



City of Haverhill
City Council Minutes
Tuesday, April 23, 2019
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

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

Absent – Councillor LePage

City Clerk – Linda L. Koutoulas

1. Opening Prayer
2. Pledge of Allegiance
3. Approval of Minutes of Prior Meeting
The minutes were approved Yeas 8, Nays 0, Absent 1
4. Assignment of the minutes review for the next Meeting
Councillor McGonagle was assigned the minutes
5. Communication from Mayor presenting Home Rule petition on behalf of Scott Wood for him to take civil service exam for police officer
PLACED ON FILE Yeas 8, Nays 0, Absent 1 20F

ORDERED: That the following Home Rule Petition be adopted by the City Council and forwarded to the General Court.

HOME RULE PETITION

An Act authorizing Scott Wood to take the Civil Service Examination for the position of police officer in the City of Haverhill notwithstanding the maximum age requirement. (see document for complete text)

ON MOTION OF COUNCILLOR BEVILACQUATO ADOPT HOME RULE PETITION AND FORWARD TO THE GENERAL COURT

ADOPTED Yeas 8, Nays 0, Absent 1 45

6. Communications and Reports from City Officers and Employees:

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

Petition from National Grid and Verizon New England for Joint Pole Location on Beach st; Plan 28116460

COUNCIL HEARING MAY 14 2019 Yeas 8, Nays 0, Absent 1 46

Petition from National Grid for Pole Location on Carleton St: Plan 25729834

COUNCIL HEARING MAY 14 2019 Yeas 8, Nays 0, Absent 1 47

8. Hearings and Related Orders

Document 36: 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, 34-unit, garden style building to the existing community to Forest Acres Apartments, Forest Acres dr, Parcel ID: 768, 780-8A; *Favorable conditional recommendation from Planning Board and Planning Director*

HEARING OPENED

Mr. Andrew Chapin, CEO, informed that Princeton Properties is now called Princeton Bradford and that this is a \$6M project. A 2 story level building, 34 units, will have 15 two bedroom units and 19 one bedroom units. He introduced Ms. Katie Enright, Project Engineer to go over the plans. The access will be by the pool at the rear of the site. Amenities – will have café, room for wi-fi, small fitness center; drainage – they will avoid drainage issue downstream, will have lighting, landscaping, LED lighting downward, buffering & screening. Mr. Chapin informed that they held a meeting with abutters. Mr. Christopher Golden spoke in favor. Attorney Paul Magliocchetti informed that he represented Presidential Gardens Association and that he was not really in opposition. He expressed their concern that they just repaved the road and if the road is to be used to tie into city sewerage, that it be returned to the exact way it is currently.

HEARING CLOSED

COUNCILLORS INQUIRED ABOUT ACCESS TO THE CONSTRUCTION, RENTAL RATES AND IMPACT TO SCHOOLS.

ON MOTION OF COUNCILLOR MACEK TO APPROVE THE SPECIAL PERMIT MODIFICATION AS RECOMMENDED BY PLANNING DIRECTOR PILLSBURY TO INCLUDE ALL COMMENTS/ LETTERS FROM CITY DEPARTMENTS & ADD CONCERNS EXPRESSED BY ATTORNEY MAGLIOCCHETTI ABOUT PRESIDENTIAL GARDENS SEWERAGE

PASSED WITH CONDITIONS Yeas 8, Nays 0, Absent 1 36

9. Public Participation- Requests under Council Rule 28

10. Appointments:

Confirming Appointments:

Council on Youth Needs:

Ailish Ferrick, Haverhill High School, 137 Monument Street, Haverhill

Gabriela Vargas, Haverhill High School, 137 Monument Street, Haverhill

Leah Pearse, Haverhill High School, 137 Monument Street, Haverhill

Dale Leone, Haverhill High School, 137 Monument Street, Haverhill

Shannon Kaiser, Haverhill High School, 137 Monument Street, Haverhill

CONFIRMED Yeas 8, Absent 1 3C

Non-Confirming Appointments:

Haverhill Hunting Committee - Daniel Burke, 75 Clement Ct
PLACED ON FILE Yeas 8, Nays 0, Absent 1 4I

Haverhill Board of Assessors, Roy Wright, 59 Woodland Park; Appointment to expire 4/22/2022
PLACED ON FILE Yeas 8, Nays 0, Absent 1 4J

11. Petitions:

Petition from Attorney Michael Migliori on behalf of *Full Harvest Moonz Inc*, requesting a hearing for a Special Permit, under Chap. 255, Article XIX LME-RO, to operate an Adult Use Marijuana Establishment at 95 Plaistow Rd.

PLACED ON FILE &
COUNCIL HEARING MAY 21 2019 Yeas 7, Nays 0, Abstain 1(McGonagle), Absent 1 55C

Petition from Common Ground Ministries to use a portion of City Owned parking lot on Locke St to sell furniture on Saturdays May 4 to Oct 5 2019. Also to sell on exterior of property at 194 Winter st.
POSTPONED TO APR 30 2019 Yeas 8, Nays 0, Absent 1 49

Public events Application from POSE, The Switchboard and Her Voice Carries requesting a permit for A Mural Celebration, to be held on Saturday, May 18, 12PM-8PM on Washington St. at Wingate Lot. They are also requesting that fees be waived

MS. HAILEY MOSCHELLA SPOKE ABOUT THIS PUBLIC ART PROJECT. SHE REQUESTED TO HAVE THE MAIN ENTRANCE TO THE WASHINGTON ST PARKING LOT CLOSED & REDIRECTED TO THE WINGATE ST ENTRANCE; THAT 4 HP SPACES FACING MURAL BE RELOCATED; 5 PARKING SPACES ACROSS FROM MURAL BE RELOCATED FOR THE DAY; FEES BE WAIVED
Application received favorable approval with conditions from various City Departments

GRANTED & FEES WAIVED & conditions from city dept. Yeas 8, Nays 0. Absent 1 50

Councillor Barrett left the Chambers

Public Events Application from Crescent Yacht Club for a permit for the 41st Annual Lou Marcel Charity Canoe Race, to be held on Saturday, June 1st at 30 Ferry St from 8AM to 3PM

Application received favorable approval with conditions from various City Departments
GRANTED & FEES WAIVED & conditions from city dept. Yeas 7, Nays 0. Absent 2 57

HP Sign – Philomena Bruno for 74 Pecker st #103 – *new*
REFERRED TO PLANNING DEPT Yeas 7, Nays 0. Absent 2 29M

HP Sign – Karie Gould for 11 Observatory ave – *renewal*
GRANTED Yeas 7, Nays 0, Absent 2 29N

HP Sign – Robert Mears for 24 5th ave - *renewal*
GRANTED Yeas 7, Nays 0, Absent 2 29O

Tag Days:
Pentucket Youth Football and Cheer Aug 2, 3 &4
GRANTED Yeas 7, Nays 0, Absent 2 53C

Annual License Renewals
Drainlayer License for 2019:
Robert Ullo - *new*
GRANTED Yeas 7, Nays 0, Absent 2 10P

Junk Dealer License
TJS Metals, 39 Hale st, Sandy Foley and James Smith – *renewal*
GRANTED Yeas 7, Nays 0, Absent 2 58

12. Motions and Orders:

13. Ordinances (File 10 days)

14. Monthly Report

Abatement report from the City Assessor Christine Webb for the month of March 2019
PLACED ON FILE Yeas 7, Nays 0, Absent 2 19D

Preliminary Financial reports from the City Auditor-
January 2019
PLACED ON FILE Yeas 7, Nays 0, Absent 2 33E

February 2019
PLACED ON FILE Yeas 7, Nays 0, Absent 2 33F

March 2019
PLACED ON FILE Yeas 7, Nays 0, Absent 2 33G

Councillor Barrett returned

15. RESOLUTIONS and PROCLAMATIONS

Proclamation
Armenian Holy Martyrs’ Day, April 24 2019
ADOPTED Yeas 8, Nays 0, Absent 1 39E

ON MOTION OF COUNCILLOR BEVILACQUA TO SUSPEND THE RULES TO INTRODUCE A PUBLIC SAFETY ITEM

RULES SUSPENDED

Yeas 8, Nays 0, Absent 1

59C

Councillor Bevilacqua requested, on behalf of the Highlands Neighborhood Association, a stop sign at Saltonstall Square turning right onto Mill St. He read into the record a letter from Michael Valvo.

REFERRED TO TRAFFIC & SAFETY COMMITTEE & PUBLIC SAFETY

COMMITTEE

Yeas 8, Nays 0, Absent 1

59C

16. Communications from Councillors:

Communication was received from Councillor Macek requesting to introduce Hope Davenport, WIC Director, to announce state-wide WIC Day on May 2 2019.

POSTPONED TO APR 30 2019

Yeas 8, Nays 0, Absent 1

38Y

Communication was received from Councillor Jordan requesting to introduce Jeff Grassie to give Council update on the Haverhill Farmer's Market

MR. GRASSIE INFORMED THAT THE FARMERS MARKET WILL START JUNE 22 AND GO THRU OCT 26.(SATURDAYS 9-1PM) THE CUSTOMER BASE HAS INCREASED 20%. THEY NOW HAVE 30 VENDORS. THE RELOCATION TO THE GOECKE PARKING DECK HAS BEEN VERY SUCCESSFUL. THE GREATER HAVERHILL FOUNDATION IS FUNDING THE COMPLETION OF THE MURAL

PLACED ON FILE

Yeas 8, Nays 0, Absent 1

38Z

Communication was received from Councillor Macek requesting a discussion about the intersection of Lake st and Lowell ave

COUNCILLOR MACEK INFORMED THAT HE HAD BEEN CONTACTED BY JANICE FILTEAU WHO PRESENTED A PETITION WITH 49 SIGNATURES REQUESTING THAT THE CITY REVIEW THE INTERSECTION OF LAKE/W. LOWELL AVE AND THAT THE YIELD SIGN THAT WAS INSTALLED AFTER THE LAST REVIEW HAD BEEN REMOVED. HER PETITION INCLUDED A RECOMMENDED REDESIGN OF THE AREA SIMILAR TO THE INTERSECTION OF ROSEMONT/HILLDALE AVE

REFERRED TO TRAFFIC & SAFETY COMMITTEE, CITY ENGINEER, PLANNING & DEVELOPMENT COMMITTEE

Yeas 8, Nays 0, Absent 1

59

Communication was received from Councillor Barrett requesting to present an update on the usage and funding of the Haverhill Public Library

COUNCILLOR BARRETT PRESENTED STATISTICS ON LIBRARY USAGE & INFORMED THAT THE LIBRARY HAD REQUESTED A WAIVER 14 OUT OF THE LAST 16 YEARS BECAUSE THEY WERE NOT ABLE TO MEET FUNDING STANDARDS. SHE EXPRESSED CONCERNS ABOUT THE RISK OF LOSING CERTIFICATION WHICH WOULD JEOPARDIZE INTERLIBRARY LOAN PROGRAM (ILL) THE BUDGET GAP IS \$195,000. SPEAKING TO THE ISSUE WERE RESIDENTS DIANE SHAW AND LOCAL AUTHOR CHRISTOPHER GOLDEN. JIM MARKS, BUSINESS AGENT FOR TEAMSTERS LOCAL 170, WHO REPRESENTS 19 EMPLOYEES CITED HIGH TURNOVER AND LOW PAY*. MAYOR FIORENTINI STATED THAT THE LIBRARY WILL NOT LOOSE ACCREDITATION

ON MOTION OF COUNCILLOR BARRETT TO SEND LETTER TO MAYOR ASKING WHAT THE PLAN IS TO CLOSE THE FUNDING GAP NEAR TERM

Yeas 8, Nays 0, Absent 1

59A

Councillor Daly O'Brien left the Chambers

Communication was received from Councillor Bevilacqua requesting a discussion regarding moveable basketball hoops to be referred to Public Safety Committee

COUNCILLOR BEVILACUA PRESENTED THIS ITEM ON BEHALF OF EARL RAYMOND & ASKED THAT HE BE NOTIFIED WHEN ITEM IS DISCUSSED AT PUBLIC SAFETY COMMITTEE MEETING

REFERRED TO PUBLIC SAFETY COMMITTEE

Yeas 7, Nays 0, Absent 2

59B

17. UNFINISHED BUSINESS OF PRECEDING MEETINGS – All items in this section were discussed earlier except Doc. 29-L

Document 41-D: Order – Transfer \$400,000 from the balances of the following Capital Project Accounts to the Capital Account Consentino Roof:

St James Lighting	\$ 95,000
Consentino Temporary Repairs	\$ 6,800
City Capital Projects	\$ 91,200
HHS Roof Repairs	\$129,000
School Boiler Repairs	\$ 78,000

Councillors voiced their concern about allocating monies for the Consentino roof repair from the HHS roof repairs line item and asked the Mayor to consider transferring monies from other line items in the budget.

ON MOTION OF COUNCILLOR BEVILACQUA TO AMEND THE ORDER BY REDUCING THE HHS ROOF REPAIRS FROM \$129,000 TO \$57,000

On the question of passage the yeas and nays were as follows:

Yeas-Sullivan, Bevilacqua, Barrett, Macek and Daly O'Brien	5
Nays-Jordan, McGonagle and President Michitson	3
Absent,-LePage	1

PASSED

ON MOTION OF COUNCILLOR MACEK TO SUSPEND THE RULES TO TRANSFER MONIES FROM BUDGET, PAGE 17

Yeas 8, Nays 0, Absent 1

RULES SUSPENDED

LOAN ORDER: That \$2,500,000 is appropriated, for the purpose of financing Study, Engineering, Planning and construction to complete the Phase 3 Combined Sewer Overflow (CSO) Program without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as amended; that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow \$2,500,000 and issue bonds or notes therefore under Chapter 44 of the General Laws (see document for complete text)

PASSED

Yeas 8, Nays 0, Absent 1

54B

18. Council Committee Reports and Announcements

Councillor Bevilacqua presented the minutes and recommendations of the Planning and Development Committee meeting that was held on March 27 2019 – Doc 38-G Broadband. He asked to postpone the discussion about broadband to the April 30th Council meeting. Doc 20-B Haverhill Public Library Study Draft Technical Report. Councillor Bevilacqua presented the meeting recommendations to have parking signage posted on Ginty Boulevard, ask Solicitor Cox to look into intended usage of the parking lot by the District Court and the need for a one level parking garage. Councillor Barrett informed that the signs had been posted on Ginty Boulevard.

30F

Councillor Barrett presented the minutes and recommendations of the Citizen Outreach Committee meeting that was held on April 10 2019. The long-range plan was not discussed because President Michitson was unable to attend. Residents were invited to share their concerns. This item will be discussed again after the budget is released. On motion of Councillor Barrett to accept the minutes as presented.

Yeas 7, Nays 0, Absent 2

30G

19. Documents Referred to Committee Study

Meeting adjourned 10:02 o'clock P.M.

Yeas 7, Nays 0, Absent 2

Attest: Linda Koutoulas
City Clerk

*Doc. 59 – Handout from Jim Marks – HPL Certification presentation