



DRAFT
City of Haverhill
City Council Minutes
Tuesday, February 26, 2019
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

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

Councillor Macek participated remotely due to geographic distance.

City Clerk – Linda L. Koutoulas

1. Opening Prayer
2. Pledge of Allegiance
3. Approval of Minutes of Prior Meeting
The minutes were approved.
4. Assignment of the minutes review for the next Meeting
Councillor Sullivan was assigned the minutes.
5. Communications from the Mayor:
6. Communications and Reports from City Officers and Employees:
Communication from Margaret Marotta, Superintendent of Schools submitting request that Superintendent of Schools be authorized to enter into and execute a contract with M.F. Swimming, LLC (Solo Aquatics) for rental of the Charles C White Swimming Pool at the Haverhill High School on behalf of the School Committee. The term of the contract exceeding three years, City Council authorization is required by M.G.L. C 30B, section 12 (b)

Councillor Jordan recused himself and left the Chambers.

Councillor Bevilacqua suggested that the increase in the cost of the lease (45%) be put to maintenance of the pool building.

PASSED	Yeas 8, Nays 0, Absent 1(Jordan)	
PASSED AS AMENDED	Yeas 8, Nays 0, Absent 1(Jordan)	35

Councillor Jordan returned to Chambers

7. Utility Hearing(s) and Related Order(s)
The following hearings were not held as there was no representative from National Grid.
Document 22; Petition from National Grid and Verizon NE requesting joint pole locations on Foundation av – Plan 27238929
POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 22
Document 22-B; Order - *grant* joint pole locations on Foundation av to National Grid & Verizon NE
POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 22B
Document 23; Petition from National Grid of North Andover requesting underground electric conduits on Foundation av – Plan 27389-1
POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 23
Document 23-B; Order - *grant* National Grid of North Andover underground electric conduits on Foundation av
POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 23B
Document 24; Petition from National Grid of North Andover requesting underground electric conduits on Seven Sister rd – Plan 27537891
POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 24
Document 24-B; Order - *grant* National Grid of North Andover underground electric conduits on Seven Sister rd
POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 24B

8. Hearings and Related Orders:

Petition from John Thomas, Project manager on behalf of Wildflower Solar, LLC care of Hexagon Energy LLC, requesting a Hearing to grant a Special Permit for a Solar Energy Facility to be installed at 1037 Broadway; Parcel ID: 574-1-16 to generate approximately 0.25 MW alternating current (AC) of solar energy. *Comments from City Departments are included*

PRESIDENT MICHITSON OPENED THE HEARING.

MR. JOHN THOMAS AND MR. SCOTT REMER DESCRIBED THE PROJECT. PANELS WILL BE INSTALLED AT 1037 BROADWAY AND WILL SIT ON 1.5 ACRES OF A 14+ ACRE LOT OWNED BY LOUISE AND SUSAN BOYLAN. THE PANELS WILL BE GROUND MOUNTED, FIXED TILT, AND WILL CONNECT TO NATIONAL GRID POWERLINE. PANELS WILL POWER APPROXIMATELY 40 HOMES. THE PROJECT IS NOT IN THE WATERSHED AREA. THEY WILL CLEAN UP PROPERTY TO CODE. THE FENCE WILL ALLOW FOR A WILDLIFE CORRIDOR UNDERNEATH. THERE WILL BE TREE SCREENING. THE PANELS WILL BE SILENT WITH NO TRAFFIC; NO LIGHTING; CUL DE SAC WILL BE OUTSIDE GATE; GATE WILL HAVE LOCKBOX. PLANNED FOR 20 YEARS WITH DECOMMISSIONING BOND AND PLAN. THERE WAS NO ONE IN FAVOR. THOSE OPPOSED WERE JOHN LUONGO, BOB BLACKER, JOANNE BLACKER, DIANE HUDSON, LISA LAROSA, JOHN CARNS AND JOHN FREEMAN. THEY CITED CONCERNS ABOUT PROPERTY VALUES, WILDLIFE, WETLANDS, SAFETY AND VISUAL IMPACT.*
HEARING CLOSED.

COUNCILLORS VOICED THEIR CONCERNS; POSED QUESTIONS AND MADE SUGGESTIONS TO PETITIONER.

ON MOTION OF COUNCILOR BEVILACQUA TO CONTINUE TO MARCH 19 FOR SPECIFIC PURPOSE OF HAVING THE DEVELOPER MEET WITH ABUTTERS TO ADDRESS SPECIFIC CONCERNS THAT THEY HAVE SPOKEN ABOUT AND TO PROVIDE ADDITIONAL INFORMATION TO COUNCIL.

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

Yeas,-Councillors Sullivan, Bevilacqua, Barrett, LePage, Jordan, Daly O'Brien & President Michitson 7

Nays,-Councillors Macek and McGonagle 2

POSTPONED TO MARCH 19, 2019 13

9. Public Participation- Requests under Council Rule 28

10. Appointments:

Confirming Appointments:

Non-Confirming Appointments:

Master Plan Committee:

Dougan Sherwood, President, Greater Haverhill Chamber of Commerce

Paul Howard, Chairman, Haverhill Planning Board

George Moriarty, Chairman, Haverhill Zoning Board of Appeals

Matt Juros

Lynda Brown

Rob Moore (ex officio), Haverhill Environmental Health Technician

Mike Stankovich (ex officio) Haverhill Public Works Director

PLACED ON FILE Yeas 9, Nays 0 4C

11. Petitions:

Petition from Andrea Lothrop for Princeton Properties Management, Inc as management for the ownership; Forest Acres of Haverhill Associates is seeking *Modification of a Special Permit* – to add one, 32-unit, garden style building to the existing community to Forest Acres Apartments, Forest Acres dr, Parcel ID: 768, 780-8A

REFERRED TO PLANNING

COUNCIL HEARING APR 23 2019 Yeas 9, Nays 0 36

Councillor Bevilacqua left the Chambers

Applications/Handicap Parking Sign

Amber Vine for 53 Bellevue av – *renewal*

GRANTED Yeas 8, Nays 0, Absent 1 16C

Theresa Brown for 10 Dexter st – *renewal*

GRANTED Yeas 8, Nays 0, Absent 1 16D

Edward Menzigian for 19 Arch av, Unit 1-*renewal*

GRANTED Yeas 8, Nays 0, Absent 1 16E

Celia Sullivan for 11 17th av –*renewal*

GRANTED Yeas 8, Nays 0, Absent 1 16F

Councillor Bevilacqua returned to Chambers

Jose Nieves Ugarte for 342 Washington st – *new*

REFERRED TO PLANNING Yeas 9, Nays 0 16G

Elias Rodriguez for 88 Margin st – *new*

REFERRED TO PLANNING Yeas 9, Nays 0 16H

Maryleen Gobel for 136 High st – *new*

REFERRED TO PLANNING Yeas 9, Nays 0 16I

Tag Days:

HHS Model U.N., March 1, 2, 3

GRANTED Yeas 9, Nays 0 17V

HHS Class of 2021 – Student Government, May 11 & 12

GRANTED Yeas 9, Nays 0 17W

Amvets Ladies Auxiliary Post 147, August 9 & 10

GRANTED Yeas 9, Nays 0 17X

Marine Corps League, August 16 & 17

GRANTED Yeas 9, Nays 0 17Y

HHS Girls Swim & Dive, August 23, 24, 25

GRANTED Yeas 9, Nays 0 17Z

Annual License Renewals

Coin-Op License Renewals 2019

Papa Gino's, 782 River st, 2 Coin-operated machines

GRANTED Yeas 9, Nays 0 7I

Upscale Cutz Barbershop, 147 Grove st, 1 Coin-operated machine

GRANTED Yeas 9, Nays 0 7J

Sunday Coin-Op License Renewals 2019

Papa Gino's, 2 Sunday Coin-operated machines

GRANTED Yeas 9, Nays 0 8J

Drainlayer License for 2019 – *renewals*

The following licenses were GRANTED Yea 9, Nays 0

Glenn Daigle 10I

measures to avoid contractual catastrophes that have crippled other communities
 POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 13V
 Communication was received from Councillor Melinda Barrett requesting a discussion about Hunking School related traffic and parking
 COUNCILLOR BARRETT SPOKE ABOUT THE GENERAL CONGESTION ON S. MAIN ST.
 REFERRED TO TRAFFIC & SAFETY COMMITTEE Yeas 9, Nays 0 13W
 Communication was received from Councillor Thomas Sullivan requesting a discussion about Historic Preservation Grants offered by the Methuen Festival of Trees organization
 MR. TOM LUCIER, METHUEN FESTIVAL OF TREES, INFORMED ABOUT PROJECTS THEY HAVE FUNDED IN HAVERHILL. GRANT APPLICATIONS ARE DUE BY MARCH 15.
 PLACED ON FILE Yeas 9, Nays 0 13X
 Communication was received from Councillor Colin LePage requesting a discussion regarding the accounting of revenue funds received from Licensed Marijuana Establishments and their allocation to mitigate costs and impacts to the City
 POSTPONED TO MARCH 12 2019 Yeas 9, Nays 0 13Y
 Communication was received from Councillors Colin LePage and Melinda Barrett requesting a discussion regarding web based financial tools for budgeting and transparency of municipal funds
 TABLED TO A DATE TO BE DETERMINED Yeas 9, Nays 0 13Z
 Communication was received from Councillor Joseph Bevilacqua requesting recognition of Black History Month
 PLACED ON FILE Yeas 9, Nays 0 38
 ON MOTION OF COUNCILLOR BEVILACQUA TO SUSPEND THE RULES TO INTRODUCE PROCLAMATION FROM MAYOR FOR BLACK HISTORY MONTH*
 RULES SUSPENDED Yeas 9, Nays 0 39
 COUNCILLOR BEVILACQUA READ THE BLACK HISTORY MONTH PROCLAMATION
 ADOPTED Yeas 9, Nays 0 39
 Communication was received from Councillor Joseph Bevilacqua requesting on behalf of Highlands Neighborhood Association, crosswalk in front of the bottom of Windsor, crossing Mill st to the park/pond and one crosswalk crossing Mill st in front of Berkeley av
 MS. LYNDA BROWN INFORMED THAT CROSSWALKS ON MILL ST HAD BEEN PAINTED OVER. NEIGHBORHOOD ASSOCIATION IS REQUESTING CONSIDERATION OF CROSSWALK FROM LAKELAND ACROSS MILL ST. TO PLUG POND & ONE AT BERKELEY AVE. TO MILL ST.
 REFERRED TO TRAFFIC & SAFETY COMMITTEE Yeas 9, Nays 0 38B
 Communication was received from Councillor Melinda Barrett requesting a discussion regarding signage on South Main st (Route 125) approaching Myles Standish Drive
 COUNCILLOR BARRETT INFORMED THERE IS A SMALL SIGN ON S. MAIN ST. ALERTING DRIVERS OF ONCOMING TRAFFIC FROM MYLES STANDISH DR. WANTS TO IMPROVE VISIBILITY OF SIGNAGE
 REFERRED TO TRAFFIC & SAFETY COMMITTEE Yeas 9, Nays 0 38C
 Communication was received from Councilor McGonagle requesting the removal of a handicap parking space at 6 John st, as it is no longer needed
 REFERRED TO PLANNING Yeas 9, Nays 0 38D
 Communication was received from Councillor McGonagle requesting to submit the recommendations of the Traffic & Safety Committee held February 13 2019
 THE FIRST ITEM WAS DISCUSSED, INTERSECTION OF LIBERTY AND CRYSTAL STREETS.
 MR. MARK ROOPE STRONGLY URGED THE CITY TO CONSIDER RE-ENGINEERING THIS INTERSECTION DUE TO SPEEDING AND DRAINAGE PROBLEMS.
 THE REMAINDER OF THE TRAFFIC & SAFETY COMMITTEE REPORT WAS POSTPONED TO MARCH 12, 2019.
 Yeas 9, Nays 0 38E

16. Unfinished Business of preceding Meetings :

Document 28

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, Article XIII, §240-85 – Schedule B: Parking Restrictions and Prohibitions, as amended, be and is hereby further amended as follows:

<u>Name of Street Location</u>	<u>Regulation</u>	<u>Hours/Days</u>
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South Main Street

West Side

1st Paragraph – By deleting the words and figures “...190 feet south of...” after the words “From Middlesex Street southerly to”; and,

2nd Paragraph – By deleting the words and figures “...190 feet south of...” preceding the words “South Pleasant Street center Line”. (see document for complete text)

COUNCILLORS BARRETT AND MCGONAGLE INFORMED THAT THE ORDINANCE MUST BE APPROVED BY THE STATE AND THAT IT WAS NOT LEGAL.

NOT PASSED Yeas 1(Bevilacqua) Nays 8 28

Document 29

MUNICIPAL ORDINANCE CHAPTER 240

356 Main Street – Handicapped Parking

An Ordinance Relating to Parking

Be it Ordained by the City Council of the City of Haverhill that Article XIII, §240-1302 – Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by inserting the following:

LOCATION	REGULATION	HOURS/DAYS
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356 Main Street No Parking 24 Hours
(see document for complete text)
PASSED Yeas 9, Nays 0 29

Document 29-B
MUNICIPAL ORDINANCE CHAPTER 240
8 LeBlanc Street – Handicapped Parking
An Ordinance Relating to Parking

Be it Ordained by the City Council of the City of Haverhill that Article XIII, §240-1302 – Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by inserting the following:

LOCATION	REGULATION	HOURS/DAYS	
8 LeBlanc Street (see document for complete text)	No Parking	24 Hours	
PASSED		Yeas 9, Nays 0	29B

Document 34
MUNICIPAL ORDINANCE CHAPTER 173
An Ordinance Relating to Littering

BE IT ORDAINED by the City Council of the City of Haverhill that Chapter 173, of the Code of the City of Haverhill, as amended, being and is hereby further amended as follow:

By deleting the provisions of §173-10 (B) (2) and (3) in their entirety. (see document for complete text)
PASSED Yeas 9, Nays 0, 34

Document 13-Q

Communication from Council President Michitson and Councillor McGonagle to discuss status and mitigation of gang violence in Haverhill.

POLICE CHIEF ALAN DENARO INFORMED ABOUT THE GANG RELATED SHOOTINGS FROM 2017 TO PRESENT. PEOPLE ARE COMING IN FROM OTHER CITIES, SOME OF WHOM ARE GANG MEMBERS. DETERENTS TO CRIME INCLUDE SOPHISTICATED CAMERA SYSTEM, WORKING WITH BOYS AND GIRLS CLUB, WORKING WITH INSPECTION DEPARTMENT ESPECIALLY FOR RENTAL UNITS. DEPUTY CHIEF ANTHONY HAUGH IFORMED ABOUT THE UTECH PROGRAM. THEY ARE LOOKING TO REPLICATE LOWELL PROGRAM.

PLACED ON FILE Yeas 9, Nays 0 13Q

17. Council Committee Reports and Announcement

Councillor Jordan announced the Sacred Hearts Third Annual Community Fundraiser Spaghetti Dinner on Saturday, March 2 at 5PM, Sacred Hearts auditorium.

Councillor LePage announced the Administration & Finance Committee meeting scheduled for March 6, 7PM in the Council office to discuss double poles, Mayor’s Recommendations, Capital Improvement Program and Council Rules & Regulations

Councillor Sullivan announced the Natural Resources and Public Property Committee meeting scheduled for Feb.28, 6PM, in the Council office to discuss tree plantings, Lorraine Post 29 VFW and Haverhill Youth Soccer.

18. Documents Referred To Committee Study

Meeting adjourned at 10:29 o’clock P.M. Yeas 9, Nays 0

Attest: Linda Koutoulas
City Clerk

*Doc. 13 – Wildflower Solar, LLC, Permitting Plan Set

*Doc. 30 – Suspension of Rules – Black History Month Proclamation