



City of Haverhill
City Council Minutes
Tuesday, February 25, 2020
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

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

1. Opening Prayer

2. Pledge of Allegiance

3. Approval of minutes of February 4, 2020

The minutes were approved

Yeas 9, Nays 0

4. Approval of minutes of February Feb. 11, 2020 meeting

The minutes were approved

Yeas 9, Nays 0

5. Assignment of the minutes review for the next Meeting

Councillor Bevilacqua was assigned the minutes

6. Communications from the Mayor

7. Communications and Reports from City Officers and Employees:

Communication from Andrew K Herlihy, Community Development Division Director, requesting a waiver of affordability restriction on behalf of Marie Shepherd at 70 Washington st, Unit 107.

MR. HERLIHY INFORMED THAT THIS IS THE LAST UNIT THAT WAS INITIALLY SOLD WITH A WAIVER OF AFFORDABILITY RESTRICTION. A SIMILAR MEASURE WAS TAKEN BY THE COUNCIL ON APRIL 1, 2014.

ON MOTION OF COUNCILLOR SULLIVAN AND SECOND FROM COUNCILLOR MACEK TO APPROVE THE WAIVER OF AFFORDABILITY RESTRICTION

PASSED

Yeas 9, Nays 0

35

ON MOTION OF COUNCILLOR LEPAGE AND SECOND FROM COUNCILOR BEVILACQUA TO SEND A LETTER TO THE MAYOR SUGGESTING THAT PROCEEDS FROM THE SALE BE

DIRECTED TO THE FIRST TIME HOMEBUYERS PROGRAM

Yeas 9, Nays 0

35

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

Hearing was held on Document 36, a petition from MA Electric Co d/b/a National Grid of North Andover, MA requesting to construct a line of underground electric conduits, on Srybny Avenue; Plan 28991923. The Right of Way and Trench permit was issued by the City Engineer for work to be done in the 2019 Season – between October 2019 and expired November 15 2019. With David Boucher from National Grid appearing in favor. No one was opposed. *Although work has been done City Council Approval is necessary*

Hearing closed.

36

ORDERED: Grant MA Electric Co d/b/a National Grid, Electric Conduit location on Srybny Avenue – *completed under emergency circumstances*

GRANTED UNDER EMERGENCY AND APPROVAL GIVEN

Yeas 9, Nays 0

36B

9. Hearings and Related Orders:

Document 13; petition from Attorney Robert Harb for owner/applicant 27 Washington st LLC requesting Special Permit/Major Plan Approval for a mixed-use for existing building to convert 3 floors at 21-27 Washington st in the Waterfront District WD-A; to 9 residential units while maintaining 2 commercial/retail units on the first floor for the project to be used as rentals; Assessor’s Map 301, Block 53, Lots 5 & 6
Filed in Council January 14, 2020 Comments from various City Departments are included

Related communication from Attorney Harb for applicant requesting to continue this hearing to Mar 17 2020

ATTORNEY HARB INFORMED THAT THEY ARE WAITING ON DEPARTMENT HEAD LETTERS

POSTPONED TO MARCH 17 2020

Yeas 9, Nays 0

13

10. Public Participation- Requests under Council Rule 28

11. Appointments:

Confirming Appointments

Central Business District Parking Commission, Josiah Morrow, 1 Water st

MAYOR FIORENTINI INTRODUCED JOSIAH MORROW WHO EXPRESSED HIS INTEREST IN THE CENTRAL BUSINESS DISTRICT PARKING COMMISSION

CONFIRMED

Yeas 9, Nays 0

1F

Non-Confirming Appointments

12. Petitions:

Petition from Attorney Robert Harb requesting for applicant/owner Lynn Garceau, a Special Permit to convert a 3-family dwelling to 4-family in the RH Zone by connecting the main building to the barn at 367-369 Hilldale av; Assessor’s Map 528, Block 1, Lot 83

REFERRED TO PLANNING BOARD

COUNCIL HEARING APRIL 7 2020	Yeas 9, Nays 0	37
<u>Applications Handicap Parking Sign:</u>		
James O'Connell for 8 Irving av – <i>new</i> ; <i>denied by Police Dept</i>		
ON MOTION OF COUNCILLOR MCGONAGLE TO APPROVE REQUEST		
NOT GRANTED	Yeas 0, Nays 9	4E
<u>Amusement/Event Applications:</u>		
<u>Tag Days:</u>		
HHS Girls Swim - August 21, 22, & 23		
GRANTED	Yeas 9, Nays 0	14Y
Drainlayer License for 2020: renewals		
Bruce Hoehn		
GRANTED	Yeas 9, Nays 0	5Y
Richard Golen		
GRANTED	Yeas 9, Nays 0	5Z
Taxi Driver Licenses for 2020		
Christian Hughes, 24 Coffin av – <i>new</i>		
GRANTED	Yeas 9, Nays 0	23I
Matthew Paquette, 93 White st – <i>renewal</i>		
GRANTED	Yeas 9, Nays 0	23J
William A House, 22 Justin st “		
GRANTED	Yeas 9, Nays 0	23K
David McLaughlin, 15 Grandview rd “		
GRANTED	Yeas 9, Nays 0	23L

13. Motions and Orders

Councillor Sullivan recused himself and left Chambers

ORDERED: Authorize Mayor to designate “The Procopio Companies” as the “Preferred Developer” granting to them a Preliminary Designation to enter into negotiations with the City pursuant to Request for Proposals (RFP004.20) for the sale and development of the Ornsteen Property located at 31-35 Railroad av; Assessor’s Map 711, Block 4, Lots 3, 4, & 4a: and Map 712, Block 684, Lots 1, which also includes Lot 2; *and* above real property is hereby declared surplus 38

PLACED ON FILE

MAYOR FIORENTINI INFORMED THAT THE CITY MADE AN EFFORT 18-20 YEARS AGO TO SELL THE LAND. THEY RECEIVED 3 PROPOSALS FOR THE NEWLY ISSUED RFP. BIDS WERE FROM NOAH, BEACON PROPERTES/PRINCETON AND PROCOPIO COMPANIES. HE INTRODUCED MICHAEL PROCOPIO WHO GAVE AN OVERVIEW OF HIS TEAM CREDENTIALS AND GATEWAY CITY PROJECTS THAT PROCOPIO PROPERTIES HAVE DEVELOPED.*

THE CITY CONSULTED WITH UTILE FOR THE RFP REVIEW. TIM LOVE AND WILL COHEN GAVE A POWERPOINT PRESENTATION OF HIGH-LEVEL CROSS COMPARISONS OF THE 3 BIDS. PROCOPIO COMPANIES IS THE PREFERRED DEVELOPER. THE PROPOSED PROJECT HAS 290 UNITS AT 100% MARKET RATE RENTALS WITH NO SUBSIDIES. IT IS NOT GEARED TOWARD FAMILIES. THE PROJECT WILL INCLUDE SKATELAND SITE AND ALL PROPERTIES UP TO THE BRIDGE.

THE MAYOR INFORMED THAT HE CAN DESIGNATE THE PROCOPIO COMPANIES AS THE PREFERRED DEVELOPER AND THAT HE IS ONLY ASKING THE COUNCIL TO DECLARE THE PROPERTY SURPLUS. THE MAYOR WILL NEGOTIATE WITH PROCOPIO. COUNCILLORS RAISED ISSUES OF TRANSPORTATION, PUBLIC SAFETY, INFRASTRUCTURE AND IMPACT TO THE AREA. IT WAS AGREED THAT MORE HOMEWORK HAS TO BE DONE REGARDING TRANSPORTATION.

COUNCILLOR BEVILACQUA READ THE FOLLOWING ORDER INTO THE RECORD:

ORDERED: That the real property known as the Ornsteen Property located at 31-35 Railroad Avenue, Haverhill, located on Assessor’s Map 711, Block 4, Lots 3, 4 and 4A; and Map 712, Block 684, Lots 1, which also includes Lot 2 being and is hereby declared surplus.

ON MOTION OF COUNCILLOR BEVILACQUA WITH SECOND FROM COUNCILLOR MACEK TO DECLARE THE PROPERTY SURPLUS. Yeas 8, Nays 0, Abstain 1(Sullivan) 39

Councillor Sullivan returned to Chambers

ORDERED: That the sum of \$45,000 be transferred from the Consentino Roof Capital Account into the HHS Roof Repairs (Gym & Pool) Capital Account

PASSED Yeas 9, Nays 0 18D

ORDERED: That the City transfer the sum of \$50,000 from the Capital Budget to the Capital account:

City Hall Exterior repairs (3417194)
PASSED

Yeas 9, Nays 0

18E

14. Ordinances (File 10 days)

15. Monthly Report

16. Resolutions and Proclamations

17. Communications from Councillors:

Communication was received from Councillor Jordan requesting to introduce Team Haverhill President, Kevin Burke, to invite the City Council and the Haverhill community to attend Team Haverhill's annual "Possible Dreams" being held on Monday, March 9th at 7:00 pm at the NECC Tech Center
MR. KEVIN BURKE ENCOURAGED THE PUBLIC TO ATTEND THIS 13TH ANNUAL COMMUNITY VISIONING EVENT. DOORS OPEN AT 6:30PM. PRE-REGISTRATION SUGGESTED

PLACED ON FILE

Yeas 9, Nays 0

34F

Communication was received from Councillor Sullivan requesting a discussion about a Home Rule Petition on behalf of Brian Belfiore

COUNCILLOR SULLIVAN REQUESTED THE COUNCIL TO APPROVE THE HOME RULE

PETITION AS MR. BELFIORE IS ABOVE THE AGE REQUIREMENTS

COUNCILLOR SULLIVAN INFORMED THAT MR. BELFIORE WAS NOT ABLE TO ATTEND DUE

TO WORK COMMITMENT WITH GEORGETOWN FIRE DEPT

PLACED ON FILE

34G

HOME RULE PETITION: An Act authorizing Brian Belfiore to take Civil Service Examination for the position of Firefighter in the City of Haverhill notwithstanding the maximum age requirement (see document for complete text)

ADOPTED

Yeas 9, Nays 0

34G

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding a request for a stop sign at the corner of Rockland st and Lowell av

REFERRED TO TRAFFIC & SAFETY COMMITTEE

Yeas 9, Nays 0

34H

18. Unfinished Business of Preceding Meeting:

Councillor McGonagle recused himself and left the Chambers. Councillor Bevilacqua left the Chambers.

President Barrett informed that her family sold the property on Merrimack Street and that she would not have to leave the Chambers.

Document 2-C/2018

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 240-108, Article XVI. Parking Fees, Rates, and Terms is hereby amended as follows:

By deleting Footnote ** on the CENTRAL BUSINESS DISTRICT PARKING FEES, RATES AND TERMS chart in its entirety, and by inserting in place thereof the following:

*** Permit parking available to residents and employees of the Central Business District (District). Those persons who regularly conduct business in the District, but are not a resident or employed within the District or a regular MBTA/Amtrak train or bus commuters, may apply to the Central Business Parking Commission for authorization to obtain a parking permit.

VETOED BY MAYOR - Related communication from Mayor Fiorentini dated Feb. 7 2020

MAYOR FIORENTINI ASKED THE COUNCIL TO SUSTAIN THE VETO. HE WILL RECONSTITUTE

THE COMMISSION AND COME BACK WITH A COMPREHENSIVE PARKING PLAN

VETO SUSTAINED & PLACED ON FILE

2C/2018

Councillor Macek recused himself and left the Chambers

Document 1-D

Confirming appointment – Central Business District Parking Commission, William Macek, 227 Concord st
Tabled from February 11

CONFIRMED

Yeas 6, Nays 0, Abstain 3

1D

Councillor Macek returned to Chambers

The following document was discussed earlier:

Document 31

MUNICIPAL ORDINANCE

CHAPTER 240

An Ordinance Relating to Parking

Klondike Avenue – **No Parking**

(East Side from Tobey Avenue to Grand View Rd)

Be it Ordained by the City Council of the City of Haverhill that Article XIII, Section 240-85 Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by Establishing the following:

Location	Regulation	Hours/Days
Klondike Avenue East Side From Tobey Avenue to Grand View Rd.	No Parking	24 Hours

MS. JOYCE THIBODEAU THANKED THE COUNCIL FOR THEIR HELP WITH THIS ORDINANCE.
PASSED Yeas 9, Nays 0 31

Document 11-N

Communication from Councillor Colin LePage requesting a discussion regarding Central Business District Parking Program, including financial solvency of the program and the existing and future parking space capacity and boundaries of the district, and the disparate regulations regarding Merrimack and Washington sts
ON MOTION OF COUNCILLOR LEPAGE TO POSTPONE TO MARCH 31 2020 COUNCIL MEETING
POSTPONED TO MARCH 31 2020 Yeas 7, Nays 0, Abstain 2 11N

Document 82/2018

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 240-108, Article XVI. Parking Fees, Rates and Terms is hereby amended as follows:

By deleting the figure “0.50” under the heading “Hourly Rate” on the Central Business District Parking Fees, Rates and Terms chart, and, by inserting the figure and words “\$1.00 for on-street and off-street parking” in place thereof.”

ON MOTION OF COUNCILLOR LEPAGE TO POSTPONE INDEFINITELY
POSTPONED INDEFINITELY Yeas 7, Nays 0, Abstain 2 82/18

Document 82-B/201

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 240-108, Article XVI. Parking Fees, Rates and Terms is hereby amended as follows:

By deleting the figures and words “8.00 a.m. to 6:00 p.m.”, “8.00 a.m. to 8:00 p.m.” “3.00 p.m. to 8:00 p.m.”, under the heading “Hours of Operation” on the Central Business District Parking Fees, Rates and Terms chart, and, by inserting the figures and words “10.00 a.m. to 8: p.m.” in place thereof.”

Related communication from Councillor LePage requesting a discussion regarding Documents 82 and 82-B from 2018 regarding Parking in the Central Business District Parking Fees, Rates and Terms

ON MOTION OF COUNCILLOR LEPAGE TO POSTPONE INDEFINITELY
POSTPONED INDEFINITELY Yeas 7, Nays 0, Abstain 2 82B/18

19. Council Committee Reports and Announcements:

Councillor Sullivan announced the Natural Resources & Public Property Committee meeting scheduled for Feb. 27 at 7:00pm in the City Council office. A request to purchase or lease city land abutting property at 256 Whittier Rd. will be discussed and review of other items on committee study list.

Councillor Daly O’Brien announced the League of Women Voters Trivia night fundraiser on Saturday, Feb. 29 from 3:30-6:30pm at the Crescent Yacht Club. Proceeds to benefit scholarships.

President Barrett announced there will be no City Council meeting next Tuesday due to the Presidential Primary. Early voting takes place this week in the City Hall basement. Weds 8am-8pm, Thursday and Friday 8am-4pm.

DOCUMENTS REFERRED TO COMMITTEE STUDY

Meeting adjourned 8:19 o’clock P.M. Yeas 7, Nays 0, Abstain 2

Attest: Linda Koutoulas
City Clerk

*Doc. 38 – Handout from Michael Procopio – The Procopio Companies Presentation