



**CITY OF HAVERHILL  
CITY COUNCIL MINUTES**

**Tuesday, December 14, 2021 at 7:00 PM**

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

**In-Person/Remote Meeting**

Present – President Barrett, Councillors LePage, Bevilacqua, Michitson, Sullivan, Jordan, McGonagle, Daly O’Brien and Macek.

Administrative Assistant – Laurie A. Brown

City Clerk – Linda L. Koutoulas

**1. OPENING PRAYER**

**2. PLEDGE OF ALLEGIANCE**

**3. APPROVAL OF MINUTES OF PRIOR MEETING**

Motion by Councillor Jordan to approve November 16, 2021 minutes, second Macek

PASSED Placed on File All in Favor

Motion by Councillor Daly O’Brien to approve November 30, 2021 minutes, second Macek

PASSED Placed on File All in Favor

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

Councillor Bevilacqua assigned minutes.

**5. COMMUNICATIONS FROM THE MAYOR:**

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

6.1. Councillor Bevilacqua requests to introduce Chief Robert Pistone in recognition of the Haverhill Police Department’s accreditation from the Commission on

Accreditation for Law Enforcement Agencies, CALEA

Motion by Councillor Bevilacqua to postpone to December 28, 2021, second McGonagle

PASSED All in Favor 92-X

6.2. Councillor Jordan requests to introduce Erin Padilla and the launch of the Cogswell Club

Erin Padilla spoke about the creation of the Cogswell Club. Different levels of donations for membership. 92-Y

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

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

8.1. Linda Koutoulas, City Clerk, submits the 2020 Reprecincting Map as well as the block data and Mike Owens of the Secretary of State’s Office will join us virtually to answer any questions.

Mike Owens with Secretary Galvin’s office attended in person. Stated at the completion of the census, the City saw growth of 10.19%; population of 67,787. First received draft map on September 3<sup>rd</sup>. In October allowed the State Legislator to draw the precincts. Best to go with 8 sub-precincts. Deadline December 15<sup>th</sup>. If approved will be presented to LDRC.

If not approved, the LDRC would appoint a Master to draw the map. The goal would be to reduce voter confusion, the map you see tonight is probably what you would end up with.

Motion by Councillor Sullivan, second Councillor Jordan

PASSED Placed on File Yeas 8, Nays 1 (Bevilacqua) 49-G

8.2. Steven Bucuzzo, Purchasing Director, submits request to dispose of City Assets with value exceeding \$10,000 – two Fire Department vehicles and also submits related surplus Order

*Related communication from Fire Chief Robert O’Brien*

Filed and Order Passed 49-H



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8.2.1. Order – Fire Department’s decommissioned 1987 Hahn Engine and 1991 International Ambulance be and hereby are declared surplus and available for disposition  
Motion by Councillor Michitson, second Councillor Sullivan  
PASSED Yeas 9, Nays 0 107

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

**10. HEARINGS AND RELATED ORDERS:**

10.1. City Tax Assessor, Christine Webb requests to present an *additional amended Tax Classification Hearing* for Fiscal Year 2022, including related Orders: 108

***President Barrett opened the hearing.***

Christine Webb explained during the early stages of the billing setup process for FY22, it was discovered after the assessment classification report was refreshed that Haverhill realized some additional real estate and personal property value which was not known about during the Tax Classification hearing on November 16, 2021. We are required by the DOR to present a brief Tax Classification hearing demonstrating the changes that that represents. You will be asked this evening to vote again on the six separate items (PowerPoint presentation shown).

Councillor Bevilacqua made motion to take 1 million free cash to reduce the levy obligation, Councillor McGonagle seconded motion. President Barrett stated hearing was still open. Councillor McGonagle asked Councillor Bevilacqua how much that would be. Councillor Bevilacqua did not know with new numbers presented.

Christine Webb stated with new values presented this evening it would reduce residential rate by 3 cents or \$12 per average tax bill, approximately \$500K savings from November 16<sup>th</sup> hearing.

***President Barrett asked if anyone would like to speak in opposition. No one spoke.***

***President Barrett asked if anyone would like to speak in favor. No one spoke.***

***President Barrett closed the hearing.***

10.1.1. Order – that the residential factor for fiscal year 2022 be adopted as:  
ON MOTION OF COUNCILLOR SULLIVAN TO ADOPT RESIDENTIAL FACTOR  
0.9010 (165), SECOND COUNCILLOR JORDAN  
PASSED Yeas 8, Nays 1 (Bevilacqua) 108-B

10.1.2. Order – that the City shall adopt a commercial exemption  
ON MOTION OF COUNCILLOR MCGONAGLE, SECOND COUNCILLOR DALY  
O’BRIEN  
FAILED Yeas 0, Nays 9 108-C

10.1.3. Order – that the City shall adopt a residential exemption  
ON MOTION OF COUNCILLOR JORDAN, SECOND COUNCILLOR DALY O’BRIEN  
FAILED Yeas 0, Nays 9 108-D



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10.1.4. Order – that the City shall select an open space discount factor  
ON MOTION OF COUNCILLOR JORDAN, SECOND COUNCILLOR MCGONAGLE  
FAILED Yeas 0, Nays 9 108-E

10.1.5. Order – that the City Council of the City of Haverhill hereby accepts the provision of the Massachusetts General Laws, Chapter 59, Section 5, Clauses 17E and 42D with respect to Permanent acceptance of the annual C.P.I. index increase to the tax exemptions for the elderly.  
ON MOTION OF COUNCILLOR JORDAN, SECOND COUNCILLOR MCGONAGLE  
FAILED Yeas 0, Nays 9 108-F

10.1.6. Order – that the City Council accept 100% of C.P.I. (Consumer Price Index) increase reported by the State for F.Y. 2022 Exemptions. The 2022 C.P.I. amount is 1.4%  
ON MOTION OF COUNCILLOR MICHITSON, SECOND COUNCILLOR JORDAN  
PASSED Yeas 9, Nays 0 108-G

10.2. Document 74; 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*  
*Related communication from William Pillsbury Jr to postpone this hearing on inclusionary zoning to January 25 2022 meeting*

10.2.1. Document 74-B; 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*

Motion by Councillor Bevilacqua, second Councillor Sullivan  
PASSED Postponed to January 25, 2022 Yeas 8, Nays 0, Absent 1 (McGonagle)

10.3. Document 93; Robert Ward, Deputy DPW Director requests hearing for proposed Zoning Amendment to Chapter 255, of City Code to facilitate updates to the Water Supply Overlay Protection District (WSPOD) map *favorable recommendation from Planning Board and Director*

10.3.1. Document 93-B; Ordinance re: Water Supply Protection Overlay District  
*Filed October 20 2021*

Robert Ward, Deputy DPW Director presenting a City Council document to amend Chapter 255 of the City Code. The purpose of this amendment is to facilitate updates to the Water Supply Overlay Protection District (WSPOD) map to ensure its accuracy in depicting the watershed areas of the City's public drinking water supplies. The WSPOD map referenced in the City Code incorrectly shows the watershed boundary in some locations. The proposed amendment to the City Code would require the City Engineer to maintain the WSPOD map under the direction of the Water Division.

Motion by Councillor Sullivan to approve, second Councillor Bevilacqua



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President Barrett forgot to open the hearing.

*President Barrett opened the hearing and stated Mr. Ward already made his presentation and did not have to remake it.*

*President Barrett asked if anyone would like to speak in favor. No one spoke.*

*President Barrett asked if anyone would like to speak in opposition. No one spoke.*

*President Barrett closed the hearing.*

Motion by Councillor Sullivan to move for passage, second Councillor Jordan

PASSED Yeas 9, Nays 0

**11. APPOINTMENTS:**

**11.1. Confirming Appointments:**

11.1.1. *Haverhill Cultural Council*, Tita Antonopoulos, 29 Emily st- re-appointment Expires  
December 31, 2024 **To Be Confirmed**

Motion by Councillor Jordan, second Councillor Bevilacqua

CONFIRMED Yeas 8, Nays 0, Absent 1 (McGonagle) 87-H

**11.2. Non-Confirming Re-Appointments:**

11.2.1. **Constables** – Ronald Bertheim, 116 Lenox av

Steven Ring, 90 Linwood st

Lohan Silva Moreira, 20 Hillside st

Jared Rankin – North Wilmington, MA *pending payment*

*All expire December 1, 2022*

Motion by Councillor Macek, second Councillor Jordan

PASSED Placed on Filed All in Favor 109

**11.3. Resignations:**

**12. PETITIONS:**

12.1. 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

Refer to Planning Board and

Council Hearing Jan 25 2022 110

12.1.1. 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.”

File 10 days

Motion by Councillor Bevilacqua, second Councillor Daly O’Brien

PASSED Placed on File All in Favor 110-B

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

12.3. **Amusement/Event Applications:**

12.4. **Auctioneer License:**

12.5. **Tag Days:**



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12.5.1. *Model Un at HHS*, December 18 & 19

Motion by Councillor Jordan, second Councillor Macek

GRANTED

Yeas 8, Nays 0, Absent 1 (McGonagle)

52-M

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**

12.7.2.1. GLS Associates Ice Rink, 12 Coin-ops 7 Parkridge rd

Motion by Councillor Macek, second Councillor Jordan

GRANTED

Yeas 8, Nays 1, Absent 1 (Bevilacqua)

8-H

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

12.7.3.1. Steve Allen

81-HH

12.7.3.2. Stephen Doherty

81-II

12.7.3.3. Ricard Early Jr.

81-JJ

12.7.3.4. John Enos

81-KK

12.7.3.5. Peter Holland

81-LL

12.7.3.6. David Lafoe

81-MM

12.7.3.7. Michael Mazzotta

81-NN

12.7.3.8. William Sawyer

81-OO

Motion by Councillor Macek, second Councillor Daly O'Brien

GRANTED

Yeas 8, Nays 0, Absent 1 (Bevilacqua)

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 – That the City of Haverhill in accordance with the provisions of Chapter 44 Section 53A accept the so called The Coronavirus Aid, Relief, and Economic Security (CARES) Act



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grant from the Federal Government for the CARES Act implemented a variety of programs to address issued related to the onset of the COVID-19 pandemic

Councillor LePage asked Solicitor Cox about accepting grants.

Solicitor Cox looked at Chapter 44 Section 23A and it does say that an Officer or a Department of any City or Town may accept grants or funds. Once these grants are accepted for the expenditures of the purposes as provided for that no further appropriations are necessary by the Council.

Motion by Councillor Bevilacqua, second Councillor Daly O'Brien

PASSED

Yeas 9, Nays 0

111

- 13.2. Order - That the City of Haverhill in accordance with the provisions of Chapter 44 Section 53A accept the so called The American Rescue Plan (ARP) Act Grant from the Federal Government for the American Rescue Plan also creates a variety of new programs to address continuing pandemic-related crises, and fund recovery efforts as the United States begins to emerge from the COVID-19 pandemic

Michael Stankovich gave description of ARP plan. In terms of available funding, Haverhill is anticipating receiving approximately \$38 million in two allotments. First has been received already (approx. \$18M) the balance anticipated to be received June 2022.

Extension reporting due quarterly and annually; US Treasury looks at all information and determines approvals on all spending; Documents go four years after the end period which is December 2026. We setup protocols and outside council to help and will also work with the State Administrative & Finance Department. Will be retiring in January but staying on part-time to manager along with the infrastructure money. Those funds can be used for infrastructure, water, sewer, broadband, etc.

Motion by Councillor Bevilacqua, second Councillor Sullivan

PASSED

Yeas 9, Nays 0

112

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

- 14.1. Ordinance re: Vehicles and Traffic – Parking Restriction- Irving av – No Parking both sides from its intersection with Mountain av north for 125' File 10 days

Motion by Councillor Macek, second Councillor Daly O'Brien

PASSED Placed on File

All in Favor

54-B

- 14.2. Ordinance re: Vehicles and Traffic - Lafayette Sq Parking Lot- Unrestricted Parking \*Existing Ordinances regarding this Parking Lot be deleted File 10 days

Motion by Councillor Macek, second Councillor Jordan

PASSED Placed on File

All in Favor

54-C



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- 14.3. Ordinance re: Vehicles and Traffic – Prohibited Turns – add the following: Lafayette av – Egress to Lafayette sq – Left Turn Prohibited and Moody st – Egress to Golden Hill av – Right Turn Prohibited - \* This prohibition applies to trucks only File 10 days

Motion by Councillor Macek, second Councillor Jordan  
PASSED Placed on File All in Favor

113

**15. COMMUNICATIONS FROM COUNCILLORS:**

- 15.1. Councillor Macek requests a discussion on the expansion of Waterfront District Zoning along the Merrimack River side of River Street running from the Comeau Bridge to Swain Street  
Motion by Councillor Macek to send a letter to the Mayor to create and design Waterfront District Zoning along the river, second Councillor Michitson  
Councillor Bevilacqua asked to include Planning Director in motion  
PASSED All in Favor

91-S

- 15.2. Councillor McGonagle requests a discussion to ensure that a plan is in place to make sure federal funds are used towards the budget for intended purposes when the new CFO, and Auditor, Angel Willis, begins in January 2022

Councillor McGonagle wants to be setup for success with new CFO and Auditor coming to the City and to make sure funding is being used appropriately

91-T

**16. UNFINISHED BUSINESS OF PRECEDING MEETING:**

- 16.1. Document 49-F; Robert Ward, Deputy DPW Director regarding purchase of Land at 197 Corliss Hill Road and submits proposed Loan Order

- 16.1.1. Document 26-F; Loan Order – for purchase of a portion of the parcel of land identified as 197 Corliss Hill rd and Assessor’s Map 462, Block 204, Lot 71 B for the purpose of water supply protection *filed December 1 2021*

Motion by Councillor Macek, second Councillor Daly O’Brien

Robert Ward would like to make notice that the correct address is **97** Corliss Hill Road, his typo error. This is the funding source for the City’s portion from Essex Greenbelt Association. It is a loan order for \$150K which will come from the Water Department funds.

Motion by Council Macek to amend loan order to **97 Corliss Hill Road** and approve, second Councillor Daly O’Brien  
PASSED Yeas 9, Nays 0

Councillor LePage suggests using the fund of non-tax real estate of \$624K for purchase instead of taking a loan. Councillor Macek and McGonagle also suggest other funding sources for purchase.

President Barrett confirmed with Robert Ward that there is a timeline involved with purchase. Robert Ward suggests approving the loan order presented before the Council and maybe explore other funding sources.



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Motion by Councillor Michitson to send a letter to the Mayor to investigate alternative funding options,  
second Councillor Jordan

PASSED

All in favor

16.2. Document 91-M; Council President Barrett requests a discussion regarding the catch basins in  
the City *postponed from November 30 2021*

Motion by Councillor Bevilacqua to postpone to January 4, 2022, second Councillor Macek

PASSED

All in Favor

**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 Daly O'Brien

PASSED

All in Favor

Adjourned 21:56 pm