



City of Haverhill
City Council Minutes

Tuesday, June 21, 2016 at 7:00 PM
City Council Chambers, Room 202

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

1. Approval of Records of the Previous Meeting
The minutes were approved.
2. Assignment of the minutes review for the next Meeting
Councillor Bevilacqua was assigned the minutes.

ON MOTION OF COUNCILLOR VARGAS TO SUSPEND THE RULES TO INTRODUCE CAROL IRELAND AND STUDENTS OF THE VIOLENCE INTERVENTION AND PREVENTION PROGRAM.
RULES SUSPENDED

Yeas 9, Nays 0

Laurie Curry, Health Education Teacher for the middle schools, spoke about the VIP program and highlighted the drug prevention training at Tilton School. Team members described the mini curriculum that they developed. Councillor Vargas presented a citation celebrating their 10th year of the program.

PLACED ON FILE

Yeas 9, Nays 0

61T

ON MOTION OF COUNCILLOR SULLIVAN TO SUSPEND THE RULES FOR APPLICATION FOR PERMIT FOR CREATIVE HAVERHILL/REINVENT COGSWELL.

RULES SUSPENDED

Yeas 9, Nays 0

Linsay Jordan and Danielle Smida described the fundraising event scheduled for June 25 at Willow Spring Vineyards for the Reinvent Cogswell Art Space Project and requested to have fees waived.

ON MOTION OF COUNCILLOR BEVILACQUA TO APPROVE THE APPLICATION AND WAIVE THE FEES.

GRANTED AND FEES WAIVED

Yeas 9, Nays 0

73

3. Communications from the Mayor:

Communication from Mayor Fiorentini requesting to introduce Utile Group that has been working on our new plan for Merrimack st to present their final plan .

MR. NOAH KORETZ, MASS. DEVELOPMENT INTRODUCED MR. TIM LOVE WHO GAVE A COMPREHENSIVE POWERPOINT PRESENTATION ON THE URBAN DESIGN FOR THE EASTERN PART OF DOWNTOWN. THIS IS A PUBLIC/PRIVATE PARTNERSHIP WITH TECHNICAL ASSISTANCE.

PLACED ON FILE

26G

Councillor Daly O'Brien left the chamber at 9:30PM.

Communication from Mayor Fiorentini submitting Lodestar Energy LLC Power Purchase Agreement which calls for City to purchase Net Metering Credits (NMC) for .12 cents per KWH that will be applied towards City's Water and/or Wastewater accounts.

PASSED

Yeas 8, Absent 1 (Daly O'Brien)

26H

4. Communications and Reports from City Officers and Employees
5. Utility Hearing(s) and Related Order(s)
6. Appointments

Confirming Appointments

Peter Carbon, Haverhill Historic Commission; commission to expire June 17 2018

CONFIRMED

Yeas 8, Absent 1 (Daly O'Brien)

9L

7. Petitions

Petition from Robert A Masys/R.A.M. Engineering; on behalf of Clair & Roger LaRoche and RKACO LLC; requesting a special permit to construct two triplex buildings on the property located at 73 & 77 Cross rd; as residential townhouse condominiums

REFERRED TO PLANNING BOARD

COUNCIL HEARING AUG 23 2016

Yeas 8, Absent 1 (Daly O'Brien)

71

Petition from Joy Hooper, Sr. Work Coordinator from National Grid requesting permission to open the following streets:

131 Water st, to repair a gas leak

72

ORDERED: That the City Council approves the request of National Grid to excavate at 131 Water Street for the purpose of repairing gas service. Water Street has been rebuilt within the last 5 years and in accordance with Chapter 222, Section 11, Restrictions on future paving of the Municipal Ordinances, Council approval is necessary.

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ON MOTION OF COUNCILLOR MCGONAGLE TO APPROVE WITH CONDITIONS AS STATED IN LETTER FROM ENGINEER JOHN PETTIS, DATED JUNE 14, 2016, THAT THE TRENCH RECEIVE INFRARED TREATMENT UPON COMPLETION.

GRANTED WITH CONDITION	Yeas 8, Absent 1 (Daly O'Brien)	72B
38-40 Ayer st, install new residential gas service		72C
17 Humphrey st, to repair a gas leak		72CC

ORDERED: That the City Council approves the request of National Grid to excavate at 38-40 Ayer Street and 17 Humphrey Street for the purpose of installing or repairing gas services to the addressed properties. Each street has been rebuilt within the last 5 years and in accordance with Chapter 222, Section 11, Restrictions on future paving of the Municipal Ordinances, Council approval is necessary.

ON MOTION OF COUNCILLOR MACEK TO APPROVE WITH CONDITIONS AS STATED IN LETTER FROM ENGINEER JOHN PETTIS, DATED JUNE 9, 2016, THAT THE TRENCH RECEIVE INFRARED TREATMENT UPON COMPLETION.

GRANTED WITH CONDITION	Yeas 8, Absent 1 (Daly O'Brien)	72B
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8. Applications/Handicap Parking Signs

9. One Day Liquor Licenses

10. Applications for Permit

Emmaus Inc; 28th Annual Charity Bike Ride – Cycle for Shelter; starting at NECC; July 24, 7:00AM to 5:00PM, application has Police approval

ON MOTION OF COUNCILLOR BEVILACQUA TO APPROVE APPLICATION & INCLUDE 3 AUXILIARY OFFICERS

GRANTED WITH CONDITION	Yeas 7, Absent 1(Daly), Abstain 1 (LePage)	17J
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Tag Days

HHS Cheerleading , August 14

GRANTED	Yeas 8, Absent 1 (Daly O'Brien)	31Q
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11. Annual License Renewals

The following applications for renewal were all granted: Yeas 8, Absent 1(Daly O'Brien)

Roller Skating Rink

Skateland, 19 Railroad av		50K
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Sunday Skating

Skateland – 36 Sundays		4M
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Pool Tables

Sunday Pool

Bowling

All Saints Bowling, 26 Broadway, 10 Lanes		60B
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Sunday Bowling

 No Schedule

Buy & Sell Second Hand Clothing

All Saints Parish, 120 Bellevue av		50L
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In a Blue Moon Antiques, Debra Riley, 133 Merrimack st		50M
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In a Blue Moon Antiques, Michele Edwards, 133 Merrimack st		50N
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Common Ground Thrift Store, Paul Fitzgibbons ,8 White st		50O
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Buy & Sell Second Hand Articles

Common Ground Thrift Store		50P
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All Things Repurposed, Suzanne Reynolds ,179 Rosemont st		50Q
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Vintage View, Elaine Drinkwater ,371 River st		50R
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In a Blue Moon Antiques, Debra Riley Michele Edwards		50S
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In a Blue Moon Antiques, Michele Edwards		50T
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Junk Dealer

TJS Metals, Sandy Foley & James Smith ,43 Hale st		50U
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Buy & Sell Old Gold

Vintage View, Elaine Drinkwater		50V
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12. Hawker/Peddler

 No Schedule

13. Drainlayer 2016 License

 No Schedule

14. Hearings & Related Orders

 No Schedule

15. New Business/Orders

ORDERED: In accordance with Chapter 40 Section 5G the sum of \$17,576.00 be appropriated from the Waterways Fund for purpose of purchasing and installing a Waterways pump out system

PASSED Yeas 8, Absent 1(Daly O'Brien) 11Q

16. Ordinances (File 10 days)
No Schedule

17. Unfinished Business of Preceding Meetings

Document 21-D

MUNICIPAL ORDINANCE CHAPTER 240

An Ordinance Relating to Parking

DELETE – Seasonal Parking on Cogswell Avenue (see document for complete text)

PASSED Yeas 8, Absent 1(Daly O'Brien) 21D

Document 21-E

MUNICIPAL ORDINANCE CHAPTER 240

An Ordinance Relating to Parking

No Parking – North Side of Cogswell Avenue (see document for complete text)

PASSED Yeas 8, Absent 1(Daly O'Brien) 21E

Document 22B

MUNICIPAL ORDINANCE CHAPTER 240

An Ordinance Relating to Vehicles and Traffic; Amend City Code

Chapter 240-98 Schedule P; Heavy Commercial Vehicles – Truck Exclusion Corliss Hill rd, from Whittier rd to Plaistow NH town line and Whittier Road; Amesbury rd (southerly intersection) to Amesbury rd (northerly intersection) all vehicles over 2 1/2 tons; 24 hrs, 7 days (see document for complete text)

PASSED Yeas 8, Absent 1(Daly O'Brien) 22B

Document 70

THIS ITEM WAS DISCUSSED AFTER ITEM 3 (DOC. 26-G)

An Ordinance Relating to Haverhill Historic Commission

Be it ordained by the City Council of the City of Haverhill that the Code of the City of Haverhill, Duties of Historic Commission, Chapter 11-43, as amended, be and is hereby further amended as follows:

§11-43. Duties of Historic Commission

“E. Main Street Historic District. The Commission shall have jurisdiction over the area known as the Main Street Historic District, as described in the National Register of Historic Places Registration Form on file with the City Clerk which is hereby declared to be a part of this ordinance, for the purposes of application and enforcement of the below demolition delay provisions. This being the same area which was accepted for listing in the National Register of Historic Places on May 9, 2003.

1. Demolition Delay. The Commission is authorized to advise the Building Inspector with respect to demolition permit applications. The issuance of demolition permits is regulated as provided by this ordinance. (see document for complete text)

MR. WILLIAM PILLSBURY, PLANNING DIRECTOR, EXPLAINED THE INTENT OF THE ORDINANCE AND THE FOLLWING AMENDMENT SUBMITTED BY SOLICITOR COX:

“During this period the Commission may also engage the applicant and the owner of record of said Significant Building and any other persons deemed appropriate to participate in a design review process for a replacement building and site development to preserve and protect the integrity of the District should the Commission find that there is no reasonable likelihood that either the owner or some other person or group is willing to purchase, preserve, rehabilitate, restore, or relocate such building” (see document for complete text)

MICHAEL VALVO AND TOM WYLIE SPOKE IN FAVOR OF THE ORDINANCE. SPEAKING AGAINST THE ORDINANCE WERE KIM DANDURANT, JOHN NAROIAN, FR. VART GYOZALYAN, ED KIBARIAN AND ROSALIE HAGOPIAN FROM ST. GREGORY THE ILLUMINATOR ARMENIAN CHURCH.*

MR. PILLSBURY STRESSED THAT THE ORDINANCE WOULD GIVE THE CITY TIME FOR DESIGN REVIEW AND DEMOLITION DELAY COULD BE UP TO SIX MONTHS.

ON MOTION OF COUNCILLOR SULLIVAN TO POSTPONE FOR ONE WEEK.

On the question of passage, the yeas and nays were as follows:

Yeas,-Councillors Daly O'Brien and Sullivan – 2

Nays,-Councillor Vargas, McGonagle, Bevilacqua, LePage, Macek and President Michitson – 6

Abstain,-Councillor Barrett – 1

MOTION FAILED

ON MOTION OF COUNCILLOR DALY O'BRIEN TO PASS ORDINANCE

On the question of passage, the yeas and nays were as follows:

Yeas,-Councillors Daly O'Brien and Sullivan – 2

Nays,-Councillor Vargas, McGonagle, Bevilacqua, LePage, Macek and President Michitson – 6

Abstain,-Councillor Barrett – 1

MOTION FAILED

18. Monthly Reports

Abatement report from Board of Assessors for month of May 2016

PLACED ON FILE Yeas 8, Absent 1(Daly O'Brien) 13F

19. Communications from Councillors

Communication was received from President Michitson requesting to introduce Tim Love from Utile Architecture & Planning and Noah Koretz from MassDevelopment to present the final urban design plan for

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the Merrimack Street District, as designated by the MassDevelopment Transformative Development Initiative. THIS WAS DISCUSSED AS PART OF THE MAYOR'S INTRODUCCION OF THE UTILE GROUP.

PLACED ON FILE

61N

Communication was received from President Michitson, Councillors Macek and Bevilacqua requesting to recognize the 50th anniversary of the Vietnam War.

PRESIDENT MICHITSON PRESENTED CITATIONS TO JOHN LENOTTE, COMMANDER,

AMERICAN LEGION WILBUR M. COMEAU POST 4, & GERARD MARCHAND, COMMANDER, AMVETS POST 147. CITATION WILL BE MAILED TO EDWIN GIRROIR, COMMANDER, VFWPOST29
PLACED ON FILE

61O

Communication was received from Councillors LePage and Barrett requesting to discuss the City's purchase of streetlights, electric rates, update on the landfill solar project and other cost-saving measures. ORLANDO PACHECO, ENERGY MANAGER, ANSWERED QUESTIONS ABOUT THE LANDFILL SOLAR PROJECT, CONTRARY TO REPORTS IN NEWSPAPER ABOUT SUNEDISON BANKRUPTCY CITY MAY BE ABLE TO WORK OUT SOMETHING TO SAVE THE PROJECT. AN RFP WAS DEVELOPED FOR THE PURCHASE OF STREETLIGHTS (COBRA HEAD AND LIGHT, NOT POLE) AND PROPOSALS ARE BEING REVIEWED. SOLAR ROOFTOP BIDS WENT OUT FOR CITY HALL, POLICE STATION & POLICE FLEET MAINTENANCE GARAGE

PLACED ON FILE

61P

Communication was received from Councillor Bevilacqua requesting a discussion regarding speeding and sidewalk needs on Boston rd.

ON MOTION OF COUNCILLOR BEVILACQUA TO POSTPONE TO 6/28 Yeas 8, Absent 1(Daly) 61Q

Communication was received from Councillor Bevilacqua requesting to introduce Ron MacLeod to discuss traffic safety issues and concerns on City streets.

ON MOTION OF COUNCILLOR BEVILACQUA TO POSTPONE TO 6/28 Yeas 8, Absent 1(Daly) 61R

Communication was received from Councillor Bevilacqua requesting to introduce Ron MacLeod to discuss public participation at Council meetings.

ON MOTION OF COUNCILLOR BEVILACQUA TO POSTPONE TO 6/28 Yeas 8, Absent 1(Daly) 61S

20. Resolutions and Proclamations

No Schedule

21. Council Committee Reports and Announcements

Councillor McGonagle submits the recommendations of the Traffic & Safety Committee meeting held on June 1 2016.

ON MOTION OF COUNCILLOR MACEK TO POSTPONE TO 6/28 Yeas 8, Absent 1(Daly) 19J

22. Documents referred to Committee Study

Meeting adjourned at 10:34 o'clock P.M.

Yeas 8, Absent 1(Daly O'Brien)

*Doc. 70- Handout from Kim Dandurant - Petition

Attest: Linda Koutoulas
City Clerk