



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, October 9, 2012 at 7:00 PM
City Council Chambers, Room 202

1. APPROVAL OF RECORDS OF THE PREVIOUS MEETING
2. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING
3. COMMUNICATIONS FROM THE MAYOR
 - 3.1. Communication from Mayor Fiorentini regarding Ordinances concerning parking commission and proposed parking changes with Parking Director Michael Stankovitch to speak to Council regarding these matters in more detail Attachment
4. UTILITY HEARING(S) AND RELATED ORDER(S)
5. APPOINTMENTS
 - 5.1. Confirming Appointments:
NO SCHEDULE
 - 5.2. Non-Confirming Appointments:
NO SCHEDULE
 - 5.3. Resignations:
NO SCHEDULE
6. PETITIONS
 - 6.1. Petitions:
NO SCHEDULE
 - 6.2. Applications:
NO SCHEDULE
 - 6.3. Annual License Renewals:
NO SCHEDULE
7. HEARINGS AND RELATED ORDERS
 - 7.1. Document 78; Petition from City of Haverhill requesting to *accept Peters Lane as a Public Way*
Favorable recommendation from Planning Board & William Pillsbury; Economic Development & Planning Director
Document 78-B; Order to accept Peters Lane as a Public Way Attachment



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, October 9, 2012 at 7:00 PM
City Council Chambers, Room 202

8. MOTIONS AND ORDERS

- 8.1. Order authorize Purchasing Dept to proceed with final disposition of obsolete surplus equipment

Attachment

9. UNFINISHED BUSINESS OF PRECEDING MEETINGS

NO SCHEDULE

10. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES

10.1. Monthly Reports:

- 10.1.1. Abatement Report from Board of Assessors for month of September 2012

Attachment

10.2. Communications from Councillors:

- 10.2.1. Communication from Councillor Macek requesting a discussion regarding creation of timed parking at the intersection of South Pleasant st and South Main st

Attachment

- 10.2.2. Communication from Councillor Daly O'Brien requesting to introduce a representative from the League of Women Voters regarding a Meet the Candidate Forum

Attachment

- 10.2.3. Communication from Councillor Scatamacchia requesting a loading zone at 108 Washington st

- 10.2.4. Communication from Councillor Hart requesting a discussion regarding removal of a handicap parking space at 15 Varnum st

Attachment

11. RESOLUTIONS AND PROCLAMATIONS

NO SCHEDULE

12. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

12.1. Council Committee Reports:

NO SCHEDULE

- 12.2. Documents referred to Committee Study

Attachment

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CITY COUNCIL

JOHN A. MICHITSON

PRESIDENT

ROBERT H. SCATAMACCHIA

VICE PRESIDENT

MICHAEL J. HART

WILLIAM H. RYAN

SVEN A. AMIRIAN

MICHAEL S. MCGONAGLE

WILLIAM J. MACEK

COLIN F. LEPAGE

MARY ELLEN DALY O'BRIEN



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

12.2

www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

DOCUMENTS REFERRED TO COMMITTEE STUDY

#5-L/10	Communication from Councillor Macek requesting to propose the enactment of a Safe Building Ordinance.	NRPP	2/23/10
74-X/11	Communication from Co. Amirian requesting a discussion about proposed pig farm at Boxford Road	Planning & Dev.	9/27/11
4	Communication from Councillor Macek requesting a discussion regarding the proposed Monument Square traffic divider/island.	Planning & Dev.	1/3/12
12-E	Communication from Councillor Scatamacchia requesting to introduce Vincent Kissel to speak regarding safety issues at Kenoza Avenue and Newton Road	Planning & Dev	1/17/12
40-F	Communication from Councillor Daly O'Brien requesting to discuss lighting in the area of the parking garage	Public Safety	5/8/12
71	Ordinance – Waterfront Interim Planning Overlay District (WIPOD) Amend Section 255-7 and Add a new Section 255-18.2	Planning & Dev.	7/10/12

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT

ROBERT H. SCATAMACCHIA
VICE PRESIDENT

MICHAEL J. HART
WILLIAM H. RYAN

~~XXXXXXXXXXXXXXXX~~
MICHAEL S. MCGONAGLE

WILLIAM J. MACEK

COLIN F. LEPAGE

MARY ELLEN DALY O'BRIEN
Thomas J. Sullivan



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

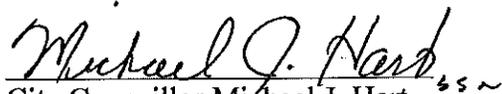
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October 4, 2012

TO: Mr. President and Members of the City Council

Councillor Michael J. Hart requests a discussion regarding the removal of a handicap parking space at 15 Varnum Street as it is no longer needed.


City Councillor Michael J. Hart

Name of Street Location	Regulation	Hours/Days
In front of 9 Varnum Street, except for 1 24-hour handicapped parking space at No. 9 [Added 6-14-1994 by Doc. 54-C]	No parking	24 hours
* In front of 15 Varnum Street, except for 1 24-hour handicapped parking space at No. 15	No parking	24 hours
Victory Avenue [Added 1-21-2003 by Doc. 15]		
Corner of 44 Victory Street and Longview Street, except for 1 24-hour handicapped parking space at No. 44	No parking	24 hours
Vine Street [Added 10-14-2003 by Doc. 15-N]		
In front of 25 Vine Street, except for 1 24-hour handicapped parking space at 25 Vine Street	No parking	24 hours
Wall Street		
Entire length, both sides	No parking	—
Wall Street [Amended 3-24-2009 by Doc. 39-J]		
All as shown on the On-Street Central Business District Parking Map dated 9/19/08, and revised as of 03/10/09, filed in the Office of the City Engineer, Plan 2B/3227, a copy of which is also on file with the City Clerk.		
Walnut Street		
All as shown on the Central Business District Parking Map dated 8/17/11, filed in the office of the City Engineer, Plan 2B/3418, a copy of which is also on file with the City Clerk [Amended 9-6-2011 by Doc. 23-F]		
Warren Street [Added 11-20-1984 by Doc. 38-M]		
From Kenoza Avenue north for 20 feet, west side	No parking	—
From 20 feet north of Kenoza Avenue north for 46 feet, west side, 2 spaces	Time limited: 15 minutes	8:00 a.m. to 5:00 p.m., Mon. through Sat. inclusive, except legal holidays
Washington Avenue [Amended 8-28-2001 by Doc. 8-M; 5-14-2002 by Doc. 44-J; 4-18-2006 by Doc. 29-G; 3-24-2009 by Doc. 39-J]		
All as shown on the Central Business District Parking Map dated 8/17/11, filed in the office of the City Engineer, Plan 2B/3418, a copy of which is also on file with the City Clerk [Amended 9-6-2011 by Doc. 23-F]		
Washington Square [Amended 5-29-2007 by Doc. 14-M; 6-12-2007 by Doc. 29-E; 6-12-2007 by Doc. 29-F; 6-12-2007 by Doc. 29-G; 6-12-2007 by Doc. 29-H; 3-24-2009 by Doc. 39-J]		
All as shown on the Central Business District Parking Map dated 8/17/11, filed in the office of the City Engineer, Plan 2B/3418, a copy of which is also on file with the City Clerk [Amended 9-6-2011 by Doc. 23-F]		

CITY COUNCIL

JOHN A. MICHITSON

PRESIDENT

ROBERT H. SCATAMACCHIA

VICE PRESIDENT

MICHAEL J. HART

WILLIAM H. RYAN

~~STEPHAN MANNIX~~

MICHAEL S. MCGONAGLE

WILLIAM J. MACEK

COLIN F. LEPAGE

MARY ELLEN DALY O'BRIEN

Thomas J. Sullivan



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

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October 4, 2012

TO: Mr. President and Members of the City Council

Councillor Robert H. Scatamacchia would like to request a loading zone at 108 Washington Street.

Robert H. Scatamacchia
City Councillor Robert H. Scatamacchia

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT

ROBERT H. SCATAMACCHIA
VICE PRESIDENT

MICHAEL J. HART
WILLIAM H. RYAN

~~SVEN A. AMIRIAN~~
MICHAEL S. MCGONAGLE

WILLIAM J. MACEK
COLIN F. LEPAGE

MARY ELLEN DALY O'BRIEN
Thomas J. Sullivan



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

10.2.2

citycncl@cityofhaverhill.com

October 4, 2012

TO: Mr. President and Members of the City Council

Councillor Mary Ellen Daly O'Brien would like to introduce a representative from the League of Women Voters regarding a Meet the Candidate Forum.

Mary Ellen Daly O'Brien
City Councillor Mary Ellen Daly O'Brien 56-

CITY COUNCIL

JOHN A. MICHITSON

PRESIDENT

ROBERT H. SCATAMACCHIA

VICE PRESIDENT

MICHAEL J. HART

WILLIAM H. RYAN

~~SYN A AMERIX~~

MICHAEL S. MCGONAGLE

WILLIAM J. MACEK

COLIN F. LEPAGE

MARY ELLEN DALY O'BRIEN

Thomas J. Sullivan



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

10.2.1

FACSIMILE: 978-374-2329
www.ci.haverhill.ma.us
citycnc1@cityofhaverhill.com

October 2, 2012

Mr. President and Members of the City Council

Councillor William J. Macek wishes to discuss the creation of timed parking at the intersection of South Pleasant Street and South Main Street.


City Councillor William J. Macek *WJM*



CITY OF HAVERHILL
ASSESSORS OFFICE – ROOM 115
Phone: 978-374-2316 Fax: 978-374-2319
Assessors@cityofhaverhill.com

10.1.1

October 1, 2012

TO: MEMBERS OF THE HAVERHILL CITY COUNCIL:

In accordance with Municipal Ordinance, Chapter 7,
entitled "Assessor" as follows:

The Board of Assessors shall file monthly with the
City Council a copy of the report submitted to the
Auditor showing a summary of the above abated
amounts for that month.

Attached herewith is the report for the month of
September as filed in the Assessors Office.

Very truly yours,

Stephen C. Gullo, MAA
Assessor



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

8.1

ORDERED:

That the City Council authorizes the Purchasing Department to proceed with the final disposition of the following list of obsolete surplus equipment.

Vehicles

Year	Make	Model Vin	Condition	Department
1999	Ford	Crown Victoria	Poor	Police Department
1999	Ford	GMC Sierra	Poor	Police Department
1994	Ford	F150	Poor	DPW
1995	Ford	F350	Scrap	DPW
1987	Chevrolet	C-25	Poor	DPW
1994	Ford	F150	Poor	DPW
1996	Ford	F350	Poor	DPW
2001	Ford	Crown Victoria	Poor	Police Department
2005	Ford	Crown Victoria	Poor	Police Department
2003	Ford	Taurus	Poor	Police Department
2008	Dodge	Charger	Poor	Police Department
2008	Dodge	Charger	Poor	Police Department
2008	Dodge	Charger	Poor	Police Department
2006	Ford	Crown Victoria	Poor	Police Department

Equipment

Description	Condition	Department
Six (6) 30 yd Enclosed Recycling Dumpsters	Good	DPW



Haverhill

Purchasing Department, Room 105
Phone: 978-420-3606
purchasing@cityofhaverhill.com

October 1, 2012

Mayor James J. Fiorentini
City Hall
Haverhill, MA 01830-5875

Dear Mayor:

It is requested that the attached order be placed on the City Council Agenda, all in accordance with the City Ordinance Chap. 80-4 – Reports Showing Sales of Surplus.

Robert J. DeFusco
Purchasing Director

Attachments

Approved:

James J. Fiorentini
Mayor

Hearing October 9 2012
Haverhill



Engineer 214
Tel: 978-374 475
John H. Pettis
JPet eer
om

August 3, 2012

7.1

MEMO TO: HAVERHILL CITY COUNCIL

Subject: *Peters Lane - Street Acceptance*

Peters Lane

I hereby petition that *Peters Lane* be accepted as a public way. Attached is the meets and bounds description and plan. Please refer to Planning Board for hearing at their September meeting, and let me know the date of the subsequent Council meeting.

Please contact me if you have any questions.

Sincerely,

John H. Pettis III, P.E.
City Engineer

C: Stankovich, Pillsbury, Cox

IN CITY COUNCIL: August 7 2012
REFER TO PLANNING BOARD and
VOTED: that COUNCIL HEARING BE HELD OCTOBER 9 2012
Attest:

City Clerk

28-13
Also Order: Accept Peters Lane



Haverhill

Economic Development and Planning
Phone: 978-374-2330 Fax: 978-374-2315
wpillsbury@cityofhaverhill.com

October 3, 2012

TO: City Council President John Michitson and members of the Haverhill City Council

FROM: William Pillsbury, Jr. Economic Development and Planning Director

SUBJECT: Street Acceptance –Peters Lane

On September 12, 2012, the Haverhill Planning board voted to send a favorable recommendation to the city council on the acceptance of the above referenced street as a public way. This roadway was part of a new subdivision approved by the Haverhill Planning Board and was constructed in accordance with an approved definitive plan. A bond was posted as surety that the improvements were constructed in accordance with the approved plan. By virtue of the fact that the bond has been reduced to a zero balance as recommended by the city engineer, and that all as-built plans have been reviewed and approved by the city engineer, and that the legal description of the roadway to be accepted has been approved by the City engineer. Then as required by the state subdivision control law the city council has been requested to accept Peters Lane as a public way.

As Planning director, I concur with the planning boards action and recommend that the city council formally accept the above referenced street as proposed.

Recommendation: Accept the street as a public way.



CITY OF HAVERHILL
MASSACHUSETTS 01830

CITY HALL, ROOM 201
FOUR SUMMER STREET
HAVERHILL, MASSACHUSETTS 01830
TELEPHONE 374-2330
FAX 374-2315

PLANNING BOARD

September 14, 2011

City Council President Michitson
& City Councilors
City of Haverhill

**RE: Petition to Accept Peter's Lane as a public way
Applicant, City of Haverhill**

Members Present: Daniel Spurling, Timothy Connors, James Cronin, Jack Everette,
Bob Driscoll, and Paul B. Howard

Members Absent: No members absent

Also Present: William Pillsbury, Director of Economic Development & Planning
Lori A. Woodsum, Office Manager, Planning Department

Dear City Council President & Councilors:

The Haverhill Planning Board at its meeting held on 9/12/12, Wednesday Evening, at 7:00 p.m. in Room 202, Haverhill City Hall heard the above-cited petition to accept Peters Lane as a public way. Member Jack Everette read the rules for a public hearing. The audience was made aware that they could leave their name and address with the clerk in case of an appeal at the end of this hearing, and if an appeal was taken the department would notify them. Chairman Paul B. Howard chaired the meeting and turned the hearing over to the planning director for his comments.

Planning Director William Pillsbury explained that this hearing was one of those clean up matters forwarded by the city engineer as he was going through his records and working to clean up street acceptances from completed subdivisions. It was noted that at this point the City Council has been asked to accept Peter's Lane since this roadway was previously part of the subdivision approval by the planning board. The development was constructed in accordance with the definitive plan. The bond was posted as surety. The improvements were constructed in accordance with the plan which subsequently has been reduced to a zero balance. It was noted that all the as-builts have been approved by the city engineer along with the legal description.

**Street Acceptance for Peter's Lane
9/12/12 Planning Board Meeting**

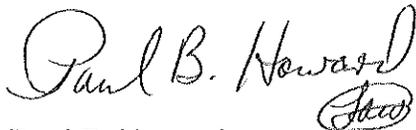
Based on the requirement of the City Code Chapter 222-1 and the recommendation of the city engineer, the planning board is forwarding a recommendation to the City Council to accept Peter's Lane as a public way. The role of the planning board is to make a recommendation to the City Council on the above cited street acceptance. The planning director advised the board members that a favorable recommendation be forwarded to the City Council on the acceptance of Peter's Lane as a public way.

MOTION

After board consideration, Member Bob Driscoll motioned to forward a favorable recommendation to the City Council. Member Timothy Connors seconded the motion. Members that voted in favor were Daniel Spurling, Timothy Connors, James Cronin, Jack Everette, Bob Driscoll, and Paul B. Howard. No members were absent. Motion passed to send a **favorable recommendation** to the City Council.

City department reports are attached to these minutes and considered part of this decision.

Signed,

A handwritten signature in cursive script that reads "Paul B. Howard". The signature is written in black ink and is positioned above the printed name and title.

Paul B. Howard
Chairman

Cc: Street Acceptance File Peter's Lane
Mayor James Fiorentini
City Council (copy)
City Clerk (original)
John Pettis III, City Engineer
William Cox, City Solicitor

Rec'd
8/8/12



Haverhill Fire Department

Fire Prevention / Investigation Unit



James J. Fiorentini
Mayor

Richard B. Borden
Fire Chief

D/C William F. Laliberty
Lieut. Richard Beaudoin
Insp. Steven Trocki

4 Summer St, Room 113
Tel: (978) 373-8460
Fax: (978) 521-4441

August 7, 2012

William Pillsbury, Planning Director
4 Summer Street, room 201
Haverhill, MA 01830

Re: **Peters Lane/ Street Acceptance**

The planning, design and construction of new buildings, renovation of existing buildings and structures to provide egress facilities, fire protection and built-in fire protection equipment shall be in accordance with 780 CMR; and any alterations, additions or changes in buildings required by the provisions of 527 CMR which in the scope of 780 CMR, 8th edition, shall be made in accordance therewith. (527 CMR 1.04(4) and 780 CMR 101.2)

Plans approved by the fire department are approved with the intent they comply in all respects to 780 CMR, 527 CMR, MGL Chapter 148 and any City of Haverhill ordinance. Any omissions or errors on the plans do not relieve the applicant of complying with applicable requirements.

I have reviewed the submitted plans for the address stated above and in the interest of public safety, have the following comments:

- No Comments or concerns at this time.

Respectfully,

William F. Laliberty
Deputy Fire Chief



Haverhill

Engineering Department, Room 214
Tel: 978-374-2335 Fax: 978-373-8475
John H. Pettis III, P.E. - City Engineer
JPettis@CityOfHaverhill.com

August 3, 2012

MEMO TO: HAVERHILL CITY COUNCIL

Subject: *Peters Lane – Street Acceptance*

Peters Lane

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Please contact me if you have any questions.

Sincerely,

John H. Pettis III, P.E.
City Engineer

C: Stankovich, Pillsbury, Cox

28-3



Document

CITY OF HAVERHILL

In Municipal Council

IT APPEARING that the common convenience and necessity require it,
It is hereby

Ordered: That the following street herein described be accepted as a Public Way:

Peters Lane

For Hearing October 9 2012

Beginning at a S.B. at the easterly sideline of North Broadway and being the southwesterly corner of Lot 12-1 of land N/F Galda;

Thence running northerly along said sideline for seventy and eighty hundredths feet (70.80') to a S.B.;

Thence turning and running along a curve to the right with an arc 46.65 feet and a radius of 30.00 feet to a S.B. with a drill hole;

Thence running two hundred fifty-eight and forty-six hundredths (258.46) feet to a S.B.;

Thence running along a curve to the right with an arc length of 27.40 feet and a radius of 30.00 feet to a S.B.;

Thence running along a curve to the left with an arc length of 298.10 feet and a radius of 60.00 feet to a S.B.;

Thence running along a curve to the left with an arc length of 27.40 feet and a radius of 30.00 feet to a S.B.;

Thence running N72°49'05"W two hundred fifty and forty-seven hundredths feet to a S.B.,

Thence running along curve to the right with an arc length of 51.00 feet and a radius of 30.00 to a S.B.;

Thence turning and running southerly for 113 feet to a S.B.;

Thence continuing southerly for 70.80 feet to the point of beginning.

Reference is made to plan entitled "Definitive Subdivision Plan of Land Peters Lane, located in Haverhill, MA dated September 22, 1999 (last revision) as done by Arnold and Associates. Plan number 2B-2274(Definitive Plan) and As-Built Plan 4B-2606 as filed in the City Engineer's Office.



JAMES J. FIORENTINI
MAYOR

CITY OF HAVERHILL
MASSACHUSETTS

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October 4, 2012

City Council President John Michitson
And Members of the Haverhill City Council

RE: Proposed parking changes

Dear Mr. President and members of the City Council:

This week, the parking commission met and recommended a number of fairly minor changes in the parking ordinance. I will be submitting those to the City Council. I apologize that we have not had the opportunity to put them in ordinance form prior to the Thursday 11 AM, early Council deadline this week. The ordinances will be ready on Friday. I would appreciate it if the Council would consider allowing me to submit those under a suspension of the rules. As the Council knows, the ordinances must stay on file for two (2) weeks.

The proposed amendments would all amend the parking map to reallocate some of the permit and multiuse spaces. Under our existing ordinance all of the spaces are mapped out. Every time we need to change the use of one of the spaces, we are required to have a parking commission meeting, submit a proposed change to the City Council and then have the proposed change sit on file for two (2) weeks.

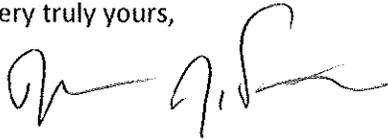
The proposed amendments would do the following:

1. We would change 10 or 15 spaces in the lot across the street from Maria's Restaurant from pay by space to multi use permit or paid by space. All of our data and anecdotal evidence indicates that that lot is now largely empty. We have received a number of requests from employees and residents to add more spaces in the area;
2. We would take approximately 16 spaces in the lower parking deck on Merrimack Street in the first row of the parking garage and convert those from multiuse to pay by space only. We would move those permit spaces to the east side of the upper deck where our utilization data shows is only about 30% used even on the busiest days. We have received a number of requests from Merrimack Street restaurants asking us to create some more customer only spaces. It was always the intention of the parking plan that the first row in the garage be customer spaces;
3. We would convert the loading zone on Washington Street to "15 min. or loading zone" in order to accommodate requests from Andino's to accommodate their delivery drivers and their customers who come for quick pizza pickup. Currently the spot is a loading zone but is largely unused.

As the Council knows, we previously submitted an ordinance allowing the parking commission to be able to reallocate permit and multiuse spaces without having to go back to the City Council. If that ordinance passes, it would not be necessary for us to go to the Council with these proposed changes. The ordinance, which comes before you on October 16th for a vote, would allow the parking commission to be able to have some more flexibility to reallocate spaces from permit, pay by space or multiuse as the need arises. All decisions concerning rates would still go to the City Council. The loading zone on Washington Street would require Council approval even if the other ordinances passed.

Our parking director, Michael Stankovich, will be before the City Council to talk about this in some more detail.

Very truly yours,

A handwritten signature in black ink, appearing to read 'James J. Fiorentini', written in a cursive style.

James J. Fiorentini, Mayor

JJF/lk

Cc: Michael Stankovich
Members of the parking commission