



City of Haverhill
City Council Minutes
Tuesday, February 11, 2020
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

Present – President Barrett, Councillors LePage, Bevilacqua, Michitson, Sullivan, Jordan, McGonagle and Macek.

Absent – Councillor Daly O’Brien

City Clerk – Linda L. Koutoulas

1. Opening Prayer

2. Pledge of Allegiance

3. Approval of minutes of prior meeting

The minutes were postponed to Feb. 25 meeting

4. Assignment of the minutes review for the next Meeting

Councillor Macek was assigned the minutes

5. Communications from the Mayor

Communication from Mayor Fiorentini submitting revised document to indicate updated roof ages – MSBA Statement of Interest regarding the Haverhill High School roof for Council approval

CITY CLERK KOUTOULAS READ THE FOLLOWING STATEMENT OF INTEREST INTO THE RECORD:

Resolved: Having convened in an open meeting on February 11, 2020, prior to the SOI submission closing date, the City Council of Haverhill, MA, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 13, 2020 for the Haverhill High School located at 137 Monument Street, Haverhill, MA 01832, which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future, Haverhill High School Roof Replacement (Priority 1); and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority.

ON MOTION OF COUNCILLOR BEVILACQUA WITH SECOND FROM COUNCILLOR SULLIVAN TO APPROVE THE SOI.

STATEMENT OF INTEREST PASSED

Yeas 8, Nays 0, Absent 1 28

6. Communications and Reports from City Officers and Employees:

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

Petition from MA Electric Co d/b/a National Grid requesting hearing for Pole location to install (1) SO pole and install feeder monitors on Riverside av - intersection of Riverside av and Jefferson st; plan 29361125
HEARING SCHEDULED FOR MARCH 10 2020

Yeas 8, Nays 0, Absent 1 29

8. Hearings and Related Orders:

Document 122/2019; petition from City Solicitor requesting Zoning Hearing to amend the City Code, Chapter 255, Article V, by adding: “18.1 Sober Homes”

HEARING OPENED

SOLICITOR WILLIAM COX INFORMED THAT THE PROPOSED CITY ORDINANCE WAS BASED ON THE ORDINANCE ENACTED BY QUINCY AFTER DISCUSSING IT WITH THEIR SOLICITOR. THE ORDINANCE FALLS WITHIN THE PARAMETERS OF THE FAIR HOUSING ACT AND THE AMERICANS WITH DISABILITIES ACT. THE SOBER HOMES WOULD BE REGULATED AS A SINGLE-FAMILY RESIDENCE. THE ORDINANCE ALLOWS FOR A REGISTRATION PROCESS WHICH GIVES CONTACT INFORMATION. HOMES CAN NOT BE REQUIRED TO GO THRU AN ANNUAL REVIEW. THE STATE AND SOCIAL SERVICES AGENCIES REFER PEOPLE TO THESE HOMES.

COUNCILLORS QUESTIONED SOLICITOR COX ABOUT PARKING, NOISE AND FIRE SAFETY. CONTACT INFORMATION IS AVAILABLE TO THE PUBLIC.

NO ONE SPOKE IN FAVOR OR AGAINST THE PROPOSED ORDINANCE.

HEARING CLOSED

122/2019

Document 122-B/2019

MUNICIPAL ORDINANCE

CHAPTER 255

AN ORDINANCE RELATING TO ZONING

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill,

Chapter 255, Article V, Use Regulations, as amended, be and is hereby further amended by adding the following:

“18.1 Sober Homes

The purpose of this ordinance is to address issues relating to sober homes in Haverhill. Structured sober houses provide housing for individuals in recovery from addiction to drugs and/or alcohol, including people who may have co-occurring mental health issues, as they transition from the treatment setting to life in the community. This housing assists individuals to return to the community through support in an alcohol-and drug-free, home-like environment.

This ordinance is intended to protect the residents of sober houses from operators, who engage in abuse, neglect, mistreatment, fraud, and/or inadequate supervision of this vulnerable population as well as to protect the residents of structured sober living homes and the neighboring community from operators who fail to provide a supportive, residential family-like living environment necessary for the residents to achieve and maintain sobriety, in a manner consistent with the reasonable expectations of residents living where sober houses are located in regard to their quality of life. (see document for complete text)

ON MOTION OF COUNCILLOR MACEK WITH SECOND FROM COUNCILLOR SULLIVAN TO APPROVE THE ORDINANCE

PASSED Yeas 8, Nays 0, Absent 1 122B/2019

9. Public Participation - Requests under Council Rule 28

10. Appointments:

10.1 Confirming Appointments:

William Macek, 227 Concord st to the Central Business District Parking Commission; Appointment to expire Feb 11 2023

President Barrett, Councilors Bevilacqua, McGonagle and Macek left the Chambers

Quorum was not present to vote on confirming appointment

ON MOTION OF COUNCILLOR SULLIVAN TO TABLE TO FEB 25 MEETING

TABLED TO FEB 25 COUNCIL MEETING Yeas 4, Nays 0, Abstain 4, Absent 1 1D

Councillor Macek returned to Chambers.

Nomsa Ncube, 67 Washington st , to the Central Business District Parking Commission; Appointment to expire Feb. 11, 2022.

CONFIRMED Yeas 5, Nays 0, Abstain 3, Absent 1 1E

Next item discussed was Item 17.2 – Doc. 2-C

10.2 Non-Confirming Appointments

Agricultural Commission, Stephanie Lesiczka, 49 Corliss Hill rd

PLACED ON FILE Yeas 8, Nays 0, Absent 1 2D

Consentino School Building Committee (pending approval by MA School Building Authority (MSBA), Ernest Di Burro and Keith Boucher

PLACED ON FILE Yeas 8, Nays 0, Absent 1 2E

11. Petitions:

Petition from attorney Robert Harb requesting for applicant 27 Washington st, LLC – a temporary demolition easement to locate a dumpster on City Parking lot behind 21-27 Washington Street for 6 weeks, beginning February 12 2020

JOHN LANGON, PROJECT MANAGER, ANSWERED QUESTIONS ABOUT THE PLACEMENT OF THE DUMPSTER. IT NEEDS TO BE PLACED AT A DIAGONAL FOR ACCESS AND WILL TAKE UP 2 SPACES.

PLACED ON FILE 30

Order – Authorize Mayor to execute a certain temporary construction easement relative to property located in the Washington – Wingate Parking Lot as defined on the attached “Proposed Dumpster Location”

ON MOTION OF COUNCILLOR BEVILACQUA WITH SECOND FROM COUNCILLOR SULLIVAN THAT THE CONSTRUCTION VEHICLES AND WORKERS NOT PARK IN THE LOT

PASSED Yeas 8, Nays 0, Absent 1

ON MOTION OF COUNCILLOR BEVILACQUA WITH SECOND FROM COUNCILLOR MICHITSON WITH THE CONDITION THAT THE DUMPSTER NOT TAKE UP MORE THAN 2 PARKING SPACES

PASSED Yeas 8, Nays 0, Absent 1

PASSED AS AMENDED Yeas 8, Nays 0, Absent 1 30B

Annual License Renewals:

Hawker Peddlers License 2020 - Fixed locations; renewals

Coin-Op License Renewals for Weekly/Sunday 2020:

American Legion, Post 4; 1314 Main st 2 Coin-ops & 2 Sunday

GRANTED	Yeas 8, Nays 0, Absent 1	22H
Taxi Driver Licenses for 2020: The following were GRANTED Yeas 8, Nays 0, Absent 1		
Steve Pefine 52 Washington st, Haverhill	renewal	23B
Ross Gazunis 6 Molloy rd, Georgetown	“	23C
Lynn Lassar 4 F Street, Merrimac	“	23D
Wisvel Joseph, 50 Bradford av, Haverhill	“	23E
Mary Minion, 37 Cedar st., Haverhill	“	23F
Karen Fryns, 7 Richmond st, Haverhill	“	23G

Ann Marie Lindberg, 27 Observatory av Haverhill
 TABLED TO FEB 25 2020 COUNCIL MEETING Yeas 8, Nays 0, Absent 1 23H

12. Motions and Orders:

13. Ordinances (file 10 days)

MUNICIPAL ORDINANCE CHAPTER 240
 An Ordinance Relating to Parking
 Klondike Avenue – **No Parking**
 (East Side from Tobey Avenue to Grand View Rd)

Be it Ordained by the City Council of the City of Haverhill that Article XIII, Section 240-85 Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by Establishing the following:

Location	Regulation	Hours/Days	
Klondike Avenue East Side From Tobey Avenue to Grand View Rd.	No Parking	24 Hours	
PLACED ON FILE for at least 10 days		Yeas 8, Nays 0, Absent 1	31

14. Monthly Report

Abatement report from Christine Webb, Assessor for month of January
 PLACED ON FILE Yeas 8, Nays 0, Absent 1 32

15. Resolutions and Proclamations

Proclamation – Black History Month, February 2020
 ADOPTED Yeas 8, Nays 0, Absent 1 33
 Related communication from Councillor Joseph Bevilacqua requesting recognition of February as African American (Black) History Month
 PLACED ON FILE

16. Communications from Councillors:

Communication was received from Councillor Michael McGonagle requesting to introduce Police Chief Denaro to give an update on the Police Department’s holiday programs
 DEPUTY CHIEF HAUGH SPOKE ABOUT THE HOLIDAY GIFT CARD GIVEAWAY, A COMMUNITY OUTREACH PROGRAM THAT WAS STARTED 3 YEARS AGO. SGT. LYNCH IS INVOLVED WITH THE HEROES & HELPERS PROGRAM WITH TARGET WHICH HAS TOUCHED OVER 500 PEOPLE. D/C HAUGH PRESENTED TOM MORTIMER OF HAVERHILL BANK AND JOHN CHEMALY OF TRINITY AMBULANCE WITH COMMUNITY SERVICE AWARDS FOR THEIR SUPPORT AND ASSISTANCE.
 PLACED ON FILE 11U

Communication was received from Councillor Michael McGonagle requesting a discussion about a Home Rule Petition on behalf of Nikos Sofronas
 COUNCILLOR MCGONAGLE REQUESTED THE COUNCIL TO APPROVE THE HOME RULE PETITION AS MR. SOFRONAS IS ABOVE THE AGE REQUIREMENTS
 NIKOS SOFRONAS INTRODUCED HIMSELF
 PLACED ON FILE 11W

HOME RULE PETITION: An Act authorizing Nikos Sofronas to take Civil Service Examination for the position of Firefighter in the City of Haverhill notwithstanding the maximum age requirement (see document for complete text)
 ADOPTED Yeas 8, Nays 0, Absent 1 27B

Communication was received from Councillor Michael McGonagle requesting a discussion about vehicles parking on Monument st to pick up students
 REFERRED TO TRAFFIC & SAFETY COMMITTEE Yeas 7, Nays 0, Abstain 1(Bevilacqua), Absent 1 11X
 Communication was received from Councillor Timothy Jordan to introduce Cheryl Lupi of

Sacred Hearts Parish to invite public to attend their Annual Pasta Dinner on Saturday, February 22, 5:00 pm in the School's Gymnasium to benefit Sarah's Place

MS. CHERYL LUPI INFORMED THIS IS THEIR 4TH ANNUAL PASTA DINNER AND INVITED THE GENERAL PUBLIC TO ATTEND, DONATION \$10 INDIVIDUAL & \$25 FOR FAMILY*

MS. AMY ANVIL, SARAH'S PLACE, DESCRIBED THEIR PROGRAMS AND USE OF FUNDRAISER INCOME

PLACED ON FILE

11Y

Communication was received from Councillor Colin LePage requesting to introduce Megan Shea to discuss a fundraiser for the Rotary Club of Haverhill

MS. MEGAN SHEA INFORMED ABOUT HAVERHILL ROTARY CLUB'S FIRST BOCCE BALL BASH AT THE METHUEN SONS OF ITALY ON MARCH 7, 5-9:30 PM. SHE INVITED COUNCILLORS AND GENERAL PUBLIC TO FORM TEAMS AND PARTICIPATE*

PLACED ON FILE

11Z

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding public information process for available City boards and commission positions

COUNCILLOR BEVILACQUA RECOMMENDED THAT ALL OPENINGS FOR BOARDS AND COMMISSIONS BE PUBLICIZED ON SOCIAL MEDIA AND OTHER MEDIA.

LETTER TO MAYOR

Yeas 8, Nays 0, Absent 1

34

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding another proposed option for City Council representation

COUNCILLOR BEVILACQUA'S SUGGESTION WAS TO HAVE TERM LIMITS ON THE BALLOT. COUNCILLORS REMINDED HIM THAT THE UPCOMING CITIZEN OUTREACH COMMITTEE HAS TERM LIMITS ON THE AGENDA FOR DISCUSSION.

ON MOTION OF COUNCILLOR BEVILACQUA WITH SECOND FROM COUNCILLOR MICHITSON THAT TERM LIMITS BE ONE OF THE BALLOT QUESTIONS FOR CONSIDERATION

MOTION FAILED

Yeas 1(Bevilacqua), Nays 7, Absent 1

34B

Communication from Councillor Michitson requesting to provide update on broadband strategy for Haverhill

COUNCILLOR MICHITSON GAVE A POWERPOINT PRESENTATION. 5G FIBER REQUIRES DEEP FIBER. VERIZON HAS NO CURRENT PLAN FOR HAVERHILL - 5G MOBILE OR 5G TV. OTHER CITIES HAVE ESTABLISHED PUBLIC/PRIVATE PARTNERSHIPS.

ON MOTION OF COUNCILLOR MICHITSON WITH SECOND FROM COUNCILLOR JORDAN TO SEND LETTER TO MAYOR RECOMMENDING A MAYOR/COUNCIL FY21 BUDGET WORKSHOP ON PROVIDING AN END-TO-END BROADBAND FIBER NETWORK IN HAVERHILL

Yeas 8, Nays 0, Absent 1

34C

Communication was received from Councillor John Michitson requesting an update on cyber security infrastructure in the City of Haverhill

COUNCILLOR MICHITSON RAISED CONCERN ABOUT THE INCREASED RISK OF CYBER ATTACKS SUCH AS RANSOMWARE ON CITY COMPUTER AND NETWORKING SYSTEMS THAT RUN CITY AND SCHOOLS.

ON MOTION OF COUNCILLOR MICHITSON WITH SECOND FROM COUNCILLOR MCGONAGLE TO SEND LETTER TO MAYOR REQUESTING TO RECEIVE AN UPDATE FROM MAYOR AND IT CONSULTANT ON PROGRESS CITY IS MAKING WITH CYBER SECURITY DEFENSES AND WHAT NEW CAPABILITIES ARE BEING PURCHASED IN 2021 BUDGET

Yeas 8, Nays 0, Absent 1

34D

Communication was received from Councillor Timothy Jordan requesting a discussion of repairs to the Water Street Fire Station

COUNCILLOR JORDAN INFORMED THAT THE MAYOR INTENDS TO REPAIR THE WINDOWS AT THE WATER ST. FIRE STATION INSTEAD OF REPLACING THEM AS PROMISED WITH THE COMMITMENT TO SPEND \$500K. CHIEF OF STAFF HEARTQUIST READ A STATEMENT FROM THE MAYOR. SIX WINDOWS SHOULD BE REPLACED AND OTHERS REPAIRED AT 1/15TH THE COST. TIM CARROLL, LOCAL 1011 PRESIDENT STRESSED THE NEED FOR NEW ALUMINUM WINDOWS.

ON MOTION OF COUNCILLOR JORDAN WITH SECOND FROM COUNCILLOR MICHITSON TO SEND LETTER TO MAYOR REQUESTING HIM TO GET FORMAL BIDS (2 EA.) FOR WINDOW REPLACEMENTS AT WATER STREET, HIGH STREET AND 16TH AVE AND WINDOW REPAIRS AT THOSE STATIONS. ALSO, ITEM WILL BE CONTINUED TO MARCH 17 COUNCIL AGENDA.

LETTER TO MAYOR

Yeas 8, Nays 0, Absent 1

34E

17. Unfinished Business of Preceding Meeting:

17.1 Document 26 Bond Order

ORDERED: That the Order of this City Council identified as Document 54-F passed on October 15, 2019 providing for the borrowing of \$400,000 to pay costs of roof repairs at the Haverhill High School Pool Building is hereby amended in its entirety to read as follows in order to increase the amount of the authorized borrowing by \$170,000:

ORDERED: That the City appropriates Five Hundred Seventy Thousand Dollars (\$570,000) to pay costs of roof repairs at the Haverhill High School Pool Building, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount pursuant to M.G.L. c.44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; (see document for complete text)

PASSED

Yeas 8, Nays 0, Absent 1

26

17.2

Document 2-C/2018

MUNICIPAL ORDINANCE

CHAPTER 240

An Ordinance Relating to Vehicles and Traffic

Be it Ordained by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 240-108, Article XVI. Parking Fees, Rates, and Terms is hereby amended as follows:

By deleting Footnote ** on the CENTRAL BUSINESS DISTRICT PARKING FEES, RATES AND TERMS chart in its entirety, and by inserting in place thereof the following:

*** Permit parking available to residents and employees of the Central Business District (District). Those persons who regularly conduct business in the District, but are not a resident or employed within the District or a regular MBTA/Amtrak train or bus commuters, may apply to the Central Business Parking Commission for authorization to obtain a parking permit.

VETOED BY MAYOR - Related communication from Mayor Fiorentini dated Feb. 7 2020

SOLICITOR COX INFORMED THAT THE VETO HAS TO BE PLACED ON FILE FOR 7 DAYS ON MOTION OF COUNCILLOR SULLIVAN WITH SECOND FROM COUNCILLOR MICHITSON TO POSTPONE TO FEB 25 COUNCIL MEETING

Yeas 5, Nays 0, Absent 1, Abstain 3 2C/2018

President Barrett, Councillors Bevilacqua and McGonagle returned to Chambers.

Next item discussed was Item 10.2 – Doc. 2-D

18. Council Committee Reports and Announcements:

Councillor Michitson announced the Citizens Outreach Committee meeting scheduled for Thursday, Feb. 20 at 6:00PM in the City Council office to discuss the Haverhill Charter.

Councillor LePage announced the Administration & Finance Committee meeting scheduled for Tuesday, Feb. 18 at 7:00PM in the City Council office to discuss Solar energy ordinance; outdoor advertising of marijuana products and zoning regulations; review of City Council Rules and Regulations.

DOCUMENTS REFERRED TO COMMITTEE STUDY

Meeting adjourned 9:35 o'clock P.M.

Yeas 8, Nays 0, Absent 1

Attest: Linda Koutoulas
City Clerk

*Doc. 11-Y – Handout from Cheryl Lupi – Flyer for Sacred Hearts Community Fundraiser

*Doc. 11-Z – Handout from Megan Shea – Rotary Club Bocce Ball Bash flyer