



City of Haverhill  
City Council Minutes

Tuesday, November 19, 2013 at 7:00 PM  
City Council Chambers, Room 202

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

Acting City Clerk – Heather Budrewicz

1. Approval of Records of the Previous Meeting

The minutes were approved.

2. Assignment of the minutes review for the next Meeting

Councillor Sullivan was appointed to read the minutes.

3. Communications from the Mayor

No Schedule

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

No Schedule

5. Appointments

Confirming Appointments:

Linda Koutoulas as City Clerk, effective Jan 1, 2014.

MAYOR FIORENTINI INTRODUCED LINDA KOUTOULAS AS THE NEW CITY CLERK

CONFIRMED

Yeas 9, Nays 0

75Q

Karen Buckley to the Planning Board, effective immediately and expires Nov 19, 2019.

CONFIRMED

Yeas 9, Nays 0

75R

Non-Confirming Appointments:

Janice Young to the Mayor's Task Force on Technology, effective immediately.

PLACED ON FILE

75S

Veterans Memorial Skating Rink Advisory Committee, Matthew Gray & Donald Wilson, effective immediately.

PLACED ON FILE

75T

Resignations:

No Schedule

6. Petitions

Petitions:

Joint Petition was received from Verizon New England Inc. and Massachusetts Electric Company of North Andover requesting permission for Joint Pole Location on West Lowell av, Plan #743

HEARING TO BE HELD DEC. 10, 2013

107

Petition was received from Sven Amirian, President of Greater Haverhill Chamber of Commerce, requesting to address Council to present this year's annual Downtown Christmas Stroll which will take place Saturday, December 7th, from 5:00PM to 8:00PM on Merrimack st, Washington Square, Washington st, Columbus Park and Wingate st and also has several event related requests

ON MOTION OF COUNCILLOR HART TO GRANT REQUESTS WITHIN COUNCIL'S JURISDICTION

Yeas 9, Nays 0

108

Applications:

Application for new Handicap Parking Sign from Donna Corthell at 60 Franklin st

REFERRD TO PLANNING

Yeas 9, Nays 0

29I

Application was received from Chairman Roland Plourde for V.F.W. Post 29 Santa Parade Committee requesting permission for 49th Annual Santa Parade to be held Sunday, November 24th, at 1:00PM from the C.D. Hunking School in Bradford to V.F.W. Post 29 Headquarters at 64 Kenoza av; the rain date is Saturday, November 30th, at 10:30 AM

COUNCILLOR SULLIVAN SPOKE ABOUT THE EVENT AS MR. PLOURDE WAS BUSY WITH PREPARATIONS.

GRANTED

Yeas 9, Nays 0

109

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Annual License Renewals:

Buy & Sell 2nd Hand Articles: Christine McIntosh, Old Friends & Collectibles, 18 Emerson st,  
GRANTED Yeas 9, Nays 0 64Q

7. Hearings and Related Orders:

ON MOTION OF COUNCILLOR HART TO SUSPEND THE RULES TO CONSIDER THE TAX  
LEVY QUESTION.\* Yeas 9, Nays 0 104B

ORDER: That the following Fiscal Year 2014 appropriations be decreased in order to reduce the tax rate:  
Capital Projects - \$100,000; Budget Reserve - \$50,000

ON MOTION OF COUNCILLOR HART TO APPROVE ORDER SUBMITTED BY THE MAYOR.  
ON MOTION OF COUNCILLOR MICHITSON TO AMEND THE ORDER TO HAVE \$100,000 COME  
FROM ANOTHER LINE ITEM RATHER THAN CAPITAL & MAINTENANCE PROJECTS  
FAILED DUE TO NO SECOND

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

Yeas,-Councillors Hart, Ryan, McGonagle, Macek, LePage, Daly O'Brien, Sullivan and  
President Scatamacchia, 8  
Nays, - Councillor Michitson 1

PASSED 104B

Hearing was held on Document 106, a communication from Stephen Gullo, Tax Assessor for Board of  
Assessors for Fiscal Year 2014. Speaking to the issue was Stephen Gullo, Mayor Fiorentini and Sven Amirian.  
HEARING CLOSED 106

ORDERED: That the residential factor for fiscal year 2014 be adopted as:

ON MOTION OF COUNCILLOR HART TO ADOPT NUMBER .896740 .

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

Yeas,-Councillors Hart, Michitson, McGonagle, Macek, LePage, Daly O'Brien, Sullivan and  
President Scatamacchia, 8  
Nays, - Councillor Ryan 1

PASSED 106B

On motion of Councillor Ryan to amend residential factor as .894761  
FAILED DUE TO NO SECOND

ORDERED: That the City shall adopt a commercial exemption

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

Yeas,- Councillor Ryan 1  
Nays, - Councillors Hart, Michitson, McGonagle, Macek, LePage, Daly O'Brien, Sullivan and  
President Scatamacchia 8

NOT PASSED 106C

ORDERED: That the City shall adopt a residential exemption

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

Yeas,- Councillor Ryan 1  
Nays, - Councillors Hart, Michitson, McGonagle, Macek, LePage, Daly O'Brien, Sullivan and  
President Scatamacchia 8

NOT PASSED 106D

ORDERED: That the City shall select an open space discount factor

NOT PASSED Yeas 0, Nays 9 106E

ORDERED: That the City Council of the City of Haverhill hereby accepts the provisions of the Massachusetts  
General Laws, Chapter 59, Section 5, Clauses 17E and 41D with respect to Permanent acceptance of the annual  
C.P.I. index increase to the tax exemptions for the elderly.

NOT PASSED Yeas 0, Nays 9 106F

ORDERED: That the City Council accepts 100% of C.P.I. (Consumer Price Index) increase reported by the  
State for F.Y. 2014 Exemptions. The 2014 C.P.I. amount is 1.64%

PASSED Yeas 9, Nays 0 106G

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, A Conditional recommendation was received from Planning Board  
and Conditional recommendation with modifications as requested; from Planning Director

November 19, 2013

There was a related communication from Elizabeth Rogers submitting signed petition against allowing a medical marijuana facility in Ward Hill Industrial Park

HEARING OPENING. WILLIAM PILLSBURY, VALERIA ROMANO, ATTORNEY, SPOKE IN FAVOR AS A CLIENT IS LOOKING TO SITE IN HAVERHILL. THOSE OPPOSED WERE MICHAEL STROTH, PATRICK MURPHY AND JOHN CUNEO.  
HEARING CLOSED 84A

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

ON MOTION OF COUNCILLOR DALY O'BRIEN TO EXTEND MORATORIUM TO FEB. 25, 2014	Yeas 9, Nays 0	84
ON MOTION OF COUNCILLOR DALY O'BRIEN TO REFER TO PLANNING & DEVELOPMENT COMMITTEE	Yeas 9, Nays 0	84
ON MOTION OF COUNCILLOR MACEK TO CONTINUE TO FEB. 25, 2014	Yeas 9, Nays 0	84

8. Motions and Orders

ORDERED: That the Mayor be and is hereby authorized to enter into and execute the "Declaration of Ownership" on behalf of City of Haverhill relative to the ownership of the East Parish Meeting House, 150 Middle Road, for the benefit of the East Parish House Meeting Society so that they may receive funding for repair, restoration, maintenance and opening of said East Parish Meeting House for the education and enjoyment of the community. Said Declaration of Ownership is attached hereto and incorporated herein. (see document for complete text)

PASSED Yeas 9, Nays 0 42F

Ordinances (File 10 Days)

MUNICIPAL ORDINANCE

CHAPTER 240

An Ordinance Relating to Parking

(41 Hancock Street – Delete Handicap Parking) (see document for complete text)

PLACED ON FILE for at least 10 days 32G

MUNICIPAL ORDINANCE

CHAPTER 240

An Ordinance Relating to Parking

(46 Newcomb Street- Establish One Handicap Parking Space)

(see document for complete text)

PLACED ON FILE for at least 10 days 32H

9. Unfinished Business of preceding Meetings

Document 102-G

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

COUNCILLOR MICHITSON INTRODUCED CHIEF DENARO TO SPEAK ABOUT A NEW GRANT. CHIEF DENARO STATED THAT THE DEPARTMENT RECEIVED A \$468,000 GRANT TO PAY FOR 50 WEEKS OF OVERTIME. HE IDENTIFIED A NUMBER OF INITIATIVES THE DEPARTMENT WILL BE UNDERTAKING. THE CHIEF ALSO PRESENTED COUNCILLOR HART WITH A PLAQUE FOR HIS TEN YEARS OF SERVICE ON THE COUNCIL. 102G

Document 102-K

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

CHIEF DENARO ASKED TO HAVE THIS ITEM POSTPONED TO DEC. 10. BECAUSE AN EVALUATION IS BEING DONE BY AN OUTSIDE FIRM.

POSTPONED TO DECEMBER 10, 2013 102K

November 19, 2013

Document 102-L

Communication was received from Councillor 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.

CHIEF DENARO EXPLAINED THAT AN OFFICER HAS TO WITNESS THIS PROBLEM WITH A NOISE METER. IF AN EXHAUST SYSTEM HAS BEEN MODIFIED, THEN A TICKET CAN BE ISSUED.

PLACED ON FILE 102L

Document 102-M, Communication was received from Councillor Michitson requesting to introduce

2014 Study Issues Priority List in advance of Fiscal Year 2015 budget

PLACED ON FILE 102M

Document 102-N

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

CHIEF DENARO RESPONDED TO MR. KIMBALL'S INTEREST IN PROVIDING CELL PHONES TO OFFICERS TO INTERACT WITH KIDS STATING THAT HE WAS NOT IN FAVOR WITH THE SUGGESTION AND THAT PROGRAMS ARE OFFERED IN THE PUBLIC SCHOOLS AND DURING THE SUMMER TO ACQUAINT STUDENTS WITH OFFICERS.

PLACED ON FILE 102N

10. Communications and Reports from City Officers and Employees

Monthly Reports:

No Schedule

Communications from Councillors:

Communication was received from Councillor Daly O'Brien requesting a discussion about a Home Rule Petition on behalf of Scott Marchand.

SCOTT MARCHAND INTRODUCED HIMSELF.

PLACED ON FILE 102P

ORDERED: That the following Home Rule Petition Be Adopted by the City Council and forwarded to the General Court

An Act Authorizing the Appointment of Scott Marchand as a Firefighter in Haverhill Notwithstanding the Maximum Age Requirement (see document for complete text)

ADOPTED Yeas 9, Nays 0 23D

Communication was received from Councillor Michitson wishing to introduce Patricia Gleason, representing the Haverhill Community Violence Prevention Coalition, to invite the community to "Annual Celebration of Peace.

COLLEEN MCKENNA STATED THAT THE CELEBRATION OF PEACE WILL BE HELD ON DEC.2, 5:30-7:00PM AT SOMEBODY CARES OUTREACH CENTER ON WASHINGTON ST.

PLACED ON FILE 102Q

Communications from City Employees:

No Schedule

11. Resolutions and Proclamations

P R O C L A M A T I O N

Honoring the Life and Legacy of President John F Kennedy; Friday, November 22, 2013

(see document for complete text)

ADOPTED Yeas 9, Nays 0 24O

P R O C L A M A T I O N

Lebanese Independence Day; Friday, November 22, 2013

(see document for complete text)

ADOPTED Yeas 9, Nays 0 24P

12. Council Committee Reports and Announcements

PRESIDENT SCATAMACCHIA ANNOUNCED THERE WILL BE A PLANNING & DEVELOPMENT COMMITTEE MEETING ON NOV. 25 TO REVIEW WATERFRONT ZONING DISTRICT

Council Committee Reports:

No Schedule

November 19, 2013

Meeting adjourned at 11:15 o'clock P.M.

Yeas 9, Nays 0

\*Suspension – Doc. 104-B, Order submitted by Mayor Fiorentini.

Attest: Heather Budrewicz  
Acting City Clerk