISCUSSION ABOUT RECOMMENDATIONS TO DEC 8 COUNCIL MEETING TABLED TO DEC. 8 2020 Yeas 6, Nays 0, Abstain 2 (Bevilacqua, McGonagle) Absent 1 86Z

Communication was received from Councillor Thomas Sullivan requesting Council support for traffic safety improvements on Route 125 in the Ward Hill area

COUNCILLOR SULLIVAN INFORMED ABOUT THE WORK HE IS DOING WITH OUR LEGISLATIVE DELEGATION REGARDING SAFETY IMPROVEMENT ON RTE. 125 FROM DUNKIN DONUTS TO THE NORTH ANDOVER LINE. HE WILL BE MEETING VIA ZOOM ON OCT. 7TH WITH REP. VARGAS AND AMAZON REPRESENTATIVES TO DISCUSS CONCERNS AND POTENTIAL IMPACT OF THE FULLFILLMENT CENTER.

ON MOTION OF COUNCILLOR SULLIVAN WITH SECOND FROM COUNCILLOR BEVILACQUA TO SEND LETER TO GOVERNOR, SECRETARY OF TRANSPORTATION & MASS DOT COMMISSIONER TO BEGIN THE NECESSARY WORK TO STUDY AREA WITH EYE ON REDESIGN AND IMPROVING THE ENTIRE STRETCH FROM DUNKIN DONUTS TO THE NORTH ANDOVER LINE. ALSO, THANK YOU LETTER BE SENT TO LEGISLATIVE DELEGATION FOR THEIR ASSISTANCE AND SUPPORT. Yeas 8, Nay 0, Absent 1 101

Communication was received from Councillor Thomas Sullivan requesting to refer to the Traffic and Safety Committee a review of the intersection of Primrose & Winter sts

REFERRED TO TRAFFIC & SAFETY COMMITTEE

Yeas 8, Nays 0, Absent 1

101B

Communication was received from Councillor Bevilacqua requesting a discussion regarding Haverhill's nursing home and senior housing center COVID protocols
MAYOR FIORENTINI ADDRESSED THIS IN HIS COVID 19 UPDATE. TRINITY WILL DO TESTING AT MERRIVISTA, BETHANY HOMES, HAVERHILL HOUSING AUTHORITY SENIOR SITES.

COUNCILLOR BEVILACQUA ASKED FOR AN UPDATE AT THE NEXT MEETING.

101C

15. Unfinished Business of Preceding Meeting:

Document 26-H:

BOND

ORDER: That Fifty-Eight Thousand One Hundred Nineteen Dollars (\$58,119) is appropriated to acquire a one ton truck for the Highway Department, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount pursuant to Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bond or notes of the City therefor. (see document for complete text)

PASSED

Yeas 8, Nays 0, Absent 1

26H

Document 31-C:

MUNICIPAL ORDINANCE

CHAPTER 240

AN ORDINANCE RELATING TO PARKING

Be it Ordained by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 240, as amended, be further amended by ADDING the following in § 240-88 Schedule E: City Parking Lots:

LOCATION	REGULATION	HOURS/DAYS
Elliott Place Parking Lot	2 Hr. Parking	24 hours

COUNCILLORS ASKED QUESTIONS OF MICHAEL STANKOVICH, DPW DIRECTOR, AND RICK FRIBERG, CONSULTANT WITH TEC, INC ABOUT THE PARKING MAP THAT WAS CREATED AS A RESULT OF THE HAVERHILL HEIGHTS PROJECT.

ON MOTION OF COUNCILLOR MACEK WITH SECOND FROM COUNCILLOR DALY O'BRIEN TO HAVE 2 HOUR PARKING FROM 8:00 A.M. TO 8:00 P.M. AND UNRESTRICTED PARKING FROM 8:00 P.M. TO 8:00 A.M.

AMENDMENT PASSED Yeas 6, Nays 0, Abstain 2 (Bevilacqua, McGonagle), Absent 1

PASSED AS AMENDED Yeas 6, Nays 0, Abstain 2 (Bevilacqua, McGonagle), Absent 1

31C

Document 86-S:

Communication from Councillors LePage, Sullivan and Macek to discuss process for approval of development projects within the Waterfront District Chapter 255 Article XVI

COUNCILLORS EXPRESSED CONCERN ABOUT THE NEWLY PROPOSED HOUSING IN THE AREA OF THE CRESCENT YACHT CLUB AND WANT A REVIEW OF THE WATERFRONT ZONING ORDINANCE AND ALSO BLEND CHANGES FOR ALL OVERLAY DISTRICTS

ON MOTION OF COUNCILLOR SULLIVAN WITH SECOND FROM COUNCILOR BEVILACQUA TO SEND LETTER TO MAYOR ASKING HIM TO CONVENE A MEETING WITH PROPER PARTIES TO DO THOROUGH REVIEW OF WATERFRONT ZONING ORDINANCE WITH EYE TOWARDS MAKING IT MORE AMENDABLE AND RESPECTFUL TO CONCERNS OF EXISTING PROPERTY OWNERS IN THESE AREAS THAT WOULD BE IMPACTED. ALSO, REFER TO ADMINISTRATION & FINANCE COMMITTEE

Yeas 8, Nays 0, Absent 1

86S

Document 90:

Mayor submits updated Capital Plan and Order for fiscal years 2021 to 2025 and requests Council vote to approve or disapprove the related Order

PLACED ON FILE

90

Document 90-B:

ORDERED: The City Council hereby adopts and approves FY 21 – FY 25 Capital Plan

SEVERAL COUNCILORS EXPRESSED SUPPORT FOR ADOPTING THE CAPITAL IMPROVEMENT PLAN THAT WILL ENABLE THE MAYOR AND CITY TO KNOW THE COUNCIL SUPPORTS THE PROJECTS LISTED; SOME COUNCILLORS NOTED THAT THE MAYOR DOESN'T NEED COUNCIL APPROVAL FOR THE PLAN AND WOULD NOT SUPPORT IT.

On the question of passage, the yeas and nays were as follows:

Yeas – Councillors Bevilacqua, Sullivan, Daly O'Brien and Macek – 4

Nays – Councillors LePage, Michitson, McGonagle and President Barrett – 4

MOTION NOT PASSED

16. RESOLUTIONS and PROCLAMATIONS:

17. Council Committee Reports and Announcements:

Councillor Sullivan announced there will be a joint meeting of the Natural Resources and Public Property (NRPP) Committee and the Haverhill Historic Commission on Oct. 7th at 6:00PM in the Theodore Pelosi Council Chambers to discuss the future of the Hannah Duston statue. This will be informational only. No decisions will be made at this meeting. There will be a follow-up meeting. The meeting will be in person, virtual and call-in.

Councillor Sullivan also announced a scheduled NRPP Committee meeting on Oct. 14 at 6:00PM in the City Council office to discuss 2 requests to purchase city land. The meeting will be in person.

President Barrett announced there will be no City Council meeting on Oct. 13.

18. Documents referred to committee study

19. Long term matters study list

Meeting adjourned 9:02 o'clock P.M.

Yeas 8, Nays 0, Absent 1

Attest: Linda Koutoulas

City Clerk