



City of Haverhill
City Council Minutes
Tuesday, March 10, 2020
Theodore A. Pelosi, Jr. Council Chambers, Room 202
4 Summer Street

Present – President Barrett, Councillors LePage, Bevilacqua, Michitson, Sullivan, Jordan, McGonagle, Daly O’Brien and Macek.
City Clerk – Linda L. Koutoulas

1. Opening Prayer

2. Pledge of Allegiance

3. Approval of minutes of prior meeting

The minutes were approved

Yeas 9, Nays 0

4. Assignment of the minutes review for the next Meeting

Councillor Michitson was assigned the minutes

5. Communications from the Mayor:

Communication from Mayor Fiorentini requesting to address council regarding Haverhill’s preparedness regarding Coronavirus (COVID-19). Joining him will be Dr. Romie Munday, Haverhill’s Board of Health Chairman

Mayor Fiorentini introduced Dr. Munday to inform the citizens of steps that are being taken to address the coronavirus and urged citizens not to panic. Dr. Mundy gave a PowerPoint presentation based on the CDC website. He informed that this is a respiratory virus spread by droplets from person to person. Symptoms may appear 2-14 days after exposure; signs would be fever, cough and shortness of breath. Citizens are urged to clean hands often and avoid close contact.*Dr. William Goodman, new Chief Medical officer at Holy Family Hospital talked about steps being taken at the Holy Family Hospital campus. The Mass. Department of Public Health announced there is one case in Essex County. If a visit to the hospital is needed call the hospital in advance. The Mayor informed that the city does not have a contact person but that he is working on it.

PLACED ON FILE

21E

Communication from Mayor Fiorentini submitting a power purchase agreement between *Lodestar Energy LLC* and City of Haverhill along with related letter and appearance from Orlando Pacheco, Haverhill’s Energy Advisor, to discuss all energy agreements

MR. ORLANDO PACHECO INFORMED THAT THE CITY WILL PURCHASE SMART SOLAR CREDITS AT A DISCOUNT RATE OF 7.5% FROM THE BASIC SERVICE RATE PROVIDED BY NATIONAL GRID AND THE CITY WILL PURCHASE 25% OF ALL POWER PRODUCED FROM WESTERN MASS PROJECT. CREDITS WILL BE APPLIED TOWARDS CITY/SCHOOL ELECTRIC ACCOUNTS

PASSED

Yeas 9, Nays 0

21F

Communication from Mayor Fiorentini submitting a 20-year lease agreement between *Kearsarge Energy LLC* and City of Haverhill and *Larfarge Holcim*

MR. ORLANDO PACHECO INFORMED THIS IS A SOLAR LEASE ON THE SOUTHERN LANDFILL MOUND. THIS IS A DISCOUNTED POWER PURCHASE AGREEMENT. SITE PREP WILL TAKE 60-90 DAYS WITH A 4 MONTH CONSTRUCTION SCHEDULE. THERE WILL BE NO EXCAVATION.

PASSED

Yeas 9, Nays 0

21G

Communication from Mayor Fiorentini submitting a power purchase agreement between *Kearsarge Energy LLC* and City of Haverhill, which includes SMART Solar Credits from the Landfill Solar Project

PASSED

Yeas 9, Nays 0

21H

Communication from Mayor Fiorentini submitting a Payment in Lieu of Taxes (PILOT) between *Kearsarge Energy LLC* and City of Haverhill

PASSED

Yeas 9, Nays 0

21I

6. Communications and Reports from City Officers and Employees:

Communication from William Pillsbury Jr., Economic Development and Planning Director requesting Zoning Hearing and submitting Ordinance re: Amendments and related updates to City’s zoning Ordinance; table of contents, Table 1-table of use and parking regulations, Table 2-table of dimensional and density regulations and map Planning Board Mar 11 2020

REFERRED TO PLANNING BOARD

COUNCIL HEARING APRIL 21 2020 TO START AT 6:00PM

Yeas 9, Nays 0

40

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, Zoning, as amended, be and is deleted in its entirety and the following shall be inserted in place thereof: See attached “Haverhill Zoning Ordinance” to be incorporated as if fully set forth herein.
(see document for complete text)

PLACED ON FILE for at least 10 days Yeas 9, Nays 0 40B

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

Hearing was held on Document 29, a petition from MA Electric Co d/b/a National Grid of North Andover, MA requesting to install 1 So Pole and install feeder monitors on Riverside av – at intersection of Riverside av and Jefferson st; Plan 29361125. With David Boucher from National Grid appearing in favor. No one was opposed.

Hearing closed. Placed on file 29

ORDERED: Grant MA Electric Co d/b/a National Grid, pole location for Riverside av
PASSED Yeas 9, Nays 0 29B

8. Hearings and Related Orders:

9. Public Participation- Requests under Council Rule 28

10. Appointments:

Confirming Appointments

Central Business District Parking Commission:

Karl Brunelle, 50 Washington st-Chairperson re-appointment

Joseph Romatelli, 62 Washington st-re-appointment

John Tynan, 77 Washington st

The above re-appointments and appointment take effect upon confirmation and expire March 12 2023.

CONFIRMED Yeas 9, Nays 0 1G

Non-Confirming Appointments

Community Affairs Advisory Board: reappointments

Sharon Sullivan, 20 Westminster av

Anne Vlack, 60 Hancock st

Sheila Callahan, 25 15th av

William Lapierre, 1 Hanscom av

Gabriela Peixoto Twaalfhoven, 438 Farrwood dr

Hartell Johnson, 215 Wilson st

Lourdes Lopez, 97 Chadwick st

Juliet Sithole-Berk, 150 Wilson st

The above re-appointments are effective immediately and expire Aug 31 2020.

PLACED ON FILE Yeas 9, Nays 0 2F

11. Petitions:

Petition from Mass Electric Co d/b/a National Grid of North Andover, MA requesting to construct a line of underground election conduits for Park st and Park pl; Plan 29010579

HEARING SCHEDULED FOR MAR 24 2020 Yeas 9, Nays 0 41

Petition from Mass Electric Co d/b/a National Grid and Verizon NE requesting joint pole locations on Park st and Park pl; Plan 29010579

HEARING SCHEDULED FOR MAR 24 2020 Yeas 9, Nays 0 42

Petition from Thomas Hodgson, Livingston Development Corp requesting to accept a portion of South Pearson st as a Public Way

REFERRED TO PLANNING BOARD Yeas 9, Nays 0 43

COUNCIL HEARING APRIL 28 2020

Petition from Attorney John McKenna for applicant Amerco Real Estate Co and U-Haul Company of Eastern Massachusetts requesting Special Permit under the POD Ordinance for Storage Containers pursuant to Zoning Ordinance Section 120-16; for the use of more than 2 regulated storage containers for more than 6 months at 211-219 Lincoln av; Rivers Edge Plaza

COUNCIL HEARING APRIL 14 2020 Yeas 9, Nays 0 44

Tag Days:

HHS Unified Sports, April 26

GRANTED Yeas 9, Nays 0 14Z

One Day Liquor License

Crystal Naylor, for one-day Beer and Wine license for wedding at Winnekenni Castle, May 30, 2:00pm to 7:00pm

GRANTED Yeas 9, Nays 0 45

Janice Zenevitch, for one-day Beer and Wine license for bridal shower at Winnekenni Castle, May 1, 6:30pm to 9:30pm

GRANTED Yeas 9, Nays 0 45B

Both have License Commission and Police approval

Drainlayer License for 2020: The following licenses were all GRANTED Yeas 9, Nays 0

Frank Gibbs – *renewal* 46

John Jablonski “ 46B

Steve Eddy	“	46C
Don Kohl	“	46D
Timothy Roy	“	46E
Brian Neal – <i>new</i>		46F

Taxi Driver Licenses for 2020
Eric Sayers-1 Fairfield st – *renewal*
GRANTED Yeas 9, Nays 0 23M
Nicole Siney-11A Charles st “
GRANTED Yeas 9, Nays 0 23N
Peter Loring Jr.-235A River st “
GRANTED Yeas 9, Nays 0 23O

Councillor Bevilacqua left the Chambers

Cody Glazier-11 Charles st - renewal *denied by Police Dept*
MR. GLAZIER ASKED THE COUNCIL FOR THEIR ASSISTANCE WITH RENEWING HIS LICENSE AS HE WAS GRANTED A LICENSE IN 2019 AND DOESN’T UNDERSTAND WHY IT WAS DENIED BY THE POLICE DEPT. THIS YEAR. COUNCILLOR MCGONAGLE GAVE HIM A CONTACT NUMBER FOR FOLLOW UP.
NOT PASSED Yeas 0, Nays 8, Absent 1 23P

Councillor Bevilacqua returned to Chambers

12. Motions and Orders

ORDERED: That the City appropriate the sum of \$207,000 from Sale of non-tax title land and transfer said amount to the following capital project account: Rt. 110/108 Intersection Improvements
PASSED Yeas 9, Nays 0 18F

ORDERED: That in accordance with General Laws, Chapter 44, Section 64, authorize the payment of bills of the previous and to further authorize the payment from current year departmental appropriations as listed:

<u>Vendor</u>	<u>Amount:</u>	<u>Account:</u>	
Grainger	\$ 433.00	School Dept	
Teacher-Reimbursement	\$ 139.00	School Dept	
Lindamood-Bell	\$ 1,790.00	School Dept	
Music Theatre International	\$ 1,850.47	School Dept	
Vertical Communications	\$ 215.00	Information Technology	
Coppola Inc (3)	\$ 2,675.58	School Dept	
Greennet	\$ 150.00	Information Technology	
PASSED		Yeas 9, Nays 0	25B

ORDERED: In that the Hull family settled in Rocks Village in the 19th century and lived there until Jeffrey Hull sold his house and land to provide street access for the Bradfields Development, and, in that the pond which was once part of the Hull estate currently has no name, be it so ordered that said pond, as shown on the attached map which is incorporated herein, shall forever be named “Hull Pond”, and that “Hull Pond” shall appear as the designated name for said pond on any future maps.

This name is commemorative only and in no way changes or conveys the rights and privileges of any of the current owners of said pond, nor does it grant the Hull family or any other person(s) access to the pond, other than those specified under covenants of the Bradfields Development in which said pond is located.
PASSED Yeas 9, Nays 0 47

13. Ordinances (File 10 days)

14. Monthly Report

15. Resolutions and Proclamations

16. Communications from Councillors:

Communication was received from Councillor Macek requesting to introduce Elaine Barker to announce a Saint Patrick Fundraiser on March 22nd, from 2 to 5 pm at the American Legion, 1314 Main st for the benefit of Sarah’s Place Adult Day Health Center

MS. BARKER INFORMED THIS IS THE 5TH ANNUAL FUNDRAISER STARTED BY HER FAMILY FOR SARAH’S PLACE. TICKETS CAN BE PURCHASED AT THE DOOR FOR \$25 PER PERSON.
PLACED ON FILE Yeas 9, Nays 0 34I

Communication was received from Councillor McGonagle requesting to have Traffic & Safety Committee review impact of cable wires in the area of 197 Ferry rd causing height restriction problems for trucks

COUNCILLOR MCGONAGLE INFORMED THAT HE SPOKE WITH THE CONSTITUENT ABOUT HER CABLE WIRES AND CONTACTED COMCAST. THE WIRES HAVE BEEN RAISED. NO NEED TO REFER TO TRAFFIC & SAFETY COMMITTEE.

PLACED ON FILE Yeas 9, Nays 0 34J

Communication was received from Councillor Joseph Bevilacqua requesting to recognize Women's History Month celebrating the contributions and achievements of women and recognizing those who fought for women's right to vote

PLACED ON FILE Yeas 9, Nays 0 34K

Communication was received from Councillor Michitson proposing a partnered approach (regional, business, academia, medical) to developing next generation broadband infrastructure for all COUNCILLOR MICHITSON GAVE A POWERPOINT PRESENTATION. HE RECOMMENDED THAT THE CITY GET STARTED WITH TAKING THE NEXT STEPS FOR BROADBAND USING THE NCNGN MODEL & REQUESTED A MAYOR/COUNCIL CONFERENCE ON THIS TOPIC MAYOR FIORENTINI GAVE HIS SUPPORT SUGGESTING THAT A SMALL WORKING COMMITTEE BE FORMED TO DEVELOP THE RFP.

PLACED ON FILE 34L

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding establishing a Sustainable Community Committee with respect to energy and environment

COUNCILLOR BEVILACQUA RECOMMENDED THAT THE CITY DEVELOP A SUSTAINABILITY STRATEGY AS A RESOURCE FOR CITY BOARDS AND DEPARTMENTS AND THAT THERE ARE MANY OPPORTUNITIES AT THE SCHOOLS.

ON MOTION OF COUNCILLOR BEVILACQUA TO SEND LETTER TO MAYOR ASKING HIM TO RE-ESTABLISH THE SUSTAINABILITY COMMITTEE. Yeas 9, Nays 0 34M

Communication was received from Councillors Jordan and Michitson requesting a discussion about the need for a five-year plan for the police and fire departments.

COUNCILLORS JORDAN AND MICHITSON VOICED CONCERNS ABOUT THE AMOUNT OF NEW HOUSING DEVELOPMENTS AND PROPOSED DEVELOPMENTS AND THEIR IMPACT ON INFRA-STRUCTURE, STAFFING LEVELS, AND RESPONSE TIME TO RURAL AREAS. THE MASTER PLAN DOESN'T ACCOUNT FOR THIS.

PLACED ON FILE 34N

17. Unfinished Business of Preceding Meeting:

18. Council Committee Reports and Announcements:

City Councillor John Michitson read the Minutes and recommendation of the Citizens Outreach Committee meeting held on February 20th into the record for acceptance and discussion. Agenda item was Doc 11-R – enable citizens to address options and provide feedback on ways to study Haverhill's Charter. COUNCILLOR MICHITSON REVIEWED THE EMERGING THEMES OF THE MEETING. THEY WERE TO HAVE A BALLOT QUESTION THIS FALL FOR CHANGE TO WARD & AT LARGE COUNCILLORS, BALLOT QUESTION THIS FALL FOR BOTH WARD & AT LARGE COUNCILLORS AND SCHOOL COMMITTEE AND BALLOT QUESTION FOR FULL BLOWN CHARTER REVIEW. HE INFORMED THAT MAYOR FIORENTINI PREFERRED A SINGLE BALLOT QUESTION ON WARD & AT LARGE COUNCILLORS AND THAT HE WOULD BE SUBMITTING AN ORDER FOR A BALLOT QUESTION ON AN UPCOMING CITY COUNCIL AGENDA.

ON MOTION OF COUNCILLOR MICHITSON TO ACCEPT THE MINUTES

MINUTES ACCEPTED AND PLACED ON FILE Yeas 9, Nays 0 48

City Councillor Colin Lepage read the Minutes and recommendations of the Administration and Finance Committee meeting held February 18th into the record for acceptance and discussion. Items discussed were Doc 38-I/2019 Solar Ordinance; Doc 89-D/2019 outdoor advertising (billboards) of marijuana products; Doc 11-F Rules and Regulations for City Council.

ON MOTION OF COUNCILLOR LEPAGE TO ACCEPT AND PLACE THE MINUTES ON FILE

PLACED ON FILE Yeas 8, Nays 0, Abstain 1(McGonagle) 48B

ON MOTION OF COUNCILLOR LEPAGE WITH SECOND FROM COUNCILLOR MACEK TO MOVE FOR DISCUSSION AND VOTE ON PROPOSED COUNCIL RULES AND REGULATIONS

Councillor Jordan left the Chambers

DISCUSSION INCLUDED VOTE ON RULE 2A HOLIDAYS – THAT THE COUNCIL MEETING FOLLOWING A MONDAY HOLIDAY WOULD NOT BE INCLUDED IN THE COUNCIL'S ANNUAL MEETING CALENDAR.

ON MOTION OF COUNCILLOR LEPAGE WITH SECOND FROM COUNCILLOR DALY O'BRIEN TO INSERT THE WORD "FEDERAL" BEFORE MONDAY. Yeas 0, Nays 8, Absent 1

NOT PASSED

Councillor Jordan returned to Chambers

VOTE ON MAIN MOTION

On motion for passage, the yeas and nays were as follows:

Yeas – Councillors LePage, Michitson, Sullivan, Jordan, Daly O'Brien, Macek and President Barrett 7

Nays – Councillor Bevilacqua 1

Abstain – Councillor McGonagle 1

PASSED

11F

DOCUMENTS REFERRED TO COMMITTEE STUDY

Councillor LePage announced the Planning Board meeting scheduled for March 11 at 7PM regarding the zoning hearing.

Meeting adjourned 9:52 o'clock P.M.

Yeas 9, Nays 0

Attest: Linda Koutoulas
City Clerk

*Doc. 21-E – Handout from Dr. Romie Munday – Coronavirus (COVID-19) Guidelines for the Public