



City of Haverhill City Council Minutes

Tuesday, November 12, 2013 at 7:00 PM
City Council Chambers, Room 202

Present – President Scatamacchia, Councillors Hart, Michitson, Ryan , Macek, LePage, Daly O’Brien and Sullivan.

Absent – Councillor McGonagle

Acting City Clerk – Heather Budrewicz

1. Approval of Records of the Previous Meeting

The minutes of the Oct. 22 and Oct 29 meetings were approved.

2. Assignment of the minutes review for the next Meeting

Councillor Daly O’Brien was appointed to read the minutes.

3. Communications from the Mayor

Communication was received from Mayor Fiorentini to give a report on agreement reached between City of Haverhill and its public Employee Committee (PEC) regarding Health Insurance and also submitting a related Transfer Order.

MAYOR FIORENTINI STATED THAT THE EMPLOYEES AND RETIREES WILL BE KEEPING THEIR BLUE CROSS/BLUE SHIELD PLAN. HE WAS ABLE TO NEGOTIATE THIS WITH BLUE CROSS AND THE PUBLIC EMPLOYEE COMMITTEE. THERE WILL ALSO BE A MITIGATION PLAN FOR EMPLOYEES AND RETIREES. COUNCILLOR RYAN STATED THAT HE FELT HE HAD A CONFLICT OF INTEREST AND WOULD ABSTAIN FROM THE VOTE.

PLACED ON FILE

35F

ORDERED: That the sum of \$131,319.69 be appropriated into the City Health Insurance Mitigation Fund

PASSED

Yeas 7, Abstain 1, Absent 1

104

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

No Schedule

5. Appointments

Confirming Appointments:

No Schedule

Non-Confirming Appointments:

Stanley Colten was appointed to be the Mayor’s Representative on Haverhill Community Television Board of Directors. Effective immediately with appointment to expire 11/12/2014.

PLACED ON FILE

75P

Resignations:

No Schedule

6. Petitions

Petitions:

Arlan Chaffee a permit, on behalf of LocoSports, for a Jingle Bell Road Race on December 19 from 10:30 AM to 1:00 PM that will start/end in Atkinson, NH and travel through Haverhill.

GRANTED

Yeas 8, Absent 1

37M

Communication was received from the Building Inspector submitting 5 Orders to demolish buildings. There was a related communication from Mayor James Fiorentini.

PLACED ON FILE

105

ORDERED: Pursuant to Massachusetts General Law, Chapter 139, Section 1, after hearing, it is hereby adjudged that the building (s) at 2 Tyler Ave., Assessor’s Map #515, Block #298, Lot 4, in Haverhill, MA, is a nuisance to the neighborhood and is dangerous, in accordance with the authority bestowed upon us by said Chapter, it is hereby ordered that said Building (s) be demolished or repaired.

In the event the owner fails to take steps to rehabilitate or remove said building (s) within 30 days, the Mayor or his agent is authorized to proceed with demolition of said building (s) and may place a lien, suit and/or attachment on the owner or properties you own to the extent of damage incurred.

COUNCIL HEARING TO BE HELD DEC. 10, 2013

105A

November 12, 2013

ORDERED: Pursuant to Massachusetts General Law, Chapter 139, Section 1, after hearing, it is hereby adjudged that the building (s) at 36 School St., Assessor's Map #400, Block #5, Lot 4, in Haverhill, MA, is a nuisance to the neighborhood and is dangerous, in accordance with the authority bestowed upon us by said Chapter, it is hereby ordered that said Building (s) be demolished or repaired.

In the event the owner fails to take steps to rehabilitate or remove said building (s) within 30 days, the Mayor or his agent is authorized to proceed with demolition of said building (s) and may place a lien, suit and/or attachment on the owner or properties you own to the extent of damage incurred.

COUNCIL HEARING TO BE HELD DEC. 10, 2013 105B

ORDERED: Pursuant to Massachusetts General Law, Chapter 139, Section 1, after hearing, it is hereby adjudged that the building (s) at 16 Margerie St., Assessor's Map #429, Block #1, Lot 41, in Haverhill, MA, is a nuisance to the neighborhood and is dangerous, in accordance with the authority bestowed upon us by said Chapter, it is hereby ordered that said Building (s) be demolished or repaired.

In the event the owner fails to take steps to rehabilitate or remove said building (s) within 30 days, the Mayor or his agent is authorized to proceed with demolition of said building (s) and may place a lien, suit and/or attachment on the owner or properties you own to the extent of damage incurred.

COUNCIL HEARING TO BE HELD DEC. 10, 2013 105C

ORDERED: Pursuant to Massachusetts General Law, Chapter 139, Section 1, after hearing, it is hereby adjudged that the building (s) at 5 Cypress St., Assessor's Map #400, Block #2, Lot 13, in Haverhill, MA, is a nuisance to the neighborhood and is dangerous, in accordance with the authority bestowed upon us by said Chapter, it is hereby ordered that said Building (s) be demolished or repaired.

In the event the owner fails to take steps to rehabilitate or remove said building (s) within 30 days, the Mayor or his agent is authorized to proceed with demolition of said building (s) and may place a lien, suit and/or attachment on the owner or properties you own to the extent of damage incurred.

COUNCIL HEARING TO BE HELD DEC. 10, 2013 105D

ORDERED: Pursuant to Massachusetts General Law, Chapter 139, Section 1, after hearing, it is hereby adjudged that the building (s) at 18Warren St., Assessor's Map #619, Block #525, Lot 11, in Haverhill, MA, is a nuisance to the neighborhood and is dangerous, in accordance with the authority bestowed upon us by said Chapter, it is hereby ordered that said Building (s) be demolished or repaired.

In the event the owner fails to take steps to rehabilitate or remove said building (s) within 30 days, the Mayor or his agent is authorized to proceed with demolition of said building (s) and may place a lien, suit and/or attachment on the owner or properties you own to the extent of damage incurred.

COUNCIL HEARING TO BE HELD DEC. 10, 2013 105E

Applications:

Application was received from Patricia E. Boyle, 46 Newcomb St. #2, for a handicap parking sign.
REFERED TO PLANNING Yeas 8, Absent 1 29H

Annual License Renewals:

Hawker/Peddler License was received from Paul Abare to sell Christmas trees, wreaths, kissing balls, baskets and decorations at 403 River st; Nov 24 thru Dec 24, Monday – Sunday, 7:00 AM to 9:30 PM
GRANTED Yeas 8, Absent 1 28H

Hawker/Peddler License: was received from Milton Russell to sell Christmas trees and wreaths at the Elks, 24 Summer st; Dec 1 thru Dec 24, Mon – Friday, 4:00PM to 8:00PM & Sat – Sun, 9:00AM to 6:00 PM
GRANTED Yeas 8, Absent 1 28I

7. Hearings and Related Orders:

- 7.1. Document 84-A, Petition from City of Haverhill requests Hearing re: Zoning, Amend City Code Chapter 255, Table of Use and Parking Regulations to allow Medical Marijuana Dispensaries/Treatment centers to be located in our business parks only
Conditional recommendation was received from Planning Board and Conditional recommendation with modifications as requested was received from Planning Director.

THERE WAS A RELATED COMMUNICATION FROM WILLIAM PILLSBURY, JR. REQUESTING TO POSTPONE HEARING TO NOVEMBER 19, 2013 AND TO VOTE TO EXTEND EXISTING MORATORIUM TO NOVEMBER 19, 2013.
ON MOTION OF COUNCILLOR RYANTO POSTPONE HEARING TO NOV.12, 2013 AND TO EXTEND MORATORIUM TO NOV. 19, 2013 Yes 8, Absent 1 84

November 12, 2013

Document 84

MUNICIPAL ORDINANCE

CHAPTER 255

Be it Ordained by the City Council and the City of Haverhill that the Code of the City of Haverhill, Chapter 255, Zoning, Table of Use and Parking Regulations, Page 8, as amended, be and is hereby further amended as follows:

By adding the following at the end of the sub-section "OTHER COMMERCIAL" to allow Medical Marijuana Dispensary/Treatment centers to be located only in our business parks (see document for complete text)

There was a related communication from William Cox Jr, City Solicitor, submitting proposed amendments to the Zoning Ordinance and a related communication from William Pillsbury requesting to postpone the hearing to November 19, 2013 and to extend moratorium to November 19, 2013.

ON MOTION OF COUNCILLOR RYANTO POSTPONE HEARING TO NOV.12, 2013 AND TO EXTEND MORATORIUM TO NOV. 19, 2013 Yeas 8, Absent 1 84

Document 95

Petition was received from Paul Arsenault, contractor for 12-13 High st Realty Trust, requesting a Special Permit for 7 Unit Building Rehab on 12 High st ; Plat 515, Block 295, Lot 3- 7 rental units. A favorable recommendation has been received which includes department's comments and notes from Planning Board. A related communication was received from William Pillsbury submitting a conditional favorable recommendation.

HEARING WAS NOT OPENED. PAUL ARSENAULT WAS IN ATTENDANCE COUNCILLORS EXPRESSED CONCERN ABOUT SUBMITTED PLANS.

ON MOTION OF COUNCILLOR MACEK TO POSTPONE TO DEC. 3, 2013 Yeas 8, Absent 1 95

8. Motions and Orders

MUNICIPAL ORDINANCE

CHAPTER 240

An ordinance related to Parking

Add Handicap Parking Space, 25 Currier av (see document for complete text)

PLACED ON FILE for at least 10 days 32F

9. Unfinished Business of preceding Meetings

SALARY ORDINANCE & MEMORANDUM OF AGREEMENT FOR WATER DEPARTMENT GROUP (SEE DOCUMENT FOR COMPLETE TEXT)

PASSED Yeas 8, Absent 1 82E

SALARY ORDINANCE & MEMORANDUM OF AGREEMENT FOR WATER PURIFICATION GROUP (SEE DOCUMENT FOR COMPLETE TEXT)

PASSED Yeas 8, Absent 1 82F

Document 102-G,

Communication from Councilor Michitson requesting to discuss public safety and related issues in Mount Washington neighborhood

POSTPONED TO NOVEMBER 19, 2013 102G

10. Communications and Reports from City Officers and Employees

Monthly Reports:

Abatement Report was received from Board of Assessors for month of October 2013

PLACED ON FILE 19K

Communications from Councillors:

Communication was received from Councillor Sullivan requesting a discussion regarding the declining conditions of the Fire Department's eight fire pumpers

POSTPONED TO NOVEMBER 19, 2013 102G

Communication from Councilor Michitson requesting to introduce Michael Dello Iacono to speak regarding excessive noise on Washington st, particularly due to motorcycles with intentionally loud aftermarket exhaust systems

POSTPONED TO NOVEMBER 19, 2013 102L

Communication was received from Councilor Michitson requesting to introduce 2014 Study Issues Priority List in advance of Fiscal Year 2015 budget

POSTPONED TO NOVEMBER 19, 2013 102M

Communication was received from Councilor Michitson requesting to introduce Tyler Kimball to address Council on providing cell phones to police officers to interact with kids

POSTPONED TO NOVEMBER 19, 2013 102N

November 12, 2013

Communication was received from Councillor Hart requesting a discussion regarding removal of a handicap parking space at 41 Hancock st as it is no longer needed

REFERRED TO PLANNING

Yeas 8, Absent 1

1020

Communications from City Employees:

Communication was received from Stephen C Gullo, Tax Assessor; setting Tax Classification Hearing for Fiscal Year 2014 for Tuesday, November 19, 2013, at 7:00 PM in City Council Chambers, Room 202

Hearing November 19th

HEARING TO BE HELD NOV. 19, 2013

106

11. Resolutions and Proclamations

No Schedule

12. Council Committee Reports and Announcements

Council Committee Reports:

No Schedule

Meeting adjourned at 7:36 o'clock P.M.

Yeas 8, Absent 1

Attest: *Heather Budrewicz*
Acting City Clerk