



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 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, Michitson, Lewandowski, McGonagle, Rogers, and Toohey
Attending Remotely – Councillors Bevilacqua and Sullivan
City Council Administrative Assistant – Laurie A. Brown
City Clerk – Linda L. Koutoulas

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES OF PRIOR MEETING

Minutes from January 25, 2022 postponed to February 8, 2022

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Councillor Toohey assigned minutes.

5. COMMUNICATIONS FROM THE MAYOR:

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

- 6.1. Councillor Barrett requests to introduce Helen Sheehan, Don Jarvis, and Keith Gopsill to discuss the *Freedom Illumination* project whose goal is to purchase and install solar lighting on City flagstaffs and hopes to provide proper upkeep and maintenance for flagstaffs and flags

Helen Sheehan spoke about project to light every flag in the City of Haverhill. Fundraising campaign is at half way point, donations and help needed. Can donate on Facebook page or contact her directly. Appreciates support of the City Council.
Placed on file **10-E**

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

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

- 9.1. Document 114/2021; petition from Mass Electric Co dba National Grid, requesting underground electric conduits for Creekbroad dr; plan 30454727

9.1.1. Document 114-B/2021; Order -grant National Grid underground electric conduits for Creekbroad dr

President Jordan opened the hearing.

Paulo Sathler presented remotely on behalf of National Grid. The customer is requesting temporary electrical power for a new building on Creekbroad Drive. The hearing is for the underground conduit, we have an existing electrical manhole in the vicinity which we need to bring conduit to a new pole to provide temporary power.

President Jordan asked if anyone would like to speak in favor? No one.

President Jordan asked if anyone would like to speak in opposition? No one.

President Jordan closed the hearing.



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 2022 at 7:00 PM

**Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202
In-Person/Remote Meeting**

*Motion by Councillor McGonagle, second Councillor Barrett
PASSED Yeas 9, Nays 0*

- 9.2. Document 115/2021; petition from Mass Electric Co dba National Grid, requesting pole location for Creekbroad dr; plan 30454727
9.2.1. Document 115-B/2021; Order-grant Pole location for Creekbroad dr

President Jordan opened the hearing.

Paulo Sathler presented remotely on behalf of National Grid. Edwards Vacuum on Creekbroad Drive is requesting temporary service to their new building. Along with the conduit, we need one pole to be installed temporarily during construction to provide electrical power.

*President Jordan asked if anyone would like to speak in favor? No one.
President Jordan asked if anyone would like to speak in opposition? No one.
President Jordan closed the hearing.*

*Motion by Councillor McGonagle, second Councillor Barrett
PASSED Yeas 9, Nays 0*

- 9.3. Petition from Verizon New England Inc requesting permission for underground conduits on Washington st; Plan 1AEOQD Hearing March 8th

*Motion by Councillor Michitson, second Councillor Barrett
PASSED to be heard March 8, 2022 Yeas 9, Nays 0*

20

- 9.4. Petition from Mass Electric Co d/b/a National Grid of No Andover requesting underground electric conduits at intersection of Shelley & Neck rd Plan 30455963 Hearing March 8th

*Motion by Councillor Michitson, second Councillor McGonagle
PASSED to be heard March 8, 2022 Yeas 9, Nays 0*

21

10. HEARINGS AND RELATED ORDERS:

- 10.1. Document 13; 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 for rentals in a CC Zone – Kenoza Avenue Properties, LLC – Owner/Applicant, at 62 Kenoza Ave, map 619-525-15
Comments from various City Departments are included

President Jordan opened the special permit hearing.



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 2022 at 7:00 PM

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

In-Person/Remote Meeting

Attorney Robert Harb, presenting on behalf of Sohan Saini, request for Special Permit for 8 units for rental in what used to be the VFW Building. The City Department Heads all approve including a letter from Bill Pillsbury recommending approval. We meet special permit requirements Chapter 255, Section 10.4.2, serves the community need for housing, enough parking, no impact on the environment, increase to the city's tax base, and understand it will be subject to all city department comments which we can meet.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the special permit hearing.

Motion by Councillor McGonagle for passage, second Councillor Barrett

Council comments include that it is a good project, fills need for market rate housing, great reuse of an existing building, plenty of parking. Also commented want project built as presented and meet all department comments which were included as conditions to the special permit.

President Jordan requests to vote on special permit conditions made first.

Councillor Barrett motion to include the appearance presented here of this building is what is delivered; snow removal and storage plan in place; the landscaping as near as possible as what is presented, second by Councillor Michitson.

Councillor Michitson would like to add condition to the special permit to include the comments from the Department Heads, second by Councillor McGonagle.

Madam Clerk please call the roll on the Conditions.

City Clerk Koutoulas: Councillor Michitson-yes, Councillor Barrett-yes, Councillor Bevilacqua-yes, Councillor Sullivan-yes, Councillor Lewandowski-yes, Councillor McGonagle-yes, Councillor Rogers-yes, Councillor Toohey-yes, President Jordan-yes, 9 Yeas, 0 Nays

President Jordan: Conditions Passed

Madam Clerk please call the roll on the Motion.

City Clerk Koutoulas: Councillor Michitson-yes, Councillor Barrett-yes, Councillor Bevilacqua-yes, Councillor Sullivan-yes, Councillor Lewandowski-no, Councillor McGonagle-yes, Councillor Rogers-yes, Councillor Toohey-yes, President Jordan-no, 7 Yeas, 2 Nays (Lewandowski, Jordan)

President Jordan: Motion Passed



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 2022 at 7:00 PM

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

In-Person/Remote Meeting

11. APPOINTMENTS:

11.1. **Confirming Appointments:**

11.1.1. *Cultural Council: Candice Hoover, 8 Lincolnshire dr Expires 12/31/2024*

To Be Confirmed

Motion by Councillor Barrett, second Councillor Lewandowski

CONFIRMED

Yeas 9, Nays 0

6-B

11.2. **Non-Confirming:**

11.2.1. *ARPA & Infrastructure Advisory Task Force: Councillor Thomas Sullivan, 77 Longview st*

Motion by Councillor McGonagle, second Councillor Barrett

ACCEPTED Placed on File

Yeas 8, Nays 0, Abstain 1 (Sullivan) 1-G

11.2.2. *Youth Activities and Mental Health Program Advisory Committee: Elisa Espinal, 217 Franklin st*

Motion Councillor McGonagle, second Councillor Barrett

ACCEPTED Placed on File

Yeas 9, Nays 0

1-H

11.2.3. *Mayor's Task Force on Ward City Council & School Committee: Fermin De La Cruz, 505 West Lowell av*

Motion Councillor McGonagle, second Councillor Barrett

ACCEPTED Placed on File

Yeas 9, Nays 0

1-I

Resignations:

12. PETITIONS:

12.1. Petition from Robert Brown, President & CEO of *Broco Oil Co*; requesting to place a mechanical gate at their biodiesel and propane fuel terminal and submits plot plans and gate and fence layout plans

Councillor Barrett suggested putting off until next week to clarify the comments by John Pettis, City Engineer.

Guy Breshnan, on behalf of Robert and Angela Brown who own Broco Oil, commented they do not object to the City Engineers comments. We were in the state of mind that based on the right of way documents that both the extended Hale and lower 8th Ave were private ways but engineer said they were public. Intention is for mechanical gates for security and to strengthen the perimeter as company grows keeping trespassers out.

Councillor McGonagle called point of order explaining would like to get more information from the City Engineer and appreciated the information Mr. Breshnan presented.

Motion by Councillor Barrett to postpone, second Councillor McGonagle

PASSED Postponed to February 8, 2022

Yeas 9, Nays 0

22



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 2022 at 7:00 PM

**Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202
In-Person/Remote Meeting**

- 12.2. **Applications Handicap Parking Sign: with Police Dept approval**
12.3. **Amusement/Event Application:**
12.4. **Auctioneer License:**
12.5. **Tag Days:**
One Day Liquor License:
12.6. **Annual License Renewals:**
- 12.6.1. **Hawker Peddlers License 2022 - Fixed location – with approvals**
12.6.1.1. Lisa Wright, Outside Stadium @ Lincoln/Nettleton Av; April –
Nov, Mon-Fri, 11 am to 4 pm ; soda, hot dogs & chips
Motion by Councillor McGonagle, second Councillor Rogers
PASSED *Yeas 9, Nays 0* **23**
- 12.6.2. **Coin-Op License Renewals - with Police Dept approval**
12.6.2.1. *Market Basket, 2 Water st, 2 Coin-ops*
Motion Councillor McGonagle, second Councillor Rogers
PASSED *Yeas 9, Nays 0* **14-B**
- 12.6.3. **Drainlayer License Renewals for 2022 -with City Engineer approval**
12.6.4. **Christmas Tree Vendor:**
12.6.5. **Taxi Driver Licenses for 2022:**
12.6.6. **Taxi License**
12.6.7. **Junk Dealer License**
12.6.8. **Pool Tables**
12.6.9. **Sunday Pool**
12.6.10. **Bowling**
12.6.11. **Sunday Bowling**
12.6.12. **Buy & Sell Second Hand Articles**
12.6.13. **Buy & Sell Second Hand Clothing**
12.6.14. **Pawnbroker license**
12.6.15. **Fortune Teller**
12.6.16. **Buy & Sell Old Gold**
12.6.17. **Roller Skating Rink**
12.6.18. **Sunday Skating**
12.6.19. **Exterior Vending Machines**
12.6.20. **Limousine/Livery License/Chair Cars**

13. MOTIONS AND ORDERS:

- 13.1. Order: Transfer \$45,000 from Capital Budget to the Capital Account – Fire
Vehicle Replacement – 4 WD Utility Vehicle
Motion by Councillor Michitson, second Councillor Barrett
PASSED *Yeas 9, Nays 0* **18-D**



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 2022 at 7:00 PM

**Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202
In-Person/Remote Meeting**

13.2. Order – Authorize pay bills previous/current year appropriations as listed:

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
Tata & Howard	\$2310.20	Water Dept
WB Mason	171.59	Treasurer
Eastern Bank	486.82	Treasurer
Motion Industries	120.52	Highway

*Motion by Councillor McGonagle, second Councillor Barrett
PASSED*

Yeas 9, Nays 0

18-E

14. ORDINANCES (FILE 10 DAYS)

14.1. Ordinance re: Vehicles and Traffic; Add Handicap Parking 81 Bellevue av
File 10 days

*Motion by Councillor Barrett, second Councillor McGonagle
PASSED placed on file 10 days*

Yeas 9, Nays 0

19-B

15. COMMUNICATIONS FROM COUNCILLORS:

15.1. Council Vice President Michitson requests to clarify intent of prior motion that passed on December 7 2021 City Council meeting “to send to Planning and Development request that City adjust its process on how it handles the 61A process” by adding “Chapter 61 and Chapter 61B” to motion
Councillor Michitson wanted to clarify intent of motion passed December 7, 2021 was to send to P&D Committee requesting the City adjust 61A process. Would like to add chapters 61A & 61B just as a record keeping measure since the dialog made it clear all three chapters were covered.

Send to Planning and Development Committee requesting the City adjusts process on how it handles 61, 61A and 61B

Councillor Bevilacqua would like to include sending to City Assessor and Solicitor as well.

*Motion by Councillor Michitson, second by Councillor Barrett
PASSED*

Yeas 9, Nays 0

5-G

16. UNFINISHED BUSINESS OF PRECEDING MEETING:

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 Rogers, second Councillor Toohey
PASSED*

Yeas 9, Nays 0

Adjourned 20:08 PM



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, February 1, 2022 at 7:00 PM

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

In-Person/Remote Meeting

AMENDED ITEM: Confirming Appointment– Marc Harvey, 8 Byron st – Board of Registrars *Exp.*
02/01/2025

Motion by Councillor McGonagle, second Councillor Toohey
PASSED *Yeas 9, Nays 0*