



City of Haverhill
City Council Minutes
Tuesday, March 12, 2019
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

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

1. Opening Prayer

2. Pledge of Allegiance

3. Approval of Minutes of Prior Meeting

The minutes were approved

Yeas 9, Nays 0

4. Assignment of the minutes review for the next Meeting

Councillor Bevilacqua was assigned the minutes

5. Communications from the Mayor:

Communication from Mayor Fiorentini submitting *Haverhill Public Library Parking Study Draft Technical Report*; and announcing that Sarah Moser, Executive Director of the Library, will be at the meeting to discuss parking issues in the library parking lot and recommendations of the study

MS. SARAH MOSER, LIBRARY DIRECTOR, PRESENTED A SUMMARY OF THE LIBRARY PARKING STUDY DRAFT. THE MAIN PROBLEM IS LACK OF PARKING FOR PATRONS. THE STUDY HIGHLIGHTED USES OF THE PARKING LOT BY DISTRICT COURT STAFF, EMPLOYEES, VISITORS AND RESIDENTS. LACK OF SIGNAGE AND ENFORCEMENT. MIKE STANKOVICH, PUBLIC WORKS DIRECTOR, ANSWERED QUESTIONS. COUNCILLORS VOICED CONCERNS ABOUT CONDITION OF PARKING LOT, ALLOCATION OF SPACES, SIGNAGE, LACK OF ADEQUATE HP SPACES AND THEIR LOCATION, FINDINGS OF REPORT.

REFERRED TO PLANNING & DEVELOPMENT COMMITTEE

Yeas 9, Nays 0

20B

6. Communications and Reports from City Officers and Employees:

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

Hearing was held on Document 22, a petition from National Grid of North Andover and Verizon NE requesting joint pole locations on Foundation av – Plan 27238929. With John Antelli from National Grid appearing in favor. No one was opposed.

Hearing closed. Placed on file

22

ORDERED: Joint pole location for National Grid & Verizon on Foundation av (see document for complete text)

PASSED

Yeas 9, Nays 0

22B

Hearing was held on Document 23, a petition from National Grid of North Andover requesting underground electric conduits on Foundation av – Plan 27537891. With John Antelli from National Grid appearing in favor. No one was opposed.

Hearing closed. Placed on file

23

ORDERED: Grant National Grid of North Andover underground electric conduits on Foundation av

PASSED

Yeas 8, Nays 0, Abstain 1(Bevilacqua) 23B

Hearing was held on Document 24, a petition from National Grid of North Andover requesting underground electric conduits on Seven Sister rd – Plan 27537891. With John Antelli from National Grid appearing in favor. No one was opposed.

Hearing closed. Placed on file

24

ORDERED: Grant National Grid of North Andover underground electric conduits on Seven Sister rd

On motion of Councillor Barrett to amend order to include sending a letter to Department of Public Works and Engineering to have Clerk of the Works to be present to supervise road paving

AMENDMENT PASSED

Yeas 9, Nays 0

PASSED AS AMENDED

Yeas 9, Nays 0

24B

8. Hearings and Related Orders

Document 5; petition from Attorney Bob Harb for applicant/owner Arrowpoint Burlington LLC; for *Special Permit – Modification of Pre-Existing Permit/Project*: Mixed Use Project in Waterfront District to convert commercial area on first floor into three residential units and increase residential units from 164 to 167 and reduce commercial units from 6 to 5 at *1 Water st*; Assessors Map 200, Block 4, Lot 2

Related communication from Attorney Robert Harb requesting to continue hearing until March 19 2019

HEARING CONTINUED TO MARCH 19 2019

Yeas 9, Nays 0

5

Document 14; Petition from Robert and Ann Hackett of 1007 Boston rd and Stephen Franciosa of

10 Merrimac st Seabrook; to *discontinue* the Portion of *I Street* located between Boston rd and Oxford av

HEARING CONTINUED TO MARCH 19 2019

Yeas 9, Nays 0

14

Document 14-B; Order to *discontinue* a portion of *I Street*

Related communication from Attorney Robert Harb requesting to continue hearing until March 19 2019

HEARING CONTINUED TO MARCH 19 2019

Yeas 9, Nays 0

14B

Document 25; Petition from City of Haverhill requesting Hearing for a *Corrective Action* to fix an Error in Approval of Zoning Amendment: Additional minor changes to *Zoning Ordinance – Stevens st* – related zoning amendment to table of allowed uses
Hearing opened with William Pillsbury, Jr., Economic Development and Planning Director, explaining that the wrong version of the amended ordinance was submitted in error for approval. This measure will correct the Council’s action in 2015. It was never intended that all uses in the IG zone would require a special permit. *Favorable recommendation from Planning Board and Planning Director*
Hearing closed

25

MUNICIPAL ORDINANCE
An Ordinance Relating to Zoning
Table of Use and Parking Regulations

CHAPTER 255

Be it Ordained by the City Council of the City of Haverhill that Chapter 255, Table I, TABLE OF USE AND PARKING REGULATIONS, being and is hereby further amended as follows:

Section 255, ZONING TABALE 1: In as much as (A PORTION OF) the remaining IG zone (**Stevens Street – west side only (Little River Side)**) is an area in significant transition all uses except residential, mixed residential/commercial and performing arts in this portion of this IG zone (**Stevens Street – west side only (Little River Side)**) where the table is currently “P” PERMITTED shall be changed to “S” – SPECIAL PERMIT by the City Council. All uses previously permitted (P) in the balance of the IG zone (particularly Hale Street) shall remain permitted uses.

PASSED Yeas 9, Nays 0 25B

9. Public Participation- Requests under Council Rule 28

10. Appointments:

Confirming Appointments:

Non-Confirming Appointments:

On motion of Councillor Macek to suspend the rules to introduce letter from Mayor Fiorentini appointing Councillor Melinda Barrett to the Haverhill Hunting Committee (non-confirming appointment)

SUSPENSION PASSED Yeas 8, Nays 0, Abstain 1(Barrett) 4DD

COUNCILLOR BARRETT APPOINTED TO HAVERHILL HUNTING COMMITTEE AND PLACED ON FILE Yeas 9, Nays 0 4DD

Haverhill Hunting Committee:

Collin Norton, 7 Saint Onge Terrace

Sharon Netzley, 16 Broad st

Maria Zangari, 108 Atlanta st

Ronald LaPlume, 109 Lawrence st

Councillor Michael McGonagle, 39 Newton av

PLACED ON FILE Yeas 9, Nays 0 4D

Master Plan Committee:

Gary Ortiz, 19 13th Avenue

Jennifer Arndt, 38 Elm st

PLACED ON FILE Yeas 9, Nays 0 4E

Vietnam Veteran’s Memorial Ad Hoc Commission:

Amanda Buckley, 34 Westland ter

PLACED ON FILE Yeas 9, Nays 0 4F

On motion of Councillor Macek to suspend the rules regarding city’s solar ordinance.

SUSPENSION PASSED Yeas 9, Nays 0

COUNCILLOR MACEK INFORMED THAT THE CURRENT SPECIAL PERMIT APPLICATION FOR SOLAR INSTALLATION SHOULD BE REVIEWED BY THE CITY SOLICITOR TO SEE IF IT COMPLIES WITH OUR ZONING ORDINANCE REGARDING LARGE-SCALE GROUND-MOUNTED SOLAR PHOTOVOLTAIC INSTALLATION

LETTER TO CITY SOLICITOR Yeas 9, Nays 0

11. Petitions:

Petition from DC Development and Construction, Stephen J Doherty, Sr. Manager; requesting street acceptance for a portion of Vincent av

REFERRED TO PLANNING BOARD

COUNCIL HEARING MAY 7 2019 Yeas 9, Nays 0 40

Annual License Renewals

Coin-Op License Renewals 2019:

Laundry Day, 200 Main st, 3 Coin-operated Machines

GRANTED Yeas 9, Nays 0 7K

Sunday Coin-Op License Renewals 2019

Laundry Day, 3 Sunday Coin-ops

GRANTED Yeas 9, Nays 0 8K

Drainlayer License for 2019:

Frank Gibbs

GRANTED Yeas 9, Nays 0 10N

Taxi Driver Licenses for 2019:

Ross Gazunis, 6 Molloy rd, Georgetown – new

12. Motions and Orders:

ORDERED: That the sum of \$235,037 be transferred from the *Salary Reserve* account to the following departments – *Salaries* in order to fund retroactive pay increases and the remainder of FY19 per revised salary ordinances and contracts for Admin & Professional, Non-Union, Library Group, City Hall Clerical Group and Citizen Center Group:

City Council Salary	\$2,867
Mayor Salary	\$8,179
Constituent Services Salary	\$1,974
Auditor’s Office Salary	\$7,618
Purchasing Salary	\$3,571
Assessor Salary	\$7,697
Treasurer’s Office Salary	\$22,896
Legal Salary	\$ 3,765
Human Resources Salary	\$12,501
Information Technology Salary	\$ 4,595
City Clerk Salary	\$12,870
Planning/Econ Dev Salary	\$ 7,957
Police (non-uniform staff)	\$25,200
Fire (non-uniform staff)	\$ 5,986
Highway (clerical & admin)	\$ 6,187
Inspection/Health Salary	\$17,939
Human Services Salary	\$27,632
Library Salary	\$55,603

PASSED Yeas 8, Nays 1(Bevilacqua) 41

13. Ordinances (File 10 days)

MUNICIPAL ORDINANCE CHAPTER 240
 342 Washington St. Establish – 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
342 Washington Street No Parking (see document for complete text)	24 Hours	
PLACED ON FILE for at least 10 days	Yeas 9, Nays 0	29H

MUNICIPAL ORDINANCE CHAPTER 240
 88 Margin St. Establish – 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
88 Margin Street No Parking (see document for complete text)	24 Hours	
PLACED ON FILE for at least 10 days	Yeas 9, Nays 0	29I

MUNICIPAL ORDINANCE CHAPTER 240
 136 High St. Establish – 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
136 High Street No Parking (see document for complete text)	24 Hours	
PLACED ON FILE for at least 10 days	Yeas 9, Nays 0	29J

MUNICIPAL ORDINANCE CHAPTER 240
 6 John St. DELETE – 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
6 John Street No Parking (see document for complete text)	24 Hours	
PLACED ON FILE for at least 10 days	Yeas 9, Nays 0	29K

14. Monthly Report

Abatement report from the City Assessor, Christine Webb for the month of February 2019
PLACED ON FILE Yeas 9, Nays 0 19C

15. Communications from Councillors:

Communication was received from Council President Michitson and Vice President Sullivan requesting trash barrels on behalf of Haverhill’s Brightside at the following locations: Essex st between Wicked Big Café and Lafayette sq; Goecke Park, James Fiorentini Rail Trail, Bradford Square and Emerson st
COUNCILLORS AGREED THAT PLACEMENT OF BARRELS SHOULD BE PART OF DISCUSSION DURING BUDGET PROCESS

LETTER TO MAYOR Yeas 9, Nays 0 38F

Communication was received from Council President Michitson requesting to provide update on broadband needs and competition to lower TV costs for residents and stimulate economic development
PRESIDENT MICHITSON INFORMED THAT THE CITY NEEDS TO ADDRESS ALTERNATIVES FOR BROADBAND. HE INTRODUCED MR. JEFF CHRISTENSEN OF ENTRYPOINT NETWORKS WHO EXPLAINED HOW THE CITY CAN BECOME A “UTILITY” AND PROVIDE MUNICIPAL BROADBAND.

REFERRED TO PLANNING & DEVELOPMENT COMMITTEE Yeas 9, Nays 0 38G

Councillor Daly O’Brien left the chambers.

Communication was received from Councillor Joseph Bevilacqua requesting to recognize March as Women’s History month

PLACED ON FILE Yeas 8, Nays 0, Absent 1 38H

Communication was received from Councillor Macek requesting to refer the City’s Chapter 255, Zoning, Article XVIII, Solar Energy Systems, Section 255-185 through 255-194 to the Administration & Finance Committee, for possible updating and redrafting to better serve the City’s energy goals in compatibility with its residents

REFERRED TO ADMINISTRATION & FINANCE COMMITTEE Yeas 8, Nays 0, Absent 1 38I

16. UNFINISHED BUSINESS OF PRECEDING MEETINGS:

The following 2 items were discussed earlier in the meeting.

Document 13-V; Communication from Councillor Mary Ellen Daly O’Brien requesting a discussion about information needed by the City Council when their approval is required to accept new employee contracts, measures to avoid contractual catastrophes that have crippled other communities
COUNCILLOR DALY O’BRIEN INFORMED THAT THE MAYOR HAD DEVELOPED A FORM TO CERTIFY AVAILABILITY OF FUNDS*

REFERRED TO ADMINISTRATION & FINANCE COMMITTEE Yeas 9, Nays 0 13V

Document 13-Y; Communication 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
COUNCILLOR LEPAGE QUESTIONED WHERE FUNDS DERIVED FROM LICENSED MARIJUANA ESTABLISHMENTS WOULD BE ALLOCATED. HE SUGGESTED USES FOR THE 3% LOCAL FEES THAT WOULD BE IMPOSED AND THAT AN ACCOUNT BE CREATED.

REFERRED TO ADMINISTRATION & FINANCE COMMITTEE Yeas 8, Nays 0, Abstain 1(McGonagle) 13Y

Document 38-E; Communication from Councillor McGonagle requesting to submit the recommendations of the Traffic and Safety Committee meeting held February 13 2019

COUNCILLOR MCGONAGLE READ THE MINUTES OF THE TRAFFIC & SAFETY COMMITTEE MEETING HELD ON FEB 13 2019 AND MOTIONED TO HAVE THE RECOMMENDATIONS ACCEPTED & PLACED ON FILE Yeas 8, Nays 0, Absent 1 38E

Document 29-D

MUNICIPAL ORDINANCE CHAPTER 240

13 Hancock St. –Delete – 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
13 Hancock Street	No Parking	24 Hours

(see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 29D

Document 29-E

MUNICIPAL ORDINANCE CHAPTER 240

50 Howard St. –Delete – 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
50 Howard Street	No Parking	24 Hours

(see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 29E

Document 29-F

MUNICIPAL ORDINANCE CHAPTER 240

14 Meagan’s Way –Delete – 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
14 Meagan’s Way	No Parking	24 Hours

(see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 29F

Document 29-G

MUNICIPAL ORDINANCE CHAPTER 240

32 Verndale St. Establish – 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
32 Verndale Street	No Parking	24 Hours

(see document for complete text)

PASSED Yeas 8, Nays 0, Absent 1 29G

17. Council Committee Reports and Announcements

18. Documents Referred to Committee Study

Meeting adjourned at 9:17 o’clock P.M. Yeas 8, Nays 0, Absent 1

Attest: Linda Koutoulas
City Clerk

*Doc. 13-V – Handout – Contract form