



City of Haverhill  
City Council Minutes

Tuesday, December 16, 2014, at 7:00 PM  
City Council Chambers, Room 202

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Present – President Michitson, Councillors Scatamacchia, Barrett, Macek, Ryan, Sullivan, Daly O’Brien, McGonagle and LePage.  
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 Ryan was assigned the minutes.

3. Communications from the Mayor

4. Communications and Reports from City Officers and Employees

No Schedule

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

Hearing was held on Document 118, a petition from National Grid to requesting permission to construct underground electric conduits at Merrimack st and West st; Plan #13397798. With Joe Antolli from National Grid appearing in favor and no one in opposition the hearing was closed. 118

ORDERED: Order granting permission to National Grid to construct electric conduit location on Merrimack and West st (see document for complete text)

GRANTED Yeas 8 Absent 1 (Ryan) 118B

6. Appointments

Confirming Appointments

No Schedule

Non-confirming Appointments

Smiley & Cogswell Properties Review Committee

Councillor Macek, Bill Pillsbury & Orlando Pacheco

PLACED ON FILE 106N

Andrew Cossar to the Bike Committee

PLACED ON FILE 106O

Resignations:

No Schedule

Petitions:

Petition was received from Mario Nehme requesting to operate a Used Car Dealership at 117 Winter st; with 22 spaces for car sales, 3 service spaces, 2 customer spaces & 2 for employees  
COUNCIL HEARING January 13, 2015 132

Applications for Handicap Parking Signs:

Elba Baez, 120 Primrose st

REFERRED TO PLANNING

Yeas 9, Nays 0

12T

Cynthia A Catlin, 94 River St; Unit 2

REFERRED TO PLANNING

Yeas 9, Nays 0

12U

Applications:

One Day Liquor Licenses

No Schedule

Applications for Permit

No Schedule

Tag Days

No Schedule

Annual License Renewals

Pool Table

Coin-ops

Sunday License

No Schedule

Hawker/Peddler:

No Schedule

Hawker or Peddler Engaged in Door to Door Sales

No Schedule

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Drainlayer 2014 License  
No Schedule

7. Hearings and Related Orders

Document 102

Petition was received for Special Permit from Attorney William Faraci for Kerri Fronduto, Trustee of 13 High st Realty Trust, for a Repetitive Petition for property at 13 High st; and a vacant lot across the street; consisting of 6 residential units & 9 parking spaces on the vacant lot. HEARING OPENED. ATTORNEY FARACI STATED THAT THE BUILDER HAD PASSED AWAY AND THAT MR. ARSENAULT WAS INVOLVED AGAIN. HE WAS UNDER THE ASSUMPTION THAT THERE WOULD NOT BE A FULL COUNCIL AND ASKED FOR THE HEARING TO BE CONTINUED SO THAT HE COULD PRESENT MORE FORMAL PLANS.\* ON MOTION OF COUNCILLOR MACEK TO LEAVE THE HEARING OPEN AND CONTINUE TO JANUARY 13, 2015

Yeas 8, Abstain 1 (Ryan)

102

8. Motions and Orders

No Schedule

Ordinances (File 10 Days)

No Schedule

9. Unfinished Business of preceding Meeting

Document 84-B

ORDER OF TAKING– Taking of Easement – Rear of 56-66 Merrimack st; to facilitate construction of the new access roadway into the Harbor Place project (see document for complete text)  
SOLICITOR COX ADVISED THE COUNCIL TO UPHOLD THE MAYOR’S VETO AND SUBSTITUTE A NEW ORDER OF TAKING  
ON MOTION OF COUNCILLOR MCGONAGLE TO SUSTAIN VETO  
MAYOR’S VETO SUSTAINED

Yeas 9, Nays 0

84B

Document 84-B1;

*New* ORDER OF TAKING – Taking of Easement – Rear of 56-66 Merrimack st; to facilitate construction of the new access roadway into the Harbor Place project (see document for complete text)  
ON MOTION OF COUNCILLOR RYAN TO SUBSTITUTE THE REVISED ORDER OF TAKING  
PASSED

Yeas 9, Nays 0

84B1

Document 84-BB; Order - Award of Damages regarding Easement, 56-66 Merrimack st  
ORDERED: Award of Damages, That the City Council of the City of Haverhill hereby: Take such action as is necessary to acquire, by eminent domain, permanent and temporary easements for access, installation and construction of utilities, pilings and other improvements in, on and under certain portions of the parcel of land known as numbered 56-66 Merrimack Street, Haverhill, Essex County, Massachusetts and more particularly described in a deed filed with the Land Court Division of the Essex South District Registry of Deeds, Document No. 479416 on Certificate of Title No. 80584, which portions are shown as the “Access & Utility Easement, A=2033 S.F. +/-” and “Piling Easement, A=169 S.F. +/- on a plan entitled: “Easement Plan Located IN Haverhill, Mass. Prepared for the City of Haverhill”, dated June 18, 2014, prepared by Christiansen & Sergi, Inc., and to accomplish the foregoing, execute the Order of Taking presented to us this day by counsel, and further award \$10,000 as damages for such taking to the owner of the land affected by said taking (see document for complete text)

SOLICITOR COX ADVISED THE COUNCIL TO OVERRIDE THE MAYOR’S VETO  
ON MOTION OF COUNCILLOR MACEK TO OVERRIDE THE MAYOR’S VETO  
MAYOR’S VETO VOTED TO OVERRIDE

Yeas 9, Nays 0

84BB

Document 84-BBB; Appraisal Report of Proposed Access, Utility & Piling Easement, 56-66 Merrimack st  
(see document for complete text)

SOLICITOR COX STATED THAT WHEN THE COUNCIL VOTED ON THE AWARD OF DAMAGES PREVIOUSLY THE APPRAISAL WAS NOT INCLUDED  
PLACED ON FILE

84BBB

Document 129-D

Communication was received from Councillor Daly O’Brien requesting a discussion regarding street parking on the corner of Locust & Essex st.

COUNCILLOR DALY O’BRIEN STATED THAT THIS ISSUE WOULD BE COVERED IN THE MINUTES OF THE TRAFFIC & SAFETY COMMITTEE REPORT TO BE PRESENTED BY COUNCILLOR MCGONAGLE.

PLACED ON FILE

129D

December 16, 2014

10. MONTHLY REPORTS

No Schedule

11. Communications from Councillors

Communication was received from Councillor Barrett requesting a discussion regarding notification to MVRTA and elderly housing complexes when streets are closed due to City events. COUNCILLOR BARRETT DESCRIBED AN INCIDENT THAT HAPPENDED ON DEC. 6<sup>TH</sup> STATING THAT THE STREETS IN THE DOWNTOWN AREA WERE CLOSED DUE TO CHILLFEST. AN ELDERLY WOMAN FROM PHOENIX ROW WAS ASKED TO GET OFF THE BUS AT A LOCATION THAT SHE WAS NOT FAMILIAR WITH AND REFUSED. LETTER TO MVRTA

129F

Communication was received from Councillor McGonagle requesting a discussion about asking the Mayor to lift the hiring freeze for the Haverhill Police Department. MAYOR FIORENTINI STATED THAT THERE IS NO HIRING FREEZE IN THE HAVERHILL POLICE DEPARTMENT AND STATED THAT THE CHIEF WILL ATTEND THE DEC. 30<sup>TH</sup> COUNCIL MEETING TO GIVE AN UPDATE ON HEROIN TASK FORCE MEETINGS CONTINUED TO DECEMBER 30, 2014

129G

Resolutions and Proclamations

No Schedule

12. Council Committee Reports and Announcements

Council Committee Reports

Councillor McGonagle presented the recommendations of the Traffic & Safety Committee meeting held on December 9 pertaining to items 1,2, 3,5,6,7, and 9. LETTER TO MAYOR ABOUT PURCHASING SPEED CONTROL SIGNS ACCEPTED AND PLACED ON FILE

39N

Meeting adjourned at 7:42 o'clock P.M.

Yeas 9, Nays 0

\*Doc. 102 – Handout from Attorney Faraci – proposed floor plans

Attest: Linda Koutoulas  
City Clerk