



**CITY OF HAVERHILL  
CITY COUNCIL MINUTES**

**Tuesday, June 29, 2021 at 7:00 PM**

**Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202**

**In-Person/Remote Meeting**

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

City Clerk – Linda L. Koutoulas

**Due to the ongoing COVID-19 Pandemic, Governor Baker issued an Emergency Order temporarily suspending certain provisions of the Open Meeting Law, G.L. c. 30A sec. 18. Public bodies otherwise governed by the OML are temporarily relieved from the requirement that meetings be held in public places, open and physically accessible to the public, so long as measures are taken to ensure public access to the bodies' deliberations "through adequate, alternative means."**

**1. OPENING PRAYER**

**2. PLEDGE OF ALLEGIANCE**

**3. APPROVAL OF MINUTES OF PRIOR MEETING and MINUTES OF MEETING OF JUNE 15 2021**

POSTPONE TO JULY 13, 2021

YEAS 9, NAYS 0

**4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING**

MINUTES ASSIGNED TO COUNCILLOR MACEK

**5. COMMUNICATIONS FROM THE MAYOR:**

**6. COMMUNICATIONS FROM COUNCILLORS TO INTRODUCE AN INDIVIDUAL(S) TO ADDRESS THE COUNCIL:**

6.1. Council President Barrett requests to introduce Police Chief Alan DeNaro who would like to speak of his time as Police Chief of Haverhill on the occasion of his retirement. Chief DeNaro spoke of his time as Chief of the Haverhill Police Dept. Accomplishments include CALEA; mental health coordinator; training; community policing program; thanked the council for their support.

Councillors’ comments included thanking Chief DeNaro for his leadership and service. Councillor McGonagle asked if five officers cut from budget would be reinstated. Chief of Staff Heartquest answered “No, that ship has sailed”.

Motion by Councillor McGonagle to write a letter to the Mayor to allocate funding for the five officer’s cut from the budget and police reserve list, Second Councillor Jordan PASSED Yeas 9, Nays 0 7-Q

6.2. Councillors Michitson and Jordan wish to introduce Keith Boucher from MakeIt Haverhill. Keith is requesting \$60,000 of City funding to pay for a full-time employee and some operating expenses

Motion by Councillor Jordan to delay to July 13, 2021, Second by Councillor McGonagle Yeas 0, Nays 0 7-R

**7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28**

**8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:**

8.1. William Pillsbury, Jr., Economic Development & Planning Director requests hearing for Zoning Amendment – to City Code Chapter 255 and submits Ordinance

Refer to Planning Board & Council Hearing Sept 21<sup>st</sup>

Motion by Councillor Bevilacqua, Second Councillor Daly O’Brien Yeas 9, Nays 0 74



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- 8.1.1. Ordinance re: Amend City Zoning Ordinance Chapter 255 by adding: 8.3  
Inclusionary Zoning – All housing projects in City shall require a minimum of 10  
percent of all units to be affordable as a condition of approval File 10 days  
Motion by Councillor Michitson, Second Bevilacqua  
PASSED Yeas 9, Nays 0 74-B
- 8.2. John Pettis III, City Engineer submits the following documents related to intersection  
improvements at Route 110/108 in Haverhill: 9-A
- 8.2.1. *Order* - Order of Taking  
Motion by Councillor Macek, Second Councillor Sullivan  
PASSED Yeas 9, Nays 0 9-B
- 8.2.2. *Order* – Kenoza st (Route 110) & Newton rd (108) Rehabilitation Project  
Acquisition of Easements  
Correction should be Kenoza AVE not ST  
Motion by Councillor Bevilacqua, Second Macek  
PASSED Yeas 9, Nays 0 9-C
- 8.2.3. *Order* – Transfer \$30,120 from following accounts: \$14,024  
from Capital Budget \$16,096 from  
Capital account “Broadway Easements” (3417155) to following Capital account: Rt  
110/108 Easements  
Motion by Councillor Macek, Second McGonagle  
PASSED Yeas 9, Nays 0 9-D

**9. UTILITY HEARING(S) AND RELATED ORDER(S):**

**10. HEARINGS AND RELATED ORDERS:**

**11. APPOINTMENTS:**

**11.1. Confirming Appointments:**

11.1.1. *Rocks Village Historic District Commission* – Kevin McCarthy, 34 Wharf In  
*Expires March 26 2022* To Be Confirmed

Motion to Confirm by Councillor Bevilacqua, Second Jordan  
PASSED Yeas 9, Nays 0 13-F

**11.2. Non-Confirming Appointments**

11.2.1. *Commission on Disability*, Jean Walsh, 37 Saint James av  
*Expires: Dec 31 2021*

Motion to receive and place on file by Councillor Bevilacqua, Second Daly O’Brien  
PASSED Yeas 9, Nays 0 1-W

**11.3. Resignations**

**12. PETITIONS:**

**12.1. Applications Handicap Parking Sign**

12.1.1. Rafael A Lebron for 99 ½ Blaisdell st – new

Motion to refer to Engineering by Councillor McGonagle, Second LePage  
PASSED Yeas 9, Nays 0 2-O



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12.1.2. Donna Raymond for 13 Hancock st – renewal *both have Police approval*  
Motion by Councillor Bevilacqua, Second McGonagle  
PASSED Yeas 9, Nays 0 2-P

**12.2. Amusement/Event Applications:**

**12.3. Tag Days**

**12.4. One Day Liquor License:**

**12.5. Annual License Renewals:**

12.5.1. **Hawker Peddlers License 2021 - Fixed location**

12.5.2. **Coin-Op License Renewals 2021**

12.5.3. **Drainlayer License for 2021 - with City Engineer approval**

12.5.4. **Christmas Tree Vendor**

12.5.5. **Taxi Driver Licenses for 2021**

12.5.6. **Taxi License/ Limo/Livery:**

12.5.7. **Junk Dealer License**

12.5.8. **Pool Tables**

12.5.9. **Sunday Pool**

12.5.10. **Bowling**

12.5.11. **Sunday Bowling**

12.5.12. **Buy & Sell Second Hand Articles**

12.5.13. **Buy & Sell Second Hand Clothing**

12.5.14. **Pawnbroker license**

12.5.15. **Fortune Teller**

12.5.16. **Buy & Sell Old Gold**

12.5.17. **Roller Skating Rink**

12.5.18. **Sunday Skating**

12.5.19. **Exterior Vending Machines – 2021 renewals**

12.5.20. **Limousine/Livery License/Chair Cars**

**13. MOTIONS AND ORDERS:**

13.1. Order – as part of FY 2022 Budget the sum of \$500,000 be appropriated from Cannabis Local Impact Fees and transferred into the Youth Activity/Mental Health Stabilization Fund *Withdrawn by Mayor* 62-F  
SEE 13.5

13.2. Order- that City accepts fourth paragraph of MGL Chapter 40 Section 5B which provides for the dedication, without further appropriation, of all, or a percentage not less than 25 percent, of fees, charges or receipts to stabilization fund established under MGL Chapter 40 Section 5B to be effective for the fiscal year beginning on July 1, 2021 Councillor Jordan requests help with language on establishing stabilization fund form Solicitor Cox clarifies creating a stabilization account that allows for the dedication of certain funds to be used for certain purposes. It requires the council to accept the provisions of that paragraph in order to then create a stabilization account.



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Motion by Councillor Sullivan, Second Macek  
PASSED Yeas 9, Nays 0 62-G

13.3. Order - that the City dedicates 40% of the Cannabis Local Impact Fee revenue collected to the Youth Activity./Mental Health Stabilization Fund. Effective for fiscal year 2022 beginning on July 1 2021

Motion to move for passage by Councillor Sullivan, Second Daly O'Brien  
FAILED Yeas 5, Nays 4 (LePage, Michitson, Jordan, McGonagle) 62-H  
Needs 2/3 Vote to pass

Council President Barrett asked Solicitor Cox what happens now that 13.3 failed  
Cox is unsure but money will not come from Cannabis; Barrett stated still have agreement for \$500K from American Rescue; Cox states for only 1 year

13.4. Order – that City of Haverhill under the authority of Chapter 40 Section 5B create a Youth Activity/Mental Health stabilization fund for the purpose of Sports Activity for Children, Mental Health for Children and Adults and any other impact from the legalization of marijuana

Motion by Councillor Sullivan, Second Daly O'Brien  
PASSED Yeas 9, Nays 0 62-I

13.5. Order – that in the event that forty (40%) percent of the Cannabis Local Impact Fees dedicated to the Youth Activity/Mental Health Stabilization Fund collected in fiscal year 2022 does not equal a total of \$50,000, then a sum equal to the difference between the amount dedicated to the Fund and \$500,000 shall be appropriated and transferred into the Youth Activity/Mental Health Stabilization Fund

*Related communication from Mayor Fiorentini*

Move for passage motion by Councillor Sullivan, Second Macek  
PASSED Yeas 5, Nays 4 (LePage, Michitson, Jordan, McGonagle)

**14. ORDINANCES (FILE 10 DAYS)**

**15. COMMUNICATIONS FROM COUNCILLORS:**

**16. UNFINISHED BUSINESS OF PRECEDING MEETING:**

***Budget Orders tabled from June 22 2021***

16.1. **Document 62:** Order – as part of FY 2022 annual budget \$208,510,412 be and is hereby raised and appropriated within the categories as designated and appropriated as listed and further that said appropriation be funded in the manner listed

Motion by Councillor Sullivan, Second Macek  
Auditor Benevento recommends amending before passing  
City Clerk read Amendment

Motion to accept amendment by Councillor Macek, Second Daly O'Brien  
PASSED Yeas 9, Nays 0

Motion to pass order as amended by Councillor Sullivan, Second Macek  
PASSED Yeas 5, Nays 4 (LePage, Michitson, Jordan, McGonagle)



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16.2. **Document 62-B:** Order – as part of FY 22 annual budget the sum of \$45,000 be raised and appropriated from the Hospital Trust Funds and transferred in to the General Fund as follows:

Public Health Sals - \$40,000

Public Health Expense - \$5,000

Motion by Councillor Bevilacqua, Second by Jordan

PASSED

Yeas 9, Nays 0

16.3. **Document 3-M:** Ordinance re: Vehicles and Traffic – Delete Handicap space at 5 Webster st *filed June 16<sup>th</sup>*

Motion by Councillor McGonagle, Second Daly O'Brien

PASSED

Yeas 9, Nays 0

16.4. **Document 26-C:** Robert E Ward, Deputy DPW Director submits Proposed Loan Order for Water and Sewer System Improvements

Robert Ward explains two items before council: loan order and authority to file

Motion by Councillor Sullivan, Second Macek

PASSED LOAN ORDER

Yeas 9, Nays 0

16.4.1. **Document 26-CC:** Loan Order- Appropriate \$6,848,675.00 for improvements to water distribution system and \$7,037,000.00 is appropriated for improvements to sewer system – to meet this appropriation authorize Mayor to borrow \$13,885,675 *filed June 16<sup>th</sup>*

Motion by Councillor Daly O'Brien, Second LePage

PASSED AUTHORIZATION

Yeas 9, Nays 0

16.5. **Document 7-L:** Councillor Jordan, LePage and Michitson to introduce Steve Dorrance to give an update on the status of School and City buildings

Steve Dorrance spoke of work being done over last six months which include school building HVAC air conditioning and heat working; energy improvements in cooperation with National Grid upgrading the 24 VFD devices not working, school granted \$175K and \$9K rebates per school; Boiler upgrades; doing away with switches

A/C issues with other 4 “cookie cutter” schools; 11 dead compressors, use R22 no longer available, all units need to be replaced approximately \$800K per school; building of new animal shelter; Police canopy project

Councillors' comments include what steps can be taken to move forward; schedule plan for replacements of major items; clarification on Dorrance's time for capital projects for entire city not just schools; better communication between school and city; hired contractors should be held accountable; joint facilities committee

Councillor Jordan asks about Dorrance's salary percentage city vs school dept.

Chuck Benevento clarifies an internal journal entry will be done at end July when warrants open

Councillor Jordan requests an update in two weeks to confirm transfer was made



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Motion by Councillor LePage to send letter to Mayor and School Committee to reconvene Joint Facilities Committee, Second by Jordan

PASSED

Yeas 9, Nays 0

16.6. Document 63-D:Councillor Joseph Bevilacqua requests a discussion regarding increased graffiti in and around Haverhill

Communicate with Mayor to use all resources available to remove graffiti

Motion by Councillor Bevilacqua, Second by Macek

PASSED

Yeas 9, Nays 0

16.7. Document 63-E:Councillor Joseph Bevilacqua requests a discussion regarding PFAS “forever chemicals” in drinking water *All postponed from June 15<sup>th</sup>*

Councillor Bevilacqua requests Mr. Ward send report making sure PFAS are not in water supply.

Mr. Ward states we are a surface water supply; PFAS problems in ground water sources more than surface; drinking water already tested, no detection in Haverhill water; tests quarterly; ground water testing at landfill; wastewater working on it

**17. RESOLUTIONS AND PROCLAMATIONS:**

**18. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS:**

**19. DOCUMENTS REFERRED TO COMMITTEE STUDY**

**20. LONG TERM MATTERS STUDY LIST**

**21. ADJOURN**

**MOTION TO ADJOURN BY COUNCILLOR SULLIVAN, SECOND DALY O’BRIEN YEAS 9, NAYS 0**

**ADJOURNED 9:01 PM**

**AMENDED – ITEM 13.1 – BUDGET ORDER \$500,000 BE WITHDRAWN BY MAYOR AND**

**FURTHER AMENDED BY:**

**ITEM 13.5 – BUDGET ORDER - SUBSTITUTE FOR ITEM 13.1**