



City of Haverhill  
City Council Minutes

Tuesday, January 10, 2017 at 7:00 PM  
City Council Chambers, Room 202  
4 Summer Street

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. Yeas 9, Nays 0
2. Assignment of the minutes review for the next Meeting  
Councillor Vargas was appointed to read the minutes.

ON MOTION OF COUNCILLOR MCGONAGLE TO SUSPEND THE RULES TO HAVE MAYOR  
FIORENTINI GIVE AN UPDATE ON YESTERDAY’S (JAN 9) FRANKLIN STREET INCIDENT.  
RULES SUSPENDED Yeas 9, Nays 0

Mayor Fiorentini introduced Chief DeNaro to give an update. Chief DeNaro stated there was an active situation at 71 Franklin Street, starting at 2:31 on Monday. A 37 year old man with a gun was barricaded in an ex-girlfriend’s home in the basement. The only access was thru a bulkhead so he was contained. The area was closed off. The state police assisted. Officer Fogarty was involved as a negotiator. No one was harmed. The suspect surrendered without incident four hours later. He was taken into custody. Chief DeNaro praised the efforts of all involved.

3. Communications from the Mayor:

Communication from Mayor Fiorentini requesting to allow Orlando Pacheco, Purchasing Director & Energy Manager for the City of Haverhill to update the Council on improvements being made at City Hall.

MR. PACHECO’S OVERVIEW INCLUDED THE SOLAR PROJECT ON THE ROOF WHICH IS COMPLETED, LED LIGHTING RETROFIT FOR ENTIRE BUILDING, AIR CONDITIONING UNIT INSTALLED IN TED PELOSI CHAMBER, CARPETS CLEANED TWICE A YEAR, UPPER ROOF SHORED UP AND SELECTIVELY REPOINTING PARTS OF BUILDING WHERE THERE ARE CRACKS IN BRICKS, EVES PAINTED.

PLACED ON FILE 11

Communication from Mayor Fiorentini submitting Memorandum of Agreement between the City of Haverhill and Local #1011-IAFF (Fire Department Group) and Salary Ordinance (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 9, Nays 0 12

MUNICIPAL ORDINANCE CHAPTER  
AN ORDINANCE RELATING TO SALARIES FIRE SAFETY SERVICES

(see document for complete text)

PLACED ON FILE FOR at least 10 days Yeas 9, Nays 0 13

4. Communications and Reports from City Officers and Employees

Communication from William Pillsbury, Economic Development & Planning Director; requesting approval to submit key documents related to redevelopment of the market rate/mixed use project at 24 Essex st

PLACED ON FILE Yeas 9, Nays 0 14

RESOLUTION

Be it Resolved that the City Council of the City of Haverhill:

(a) Adopts and authorizes Mayor to approve & execute a TIF Agreement (copy attached as Exhibit A) pursuant to Massachusetts General Laws HDIP Program between and the City of Haverhill on the basis of the purchase of the 24 Essex Street parcel, Haverhill parcel ID 301-53-17; and

(b) Authorizes the Mayor or his designee to take such other and further actions as may be necessary or appropriate to carry out the purposes of this resolution, or take any other action relative thereto.

ADOPTED Yeas 8, Nays 0, Abstain 1 (Bevilacqua) 14B

Communication from William Pillsbury, Economic Development & Planning Director, requesting Hearing to amend Zoning Ordinance – Waterfront zone subzone H Railroad Avenue South Side (a portion of) - - - zone line adjustment and submitting related Ordinance

COUNCIL HEARING JAN 31 2017 Yeas 9, Nays 0 15

MUNICIPAL ORDINANCE CHAPTER 255

An Ordinance Relating to Zoning Map

Be it ordained by the City Council of the City of Haverhill that Chapter 255, being and is further amended as follows:

Chapter 255 Zoning Ordinance map: The zoning map is further amended to reflect the zone line to be deleted and the zone line to be added as shown on the attached plan

PLACED ON FILE for at least 10 days Yeas 9, Nays 0 15B

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

No Schedule

**6. Appointments:**

No Schedule

Confirming Appointments:

No Schedule

Non-confirming Appointments:

Cable TV Advisory Committee - Jonathan Campbell - 112 Farrwood dr (and Mayor is directing Haverhill TV Advisory Committee to also consider matters related to expanding broadband coverage in Haverhill)

PLACED ON FILE Yeas 9, Nays 0 2C

**7. Petitions**

**8. Applications/Handicap Parking Signs:**

Amber Vine – *new*, 53 Bellevue av; has Police Dept approval

REFERRED TO PLANNING Yeas 9, Nays 0 3C

**9. One Day Liquor Licenses:**

No Schedule

**10. Applications for Permit**

Dave LaBrode for Frozen Shamrock 3 Mile road Race, at Maria’s Family Restaurant; 81 Essex st; Sunday, February 26 AT 11:0AM; has Police Dept approval with comments

GRANTED Yeas 9, Nays 0 16

**11. Tag Days**

No Schedule

**12. Annual License Renewals:**

No Schedule

**13. Drainlayer 2017 License – Renewals**

No Schedule

**14. Hearings & Related Orders:**

No Schedule

**15. New Business/Orders:**

ORDERED: That in accordance with General Laws, Chapter 44, Section 64, authorize the payment bill(s) of the previous years and to further authorize the payment from current year departmental appropriations as listed below:

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
AECOM Technical Services Inc	731.63	Wastewater
PASSED	Yeas 9, Nays 0	17

**16. Ordinances (File 10 days):**

MUNICIPAL ORDINANCE CHAPTER 240  
 AN ORDINANCE RELATING TO PARKING  
 10 DEXTER STREET – ESTABLISH HANDICAPPED PARKING  
 (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 9, Nays 0 9-B

MUNICIPAL ORDINANCE CHAPTER 240  
 AN ORDINANCE RELATING TO PARKING  
 11 17<sup>TH</sup> AVENUE – ESTABLISH HANDICAPPED PARKING  
 (see document for complete text)

PLACED ON FILE for at least 10 days Yeas 9, Nays 0 9-C

**17. Unfinished Business:**

Document 10-D; Communication from Councillor LePage requesting to introduce Vincent Kissel to speak regarding traffic concerns at Route 108/110.

MR. KISSEL EXPRESSED HIS APPRECIATION TO THE COUNCIL FOR MOVING THE RTE 108/110 PROJECT FORWARD. WORK IS BEING DONE TO IMPROVE TRAFFIC SAFETY.

PLACED ON FILE 10D

**18. Monthly Reports**

**19. Communication from Councillors**

Communication was received from President Michitson requesting to introduce Richard Smyth to announce “Developing Good Greens Jobs!” seminar to be held Thursday, January 19th at Haverhill Public Library, Johnson Auditorium, 6:30 – 8:30 PM

MR. SMYTH SPOKE ABOUT THE 3 GUEST SPEAKERS AT THE EVENT AND ENCOURAGED THE COMMUNITY TO ATTEND THE EVENT.

PLACED ON FILE 10I

January 10, 2017

Communication was received from Councillor Macek requesting to propose a new Council Rule that would allow for Expanded Public Participation at future City Council meetings.

COUNCILLOR MACEK MADE A STATEMENT ABOUT HOW AND WHY THE PROPOSAL WAS DRAFTED.

ON MOTION OF COUNCILLOR MACEK TO INTRODUCE THE PROPOSED ADDITION TO COUNCIL RULES:

Any Haverhill resident, organization or taxpayer may request, in writing, to speak to the City Council at the next regularly scheduled meeting by filing a completed request form with the City Clerk's Office. Request forms may be obtained at the City Clerk's Office or downloaded from the City of Haverhill official website. Requests to speak must be about a matter or concern that is related to issues that are within the Council's jurisdiction, and the written request to speak must contain details of the intended topic of discussion, and be specific enough to comply, in the opinion of the Council's presiding officer, with the Massachusetts Open Meeting Law.

Any request form filed with the City Clerk's office that appears to be complete will then be forwarded to the City Council's presiding officer in order to seek approval to place the request item on the next regular meeting agenda. In the event that a request to speak form is incomplete, vague or lacking, in the opinion of the Council's presiding officer, and requires additional time to obtain enough detail so that the item when placed on an agenda will adequately inform the general public as to the specific topic to be discussed and thereby complying with the Massachusetts Open Meeting Law, such delay may cause the request to be held until such time that sufficient additional information is added to the request. The responsibility to provide sufficient detail on the request forms and thereby prevent any delay in filing shall be the sole responsibility of the requesting party. The person making the request shall be allowed up to three (3) minutes to speak, which time may be expanded or limited at the discretion of the presiding officer.

THERE WAS A DISCUSSION ABOUT PUBLIC PARTICIPATION VS. OPEN MIC AND COUNCILLOR MACEK ASKED FOR A VOTE RATHER THAN REFERRING IT TO THE ADMINISTRATION AND FINANCE COMMITTEE MEETING SCHEDULED FOR JAN 11.

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

Yeas,-Councillors Barrett, Vargas, McGonagle, LePage, Daly O'Brien, Macek, President Michitson 7

Nays,-Councillors Bevilacqua and Sullivan 2

PASSED

10J

COUNCILLOR DALY O'BRIEN LEFT CHAMBERS

Communication was received from Councillor Bevilacqua requesting to introduce request of David O'Brien for parking Ordinance to prohibit parking in front of 36 Golden st which has been reviewed by the Planning Director.

REFERRED TO PLANNING

Yeas 8, Nays 0, Absent 1

10K

Communication was received from Councillor Bevilacqua requesting to discuss recognition of audience to speak at Council meetings on posted agenda items.

COUNCILLOR BEVILACQUA FELT THAT IF A PERSON'S HAND IS RAISED, S/HE SHOULD BE RECOGNIZED TO SPEAK. PRESIDENT MICHITSON CLARIFIED THAT A ROLL CALL (VOTE) WAS IN PROGRESS.

PLACED ON FILE

10L

Communication from Councillor Bevilacqua requesting to introduce Ron MacLeod to discuss traffic & safety within the North Avenue neighborhood with respect to the Municipal Modernization Act. MR. MACLEOD STATED THAT HE HAD BEEN BEFORE THE COUNCIL ON NUMEROUS OCCASIONS VOICING CONCERNS ABOUT TRAFFIC ON NORTH AVE. AND NO ACTIONS HAVE BEEN TAKEN. JOHN PETTIS, CITY ENGINEER, SPOKE ABOUT TRAFFIC IMPROVEMENT PLAN (TIP) PROJECT IN THE PIPELINE FOR ALL OF NORTH AVE. THIS WOULD INCLUDE TRAFFIC CALMING, INTERSECTION IMPROVEMENTS. IN THE SHORT TERM, THEY ARE LOOKING AT STRIPING THE SIDES OF THE ROAD AND DECLARING HEAVY TRUCK EXCLUSION FOR NORTH AVE. HE IS WORKING WITH PLAISTOW FOR THE EXCLUSION. MASS HIGHWAY IS TRYING TO REWORK THE MUNICIPAL MODERNIZATION ACT BECAUSE IT IS AN OPT IN BILL. IT APPLIES TO THICKLY SETTLED AREAS SUCH AS BOSTON. SPEED STUDY WAS ALREADY DONE FOR NORTH AVE. THAT'S HOW THE SPEED LIMITS WERE DETERMINED.

PLACED ON FILE

10M

## 20. Council Committee Reports and Announcements

Councillor LePage announced the Administration & Finance Committee meeting scheduled for Jan. 11, 2017 at 7:00PM, in the Council office. Items to be discussed are Waiver of Fee or Charge and Rules and Regulations of the City Council.

Meeting adjourned at 9:42 o'clock P.M.

Yeas 8, Nays 0, Absent 1

Attest: Linda Koutoulas  
City Clerk

\*Doc.10- J- Handout from Councillor Macek – Public Participation Proposed Addition to Council Rules