



City of Haverhill  
City Council Minutes  
Tuesday, August 6, 2019  
Theodore A. Pelosi, Jr. Council Chambers, Room 202  
4 Summer Street

Present – President Michitson, Councillors Sullivan, Bevilacqua, Barrett, LePage, Jordan, Macek, Daly O’Brien, and McGonagle.  
Assistant City Clerk – Laura Angus

1. Opening Prayer
2. Pledge of Allegiance
3. Approval of Minutes of Prior Meeting  
The minutes were approved Yeas 8, Nays 0, Absent 1 (LePage)
4. Assignment of the minutes review for the next Meeting  
Councillor Sullivan was assigned the minutes

**Councillor LePage arrived**

5. Communications from the Mayor  
Communication from Mayor Fiorentini submitting the following 3 Orders to pay \$750,000 to fund repairs to the John Greenleaf Whittier Middle School  
ON MOTION OF COUNCILLOR BEVILACQUA TO SEND LETTER TO MAYOR AND SCHOOL COMMITTEE TO FILE PRELIMINARY LETTER OF INTENT WITH THE SCHOOL BUILDING AUTHORITY FOR JG WHITTIER SCHOOL Yeas 9, Nays 0 20H  
ON MOTION OF COUNCILLOR LEPAGE TO SEND LETTER TO MAYOR, SUPERINTENDENT & SCHOOL COMMITTEE FOR COMPREHENSIVE SCHOOL BUILDINGS MAINTENANCE PLAN & SCHEDULE JOINT MEETING WITH SCHOOL COMMITTEE Yeas 9, Nays 0 20H

ORDERED: That the City appropriates Five Hundred Thousand Dollars (\$500,000) to Pay costs of Asbestos removal and other repairs at the J.G. Whitter, including the payment of all costs incidental and related thereto (see document for complete text)

PASSED Yeas 9, Nays 0 41M

**Councillor Bevilacqua left the chambers**

ORDERED: That the sum of \$100,000 be appropriated from Bond Premium revolving account and transferred to J.G. Whittier Repairs Capital account

PASSED Yeas 8, Nays 0, Absent 1 41N

ORDERED: That the sum of \$50,000 be transferred from the Capital Projects account to the following Capital Accounts: Whittier School Repairs \$50,000

PASSED Yeas 8, Nays 0, Absent 1 41O

Communication from Mayor Fiorentini submitting the following *Memorandum of Agreement (MOA)* between City of Haverhill and *Teamsters Water Dept Group*

PLACED ON FILE Yeas 8, Nays 0, Absent 1 20I

Memorandum of Agreement between the City of Haverhill  
and The Water Department Group – Teamsters Local #170  
Office Group (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 8, Nays 0, Absent 1 52C

MUNICIPAL ORDINANCE CHAPTER  
An Ordinance Relating to Salaries Water Group  
(see document for complete text)

PLACED ON FILE for at least 10 days Yeas 8, Nays 0, Absent 1 1D

**Councillor Bevilacqua returned to the chambers**

6. Communications and Reports from City Officers and Employees:
7. Utility Hearing(s) and Related Order(s)  
Hearing was held on Document 74, a petition from National Grid and Verizon New England to relocate an existing pole at 4 Crosby st - approximately 20 feet Northerly away from driveway of customer at 23 Crosby st; Plan 28106688. With David Boucher from National Grid appearing in favor. No one was opposed.  
Hearing closed. Placed on file 74  
ORDERED: Grant National Grid & Verizon New England permission to relocate the pole at 4 Crosby st  
PASSED Yeas 9, Nays 0 74B

Hearing was held on Document 83, a petition from National Grid of North Andover for electric conduit location on Essex st to upgrade electric service at 124 Washington st; Plan 28211827. With David Boucher from National Grid appearing in favor. No one was opposed.

Hearing closed. Placed on file 83  
 ORDERED: Grant National Grid of North Andover conduit location on Essex st to upgrade service at 124  
 Washington st  
 PASSED Yeas 9, Nays 0 83B

**8. Hearings and Related Orders**

Document 78: Petition from Attorney Russell S Channen representing Jonathan Cody, Manager of 20 Newcomb St., LLC: requesting Hearing for a Special Permit allowing 13 multi-family units in the RU Zone at 20 Newcomb st *Conditional favorable recommendation from Planning Board & Director*  
 HEARING OPENED

Attorney Russell Channen represented Mr. Jonathan Cody, manager of 20 Newcomb St. LLC. The proposal is to build 13 efficiency units for non-profit rental housing. The property went out to bid last year and the city approved the RFP from Atlantis Investments for a purchase price of \$600,000. The Zoning Board of Appeals granted 7 variances to restore the structure. They will provide the city with permanent easement to the City Hall parking lot. Mr. Cody answered questions from the Councillors. The units will have individual kitchens, bathrooms, heat. The building will have security cameras. Vinfen would be the leasing agent for the property and would have staff on site during the day, 9-5. No one spoke in favor or against the petition.  
 HEARING CLOSED

On motion of Councillor Sullivan to move for passage with second from Councillor Daly O'Brien. Councillors asked Mr. Cody questions about the residents, parking, supervision and security.

On motion of Councillor Bevilacqua to amend to condition that there would be on-site supervision 9-5 and the city has a permanent easement for parking in front and rear of the building and to include all the conditions and stipulations from the city departments including the Planning Board and Director's recommendations.

PASSED Yeas 9, Nays 0

On motion of Councillor Barrett with second from Councillor LePage that the cameras are to be maintained in building as long as similar service operation in the building.

PASSED Yeas 9, Nays 0

PASSED AS AMENDED Yeas 7, Nays 2 (Barrett, Macek) 78

Public Participation- Requests under Council Rule 28

**9. Appointments:**

Confirming Appointments:

No Schedule

Non-Confirming Appointments:

**10. Petitions:**

Petition from Attorney Paul Magliocchetti representing Michael Malvers, dba as One Ten Towing Co, requesting a Special Permit to sell used cars on the property in the IG Zone at 112 Hale st; Assessor's Map 601, Block 451, Lot 1

COUNCIL HEARING SEP 10 Yeas 9, Nays 0 90

Petition from Attorney Paul Magliocchetti representing Ernest Coito as trustee of Coito Realty Trust for property at 38 Railroad st – Assessor's Map 701, Block 630, Lot 9 – submitting a proposal for a Special Permit to build 60 Residential condos in 3 separate buildings, built in phases, located in the Waterfront District (Zone F) – allowable by Site Plan Review - Major

COUNCIL HEARING SEP 17 Yeas 9, Nays 0 91

Petition from Yesenia A. Gil, Executive Director, for Bread & Roses Housing; who seeks to add affordable townhouse units in the Mount Washington neighborhood; requesting Modification of a Special Permit granted in 2018 to *reduce* the number of units from 10 to 7; to build 3 duplexes and 1 single family dwelling rather than 2 larger buildings housing 6 and 4 units; at 430 Washington st

COUNCIL HEARING SEP 24 Yeas 9, Nays 0 92

Petition from Attorney Paul Magliocchetti representing Stag Tribe Capital LLC submitting a proposal to be approved by Special Permit to renovate a dilapidated building in the CC Zone into 3 residential units at 364 Main st; Assessor's Map 610, Block 490, Lot 6

REFERRED TO PLANNING BOARD

COUNCIL HEARING OCT 8 Yeas 9, Nays 0 93

**Councillor McGonagle left the chambers**

**11. AMUSEMENT/EVENT APPLICATIONS:**

One Day Liquor License:

Anne Vlack for One Day All Alcohol license for wedding at Winnekenni Castle, Saturday, September 14th; 10AM to 8PM; *Has approval from Police Dept & License Commission*

GRANTED Yeas 8, Nays 0, Absent 1 6L

Annual License Renewals

Hawker Peddlers License 2019

Lisa Wright submits the following applications requesting change of location from Washington sq, (previously approved on July 23rd ) to outside Haverhill Stadium at Lincoln/Nettleton av for herself and her employee Philip Wright and also requests monies previously paid be applied to this new location

GRANTED Yeas 8, Nays 0, Absent 1 56F

Lisa Wright – to sell hot dogs, chips, soda & water, 12 months -Monday-Sunday; 9:30 am to 2:30 pm

GRANTED Yeas 8, Nays 0, Absent 1 56FF

Philip Wright –to sell hot dogs, chips, soda & water, 12 months -Monday-Sunday; 9:30 am to 2:30 pm

GRANTED Yeas 8, Nays 0, Absent 1 56FFF  
*Applications pending approval from HHS Athletic Director and Business Certificate*

**Councillor Daly O'Brien left the chambers**

Coin-Op License Renewals 2019:  
*Papa Gino's 782 River st 2 Coin-ops – new owner*  
GRANTED Yeas 7, Nays 0, Absent 2 7M  
Taxi Driver Licenses for 2019:  
Matthew Paquette 93 White st – *renewal*  
GRANTED Yeas 7, Nays 0, Absent 2 27M  
Eric Sayers 1 Fairfield st – *renewal*  
GRANTED Yeas 7, Nays 0, Absent 2 27N  
Cody Glazer 11 Charles st - *new*  
GRANTED Yeas 7, Nays 0, Absent 2 27O  
Buy & Sell Second Hand Articles:  
W.W. Thrift Store, 26 Lafayette sq, James Sanechiaro – *renewal*  
GRANTED Yeas 7, Nays 0, Absent 2 61F  
Buy & Sell Second Hand Clothing:  
W.W. Thrift Store - *renewal*  
GRANTED Yeas 7, Nays 0, Absent 2 62D

**12. Motions and Orders:**

ORDERED: That the City transfer the sum of \$50,000 from the Capital Budget to the Capital account:  
Park Improvement & Renovation  
PASSED Yeas 7, Nays 0, Absent 2 41P

ORDERED: That the sum of \$25,000 be appropriated from Sale of non-tax title land and transferred  
to Law Expense to fund the Walcott Easements for the Boardwalk  
PASSED Yeas 7, Nays 0, Absent 2 41Q

ORDERED: That the City Appropriates Four Hundred Thousand Dollars (\$400,000) to pay costs of roof  
repairs at Haverhill High School Pool Building, including the payment of all costs incidental and related  
thereto (see document for complete text)  
PASSED Yeas 7, Nays 0, Absent 2 41R

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

MUNICIPAL ORDINANCE CHAPTER 240  
42 Allen Street - Establish – Handicapped 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  
establishing the following:

LOCATION	REGULATION	HOURS/DAYS	
42 Allen Street (see document for complete text)	No Parking	24 Hours	
PLACED ON FILE for at least 10 days		Yeas 7, Nays 0, Absent 2	29W

**14. MONTHLY REPORT**

No Schedule

**15. RESOLUTIONS and PROCLAMATIONS**

**Councillor Bevilacqua left the chambers**

**16. Communications from Councillors:**

Communication was received from Councillor Melinda Barrett requesting to discuss Oxford av speeding  
reduction and safety improvements  
REFERRED TO TRAFFIC & SAFETY COMMITTEE Yeas 6, Nays 0, Absent 3 89F

**Councillor Bevilacqua returned to the chambers**

Communication was received from Councillor Melinda Barrett requesting to discuss Salem st speeding a  
and trash

REFERRED TO TRAFFIC & SAFETY COMMITTEE & LETTER TO DEPT. PUBLIC WORKS TO DO  
A SEMI-ANNUAL CLEAN UP OF SALEM ST. AREA Yeas 7, Nays 0, Absent 2 89G

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding  
advance notice requirement for closing of public streets  
LETTER TO MAYOR, BUILDING INSPECTOR, DEPT. PUBLIC WORKS, ENGINEER, POLICE  
INQUIRING ABOUT PROCEDURE/POLICY REGARDING SIDEWALK AND PARKING  
OBSTRUCTION. Yeas 7, Nays 0, Absent 2 89H

Communication was received from Councillor Jordan requesting to introduce Leota Sarrette to discuss  
National Grid's proposal to install a double pole at 805 North Broadway

COUNCILLOR JORDAN INFORMED THAT MS. SARRETTE NOTIFIED HIM THAT SHE WOULD NOT BE ABLE TO ATTEND MEETING  
PLACED ON FILE

Yeas 9, Nays 0 (Item discussed earlier) 89I

Communication was received from Councillor Melinda Barrett requesting to discuss the traffic signal exiting CVS in Lafayette sq

COUNCILLOR BARRETT INFORMED THAT THE LIGHT IS VERY SHORT AND MOTIONED TO SEND MATTER TO TRAFFIC & SAFETY COMMITTEE FOR REVIEW

REFERRED TO TRAFFIC & SAFETY COMMITTEE Yeas 7, Nays 0, Absent 2 89J

Communication was received from Councillor Macek requesting to open discussion relative to the process for establishing a Charter Commission to review the current City of Haverhill Charter

COUNCILLOR MACEK INFORMED THAT THE CITY WENT TO FORM A TYPE OF GOVERNMENT 50 YEARS AGO AND SUGGESTED IT WAS TIME TO REVIEW THE CHARTER; ALEX VERAS SPOKE IN FAVOR OF AT LARGE COUNCILLORS AND WARD REPRESENTATION REFERRED TO ADMINISTRATION & FINANCE COMMITTEE & CITIZEN OUTREACH COMMITTEE

Yeas 7, Nays 0, Absent 2 89K

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding school safety measures

COUNCILLOR BEVILACQUA INFORMED THAT HE PUT THIS ITEM ON THE AGENDA IN LIGHT OF A RECENT INCIDENT AT THE HIGH SCHOOL AND QUESTIONED SAFETY PROTOCOL AND PROCEDURES. SUPERINTENDENT MAROTTA GAVE A SUMMARY OF THE INCIDENT WHERE A STUDENT ALLEGEDLY BROUGHT A GUN ONTO THE HIGH SCHOOL PREMISES. THE STUDENT WAS BEING HELD BY THE POLICE BUT A GUN HAS NOT BEEN FOUND. THE MAYOR ALSO INFORMED THAT A STUDY WAS COMPLETED ABOUT HIGH SCHOOL SAFETY AND THAT THEY WOULD ISSUE AN RFP. RESIDENT SANDRA WARD SPOKE ABOUT COMING FROM A CITY WHERE METAL DETECTORS WERE USED AND STUDENTS FELT SAFE.

ON MOTION OF COUNCILLOR BEVILACQUA TO SEND LETTER TO MAYOR, SCHOOL COMMITTEE, POLICE TO ASK FOR A COMPREHENSIVE STUDY OF SCHOOL SECURITY ACROSS THE DISTRICT.

Yeas 9, Nays 0 (Item discussed earlier) 89L

Communication was received from Councillor Joseph Bevilacqua requesting a discussion regarding additional funding to be received from the state be applied toward school building needs

COUNCILLOR BEVILACQUA INFORMED THAT THE GOVERNOR WOULD BE GIVING ADDITIONAL CH. 70 FUNDING AND MADE A MOTION TO SEND A LETTER TO THE MAYOR, SUPERINTENDENT AND SCHOOL COMMITTEE TO ENCOURAGE THEM TO USE ADDITIONAL MONEY FOR SCHOOLS. NO SECOND. MOTION FAILED

PLACED ON FILE

Yeas 7, Nays 0, Absent 2 89M

#### 17. UNFINISHED BUSINESS OF PRECEDING MEETINGS

##### Document 29-T

MUNICIPAL ORDINANCE CHAPTER 240

50 Howard Street - Establish – Handicapped 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 establishing the following:

LOCATION	REGULATION	HOURS/DAYS
50 Howard Street (see document for complete text)	No Parking	24 Hours

PASSED

Yeas 7, Nays 0, Absent 2 29T

##### Document 29-U

MUNICIPAL ORDINANCE CHAPTER 240

21 Blaisdell Street - Delete – Handicapped 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 deleting the following:

LOCATION	REGULATION	HOURS/DAYS
21 Blaisdell Street (see document for complete text)	No Parking	24 Hours

PASSED

Yeas 7, Nays 0, Absent 2 29U

##### Document 29-V

MUNICIPAL ORDINANCE CHAPTER 240

157 Franklin - Establish – Handicapped 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 establishing the following:

LOCATION	REGULATION	HOURS/DAYS
157 Franklin Street (see document for complete text)	No Parking	24 Hours

PASSED

Yeas 7, Nays 0, Absent 2 29V

Document 79-R

Communication from President Michitson requesting to recognize the extraordinary efforts of Keith Boucher and team

ON MOTION OF COUNCILLOR MACEK TO POSTPONE TO SEP 10

POSTPONED TO SEP 10, 2019

Yeas 7, Nays 0, Absent 2

79R

Document 79-S

Communication from Council President Michitson requesting to introduce Barbara Donegan to announce Ruth's House Hidden Gem Gala on September 14th

MS. DONEGAN GAVE A SUMMARY OF SERVICES PROVIDED BY RUTH'S HOUSE. THIS IS THEIR 27<sup>TH</sup> YEAR IN OPERATION.

PLACED ON FILE

Yeas 9, Nays 0 (Item discussed earlier) 79S

Document 79-W

Communication from Councillor Colin Lepage requesting a discussion on hemp driven cannabinoid (CBD) pro retail sales in Haverhill

ON MOTION OF COUNCILLOR LEPAGE TO PLACE ON FILE

PLACED ON FILE

Yeas 7, Nays 0, Absent 2

79W

Document 79-Y

Communication from Councillor Macek requesting a discussion regarding lightning rod legislation

ON MOTION OF COUNCILLOR MACEK TO POSTPONE TO SEP 10

POSTPONED TO SEP 10, 2019

Yeas 7, Nays 0, Absent 2

79Y

Document 89-E

Communication from Councillor Daly O'Brien requesting a discussion regarding sidewalk safety during construction projects downtown

COUNCILLOR DALY O'BRIEN DESCRIBED THE SITUATION WITH ONGOING CONSTRUCTION AND THE SIDEWALKS BEING COMPLETELY CLOSED WITH NO ALTERNATIVE WALKING AREA FOR PEDESTRIANS

ON MOTION OF COUNCILLOR DALY O'BRIEN TO REFER TO PUBLIC SAFETY COMMITTEE

REFERRED TO PUBLIC SAFETY COMMITTEE

Yeas 9, Nays 0 (Item discussed earlier) 89E

**18. Council Committee Reports and Announcements**

Councillor Michael McGonagle presented the Minutes of Public Safety Committee meeting held on July 29 2019 regarding Doc. 59-B – moveable basketball hoops. There is an ordinance for this and item will be removed from Committee Study List; Doc. 38-D -working generators – the only remaining fire station in need of generator is Water St. The Committee recommended to send a letter to the Mayor asking for a status update. Also, letter to Mayor asking to implement regular maintenance and testing schedule for generators. Doc. 79-C – animals left unattended in cars. The City has implemented an ordinance and this item will be removed from Committee Study List.

On motion of Councillor McGonagle to accept the minutes as presented and place on file.

Yeas 9, Nays 0 (Item discussed earlier)

30J

**19. Documents Referred to Committee Study**

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

Yeas 7, Nays 0, Absent 2

Attest: Laura Angus  
Assistant City Clerk