



City of Haverhill  
City Council Minutes  
Tuesday, May 14, 2019  
Theodore A. Pelosi, Jr. Council Chambers, Room 202  
4 Summer Street

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

Councillor Bevilacqua 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 May 7<sup>th</sup> City Council minutes were not available. On motion of Councillor Macek to postpone to May 21 2019

POSTPONED TO MAY 21 2019

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 and Council President Michitson requesting to introduce Gregg Croteau, CEO of UTEC, to give an update to the City Council on UTEC’s new Haverhill headquarters and to present an overview of their services and facility

MAYOR FIORENTINI INTRODUCED MR. GREGG CROTEAU TO GIVE AN UPDATE ON THE ANTI-GANG PREVENTION PROGRAM IN HAVERHILL. MR. CROTEAU THANKED THE MAYOR, COUNCIL, REP. ANDY VARGAS, LT. GOVERNOR POLITIO AND COMMUNITY PARTNERS FOR THEIR SUPPORT. THE UTEC PROGRAM STARTED A YEAR AND HALF AGO IN HAVERHILL. THEY WORK WITH 17-25 YEAR OLDS IN LOWELL, LAWRENCE AND HAVERHILL TOWARDS A PATH TO EDUCATION AND EMPLOYMENT SUCCESS. MR. CROTEAU INTRODUCED THE HAVERHILL TEAM LEADERS AND COACHES WHO SPOKE. THEY ARE HIRING “STREET WORKERS”. THE RECIDIVISM RATE IS LESS THAN 13% FOR THOSE WHO GO THRU THE PROGRAM. HE EXTENDED AN INVITATION TO THE UTEC HAVERHILL GRAND OPENING ON JUNE 4<sup>TH</sup> AT 241 WINTER ST, FROM 9:30-10:30AM.\*

PLACED ON FILE

Yeas 9, Nays 0

20G

**The following agenda items were moved up: Documents 59-K, 59-O, 41-F and 59-N**

6. Communications and Reports from City Officers and Employees:

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

Hearing was held on Document 46, a petition from National Grid & Verizon New England for Joint pole location on Beach st, Plan 28116460. With Joe Antonelli from National Grid appearing in favor. No one spoke in favor or was opposed.

Hearing closed. Placed on file

Yeas 8, Nays 0, Absent 1(McGonagle) 46

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

PASSED

Yeas 8, Nays 0, Absent 1(McGonagle)46B

Hearing was held on Document 47, a petition from National Grid & Verizon New England for Joint pole location on Carleton st, Plan 25729834. With Joe Antonelli from National Grid appearing in favor. No one spoke in favor or was opposed.

Hearing closed. Placed on file

Yeas 8, Nays 0, Absent 1(McGonagle) 47

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

PASSED

Yeas 8, Nays 0, Absent 1(McGonagle)47B

8. Hearings and Related Orders

9. Public Participation- Requests under Council Rule 28

10. Appointments:

Confirming Appointments:

Rocks Village Historic District Commission:

Jennifer Leyden & Patrick Sullivan, 34 East Main st ; appointment to expire March 26 2022

CONFIRMED

Yeas 8, Nays 0, Absent 1(McGonagle) 3D

Non-Confirming Appointments:

No Schedule

11. Petitions

Petition from Caroline Pineau, Director of Haverhill Stem LLC, requesting a hearing for a Special Permit, under Chapter 255, Article XIX LME-RO; Retail Sales Only; to operate an *Adult Use Marijuana Establishment* at 124 Washington st

COUNCIL HEARING JUNE 18 2019

Yeas 8, Nays 0, Absent 1(McGonagle) 55D

Applications Handicap Parking Sign

Tag Days:

Knights of Columbus - July 20th

GRANTED

Yeas 8, Nays 0, Absent 1(McGonagle) 53G

Annual License Renewals

Drainlayer License for 2019:  
James Boraczek – *renewal*

GRANTED	Yeas 8, Nays 0, Absent 1(McGonagle)	10S
The following were all GRANTED	Yeas 8, Nays 0, Absent 1(McGonagle)	
Bowling - <i>renewal</i>		
Academy Lanes – 725 South Main st – 48 Lanes		67
Sunday Bowling – <i>renewal</i>		
Academy Lanes		8L
Buy & Sell Second Hand Articles - <i>renewal</i>		
VID Comp – 163 Washington st – John Cardran		61D
House of Pawn – 24 Emerson st – Aidria Torres		61E
Buy & Sell Second Hand Clothing - <i>renewal</i>		
All Saints Parish – 120 Bellevue av – Fr. Christopher Wallace		62C
Pawnbroker license - <i>renewal</i>		
House of Pawn - Aidria Torres		66E
Buy & Sell Old Gold - <i>renewal</i>		
House of Pawn – Aidria Torres		66F

**12. Motions and Orders:**

ORDERED: That the sum of \$179,008.50 be transferred from Wastewater account Reserve for Infrastructure Fee and transferred to Capital Fund account Sewer Rehab and Repair (3211015)

PASSED Yeas 8, Nays 0, Absent 1(McGonagle) 41E

ORDERED: That in accordance with Chapter 44, Section 20 of the General Laws, the City hereby transfers the amount of \$71,200 of bond proceeds from the issue of the City’s General Obligation Bonds dated June 7, 2018, which were issued under a loan order of the City Council passed December 12, 2017 for the purpose of constructing a girls’ softball field, to the purpose of the renovation, reconstruction and improvement of the track adjacent to the softball field, including all costs incidental and related thereto.

MAYOR FIORENTINI INFORMED THAT HE WOULD LIKE TO USE THESE FUNDS FOR TRACK DESIGN AND BID WORK. LARRY NEWMAN SPOKE ABOUT HIS YEARS OF WORK WITH THE TRACK ASSOCIATION AND ASKED FOR SEATING AROUND THE TRACK SIMILAR TO WHAT OTHER SCHOOLS HAVE. TOM O’BRIEN, ATHLETIC DIRECTOR, INFORMED THAT HE CAN LOOK AT INTEGRATING SEATING WITH THE MULTI-PURPOSE FIELD AT THE HIGH SCHOOL. THE GRAND OPENING OF THE \$1.6M MULTI- PURPOSE FIELD WILL BE FRIDAY, 5/17 AT 3:30PM.

ON MOTION OF COUNCILLOR BEVILACQUA TO PASS THE ORDER

ON MOTION OF COUNCILLOR MCGONAGLE TO AMEND THE ORDER TO INCLUDE SEATING AS PART OF THE DESIGN

PASSED Yeas 9, Nays 0

PASSED AS AMENDED Yeas 9, Nays 0 41F

ORDERED: That the sum of \$20,500 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 Inspectional & Nursing Services Group:

Building/Zoning	\$ 2,700
Inspection & Health	\$14,300
Council on Aging-Nursing	\$ 3,500

PASSED Yeas 8, Nays 0, Absent 1(McGonagle) 41G

**13. Ordinances (File 10 days)**

MUNICIPAL ORDINANCE CHAPTER 240  
44 White Street 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
44 White Street	No Parking	24 Hours
PLACED ON FILE for at least 10 days		Yeas 8, Nays 0, Absent 1(McGonagle)16M

**14. Monthly Report**

Abatement report from Board of Assessors for month of April 2019

PLACED ON FILE Yeas 8, Nays 0, Absent 1(McGonagle) 19E

**15. RESOLUTIONS and PROCLAMATIONS**

ON MOTION OF COUNCILLOR DALY O’BRIEN TO SUSPEND THE RULES TO INTRODUCE FOOD ALLERGY AWARENESS PROCLAMATION

RULES SUSPENDED Yeas 8, Nays 0, Absent 1(McGonagle) 39I

Councillor Daly O’Brien read the proclamation into the record proclaiming May 12-18 as Food Allergy Awareness Week

ADOPTED Yeas 8, Nays 0, Absent 1(McGonagle)39I

**16. Communications from Councillors:**

Communication was received from Council President Michitson inviting City Solicitor Cox to address City Council on policy and process to open opioid retail facility in Haverhill, including but not limited to, criteria to determine order that special permits will be presented to City Council  
**Councillor McGonagle left the chambers and did not return.**

Solicitor Cox explained the whole process, from the start on Nov. 8, 2016 when there was a ballot question to allow for the legal sale of marijuana, which the Massachusetts voters approved. At that time, the City of Haverhill voters also voted in favor. In 2017 the Cannabis Control Commission (CCC) worked on the development of regulations for implementation. During that time to the present, the Council's Administration & Finance Committee had numerous meetings to establish review of CCC regulations, guidelines, zoning locations and zoning ordinance. The Council adopted a moratorium on the sale of marijuana from Jan. 2018 to Dec. 1, 2018. They also implemented a 3% local tax. The Council will have a hearing on to amend the Licensed Marijuana Establishment Overlay Zone Ch. 255-202. Also, the first application for a special permit for a Licensed Marijuana Establishment (LME) will be held May 21, 2019.

Solicitor Cox described the special permit process answering questions from Councillors about Host Community Agreement (HCA), application process, traffic study, issuance of a special permit. Councillor Jordan inquired about having a referendum on ballot to overturn the voters' decision to allow the sale of marijuana in Haverhill. Solicitor Cox will look into whether there is a statute of limitations for such a referendum.

Solicitor Cox informed that there are currently 3 HCAs and that the Mayor has formed a Review Committee. Application process is on-line using the ViewPointCloud permit system.

PLACED ON FILE

Yeas 8, Nays 0, Absent 1(McGonagle) 59N

Communication was received from Councillor Sullivan requesting to introduce members of the Haverhill Community Violence Prevention Coalition (HCVC) to discuss the anti-violence monument unveiling ceremony at Winnekenni Park on May 18th at 10:00AM

MS. PATTI GLEASON & SUSAN KANE, FOUNDERS OF HCVC, THANKED THE COUNCIL AND VINNY OUELLETTE, PARKS & RECREATION DEPT. FOR THEIR YEARS OF SUPPORT. THEY INVITED THE COUNCIL TO ATTEND THE UNVEILING OF A SCULPTURE BY DALE ROGERS WHICH WILL BE LOCATED IN THE MEDITATION MEADOW ON MAY 18 AT 10:30AM. MAYOR FIORENTINI PRESENTED A CITATION TO THEM.

PLACED ON FILE

Yeas 8, Nays 0, Absent 1(McGonagle) 59O

#### 17. UNFINISHED BUSINESS OF PRECEDING MEETINGS

Document 29-P

MUNICIPAL ORDINANCE

CHAPTER 240

74 Pecker Street 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

74 Pecker Street

No Parking

24 Hours

PASSED

Yeas 8, Nays 0, Absent 1(McGonagle) 29P

Document 59-K: Communication from Councillor Jordan requesting to introduce Silver Hill 3rd Grade Teacher Kerri Alves and some of her students who wish to advocate for the Haverhill Public Library  
MS. KERRI ALVES ASKED FOR SUPPORT TO FUND THE LIBRARY AND INTRODUCED 10 STUDENTS WHO READ THEIR LETTERS ASKING FOR FUNDING SUPPORT AND PRESENTED PETITION. \* MAYOR FIORENTINI STATED HE WILL FUND THE PUBLIC LIBRARY.

PLACED ON FILE

Yeas 9, Nays 0

59K

#### 18. Council Committee Reports and Announcements

#### 19. Documents Referred to Committee Study

Meeting adjourned 9:23 o'clock P.M.

Yeas 8, Nays 0, Absent 1

Attest: Linda Koutoulas

City Clerk

\*Doc. 20-G – Handout from Gregg Croteau – UTEC pamphlet and invitation to Haverhill opening

\*Doc. 59-K – Handout from Kerri Alves – funding for library petition from students