



City of Haverhill
City Council Minutes

Tuesday, January 24, 2017 at 7:00 PM
City Council Chambers, Room 202
4 Summer Street

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

Councillor Bevilacqua participated remotely due to geographic distance.

City Clerk – Linda L. Koutoulas

1. Approval of Records of the Previous Meeting
The minutes were approved. Yeas 9, Nays 0
2. Assignment of the minutes review for the next Meeting
Councillor LePage was assigned the minutes.
3. Communications from the Mayor:
No Schedule
4. Communications and Reports from City Officers and Employees
Communication from City Clerk, Linda Koutoulas submitting City Council Minutes of meeting held January 3, 2017 regarding the Public Records Law; effective January 1, 2017 according to the *Guide to the Massachusetts Public Records Law & the Open Meeting Law Guide*
The minutes were approved.
PLACED ON FILE Yeas 9, Nays 0 24
5. Utility Hearing(s) and Related Order(s)
Petition from Verizon New England & Mass Electric Company requesting Hearing for Joint Pole Relocation on East Broadway; Plan P2016-4AORT8J
HEARING SCHEDULED FEB 28 2017 Yeas 9, Nays 0 25
6. Appointments:
No Schedule
7. Petitions
No Schedule
8. Applications/Handicap Parking Signs:
No Schedule
9. One Day Liquor Licenses:
No Schedule
10. Applications for Permit
No Schedule
11. Tag Days
No Schedule
12. Annual License Renewals:
No Schedule
13. Drainlayer 2017 License – Renewals
Robert A Frye
GRANTED Yeas 9, Nays 0 7Q
John Grasso
GRANTED Yeas 9, Nays 0 7R
John C Jablonski
GRANTED Yeas 9, Nays 0 7S
Dave Maynard
GRANTED Yeas 9, Nays 0 7T
14. Hearings & Related Orders:
Document 119/2016; Petition from Robert Ward, Deputy DPW Director, on behalf of City of Haverhill; for Special Permit to build within 500’ of water supply – being Kenoza Lake – in the Watershed Protection District, for construction of improvements to the City’s existing Water Treatment Plant
HEARING OPENED
MR. WARD STATED THAT MOST OF THE WORK IS WITHIN THE FOOTPRINT OF THE WATER TREATMENT PLANT BUILDING. THEY ARE INSTALLING A CONCRETE WET WELL UNDERGROUND. THEY WENT BEFORE THE CONSERVATION COMMISSION AND AN ORDER OF CONDITIONS WAS ISSUED. HE PRAISED THEIR THOROUGHNESS AND EXTENSIVE REVIEW.
HEARING CLOSED.
ON MOTION OF COUNCILLOR MACEK TO MOVE FOR PASSAGE WITH THE ORDER OF CONDITIONS FROM THE CONSERVATION COMMISSION
PASSED WITH CONDITIONS Yeas 9, Nays 0 119/2016

Document 110/2016; Petition from James Michael Daggett, 650 East Broadway for a Special Permit to build a single family, two story home in the Watershed Protection Overlay District; on Lot 3; Assessor’s Map 461, Block 3, Lot 13-3 for owner occupancy not as rental property.
HEARING OPENED
STEVE STAPINSKI OF MERRIMACK ENGINEERING REPRESENTED THE PETITIONER. NO ONE WAS OPPOSED. HEARING CLOSED.

January 24, 2017

ON MOTION OF COUNCILLOR SULLIVAN TO APPROVE THE SPECIAL PERMIT TO INCLUDE ALL LETTERS WITH CONDITIONS FROM DEPARTMENT HEADS.

PASSED WITH CONDITIONS

Yeas 9, Nays 0

110/2016

15. New Business/Orders:

No Schedule

16. Ordinances (File 10 days):

MUNICIPAL ORDINANCE CHAPTER 240

AN ORDINANCE RELATING TO PARKING

14 YORK STREET – DELETE HANDICAPPED PARKING

(see document for complete text)

PLACED ON FILE for at least 10 days

Yeas 9, Nays 0

9E

MUNICIPAL ORDINANCE

CHAPTER 240

AN ORDINANCE RELATING TO PARKING

36 GOLDEN STREET – NO PARKING IN FRONT

(see document for complete text)

PLACED ON FILE for at least 10 days

Yeas 9, Nays 0

26

MUNICIPAL ORDINANCE

CHAPTER 100

AN ORDINANCE RELATING TO ALCOHOLIC BEVERAGES

Be it Ordained by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 100, as amended, is hereby further amended as follows:

By deleting the following words from the existing text of subsection E of Article IV, §100-7 Carry-In Alcoholic Beverages:

“.....within the Central Business District, as defined in this Code,”.

Related communication from City Solicitor William Cox

PLACED ON FILE for at least 10 days

Yeas 9, Nays 0

27

17. Unfinished Business:

Document 9-B

MUNICIPAL ORDINANCE

CHAPTER 240

AN ORDINANCE RELATING TO PARKING

10 DEXTER STREET – ESTABLISH HANDICAPPED PARKING

(see document for complete text)

PASSED

Yeas 9, Nays 0

9-B

Document 9-C

MUNICIPAL ORDINANCE

CHAPTER 240

AN ORDINANCE RELATING TO PARKING

11 17TH AVENUE – ESTABLISH HANDICAPPED PARKING

(see document for complete text)

PASSED

Yeas 8, Nays 0, Abstain 1(Sullivan)

9-C

Document 13

MUNICIPAL ORDINANCE

CHAPTER

AN ORDINANCE RELATING TO SALARIES

FIRE SAFETY SERVICES

(see document for complete text)

PASSED

Yeas 9, Nays 0

13

18. Monthly Reports

No Schedule

19. Communication from Councillors

Communication was received from Councillor Vargas requesting a discussion regarding a proposal relative to acoustic performances in small businesses*

COUNCILLOR VARGAS PROVIDED AN ORDINANCE THAT BOSTON RECENTLY PASSED

REFERRED TO ADMINISTRATION & FINANCE COMMITTEE &

SOLICITOR COX

Yeas 9, Nays 0

10R

Communication was received from Councillor Barrett requesting to introduce Michael Katsulis to discuss traffic and safety issues at the intersection of South Prospect, South Elm and South Pleasant Streets

POSTPONED TO JAN 31 2017

Yeas 9, Nays 0

10S

Communication was received from Councillor McGonagle requesting Mayor Fiorentini give an update on funds stolen from the Treasurer's Office and the resulting changes to City procedures
MAYOR FIORENTINI STATED THAT THE INDIVIDUAL HAS BEEN FIRED. HIS UPDATE INCLUDED HAVING HIS CHIEF OF STAFF, DAVID VAN DAM, HEAD UP A TASK FORCE TO LOOK AT CURRENT PROCEDURES; HE HAS HIRED AN OUTSIDE AUDITING FIRM AND CAMERAS WILL BE INSTALLED IN THE TREASURER'S OFFICE AND HE WILL HIRE 2 EMPLOYEES. AUDITOR, CHUCK

BENEVENTO, STATED \$5,502.75 IN BATCH MONEY WAS MISSING AND \$27,609.11 IN UNCASHED CHECKS WAS MISSING. NEW RECONCILIATION PROCEDURES ARE IN PLACE
PLACED ON FILE 10T

20. Council Committee Reports and Announcements

Councillor LePage presented Minutes of the Administration & Finance Committee meeting held January 11, 2017 which included a review of the 2017 City Council Rules and Regulations. The first agenda item was a detailed review of Ch. 36, §36-7 Waiver of Fee or Charge as it applies to special public events held by local nonprofit organizations and related fee schedules in Ch. 104, §104 – 79 and Ch. 191, , §191 – 12. A motion was made to refer the proposed edits/amendments to Solicitor Cox – passed unanimously. The second agenda item was the proposed Rules and Regulations. Recommended changes were made to Rules 1, 10, 12, 27, insertion of new additional Rule 28 and the renumbering of rules following Rule 28. A motion was made to send the proposed amendments to full Council for review and approval – passed unanimously.

On motion of Councillor LePage to accept the minutes and place them on file – 9 yeas.

On motion of Councillor LePage to add to Rule 28 the following: “Note: For other methods of Public Participation, see Rules 2A, 27D & 35”; Add to Rule 30, sub-heading Public Participation: “Requests under Council Rule 28”
Yeas 8, Nays 1(Bevilacqua)

On motion of Councillor LePage to adopt Rules and Regulations as amended
Yeas 8, Nays 1(Bevilacqua)

PASSED AS AMENDED 28

Councillor Macek requests to give an update on an item referred to the Planning and Development Committee.

COUNCILLOR MACEK STATED THAT DOC.108-I ON THE COUNCIL COMMITTEE STUDY LIST, RESIDENTIAL PLACEMENT OF TEMPORARY STORAGE STRUCTURES AND CONTAINERS WILL BE INCLUDED IN THE NEW ZONING ORDINANCES THAT THE MAYOR’S ZONING COMMITTEE IS REVIEWING AND SHOULD BE FINALIZED IN NEXT FEW MONTH & REQUESTED ITEM BE REMOVED FROM STUDY LIST

PLACED ON FILE Yeas 9, Nays 0 23G

21. Documents referred to Committee Study

Meeting adjourned at 8:02 o’clock P.M. Yeas 9, Nays 0

Attest: Linda Koutoulas
City Clerk

*Doc.10-R – Handout from Councillor Vargas – City of Boston Ordinance – Acoustic Live Entertainment