



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, May 23, 2023 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

Present – President Jordan, Councilors Barrett, Bevilacqua, Sullivan, Michitson, Lewandowski, McGonagle, Rogers, and Toohey
Assistant City Clerk – Rose M. Leonard-Flynn
City Clerk – Kaitlin M. Wright

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES OF PRIOR MEETING

Motion by Councilor Rogers to approve May 9th minutes, second Councilor McGonagle
PASSED All in Favor

Motion by Councilor Toohey to approve May 16th minutes, second Councilor Bevilacqua
PASSED All in Favor

Motion by Councilor Barrett to approve May 17th minutes, second Councilor Bevilacqua
PASSED All in Favor

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Councilor Bevilacqua assigned the minutes.

5. COMMUNICATIONS FROM THE MAYOR:

5.1. Mayor Fiorentini submits Orders concerning Appropriations for the Fiscal Year
Beginning July 1, 2023: 55

5.1.1. Order – City Council in accordance with the City Ordinance Chapter 83,
set the annual budget for the following revolving funds:

Recreation and Youth Activities	\$175,000
Veteran's Memorial Skating Rink	456,000
Citizens Center Rental	25,000
Council on Aging Activities	50,000
Wood School Daycare	100,000
Municipal Open Space Management	100,000

Motion by Councilor Bevilacqua, second Councilor Toohey
PASSED Yeas 9, Nays 0 55-B

5.1.2. Order – City Council vote to transfer \$732,304, in accordance with MGL
c.44s.63, Sale of Real Estate Proceeds other than by tax-title, to the capital
projects account to fund the following fiscal 2024 capital projects:



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Highway: Facilities & Other Improvements

Park Barn Rehabilitation	\$15,000
Infrastructure- Parking Lots-Washington st/Wingate st	50,000
Replace bricks in downtown sidewalks	10,000
Winter & White sts Sidewalk repair	250,000
Lan & Land Improvement-Shade trees for Parks	25,000

Highway Total: **\$350,000**

Inspections: Equipment – Cell phones & I-Pads 20,000

Inspections Total: **\$ 20,000**

IT: Equipment-Data transformation-IT \$63,880

Microsoft Tenant Consolidation-IT 83,564

Hardware Based Multi-Factor 30,820

Authentication – IT

GIS Rework-IT 104,200

Wifi Overhaul – IT 31,120

Computer Software – Active Directory Overhaul-IT \$48,720

IT Total: 362,304

Grand Total: **\$732,304**

***Motion by Councilor McGonagle to postpone for two weeks, second Councilor Lewandowski
PASSED Postponed for 2 weeks Yeas 8, Nays 1 (Sullivan) 55-C*

***Council Vice President asked for clarification if tonight is to vote to receive order itself.*

President Jordan stated vote is to receive order and postpone vote for two weeks.

Councilor Toohey asked for clarification on \$732,304, since number does not match capital improvements of \$780K discussed May 22nd at Budget hearings.

Chief of Staff Lindberg stated she spoke with Angel Perkins who said this is part of the larger budget picture down the road and not sure why she needed it on the Council meeting tonight.

Councilor Toohey asked again if it is the same account as discussed last night.

Chief of Staff stated she did not know.

Councilor Rogers asked if it is part of next year's budget and why we are voting this evening.

Chief of Staff stated she did not know but Angel Perkins will be at the budget meeting.

Councilor Sullivan stated he believes this needs to be voted on in order to proceed with the budget. It has to be read into Council agenda. It is not definitive and not final but has to be read in order to allow the budget process to proceed.

Vice President Michitson stated we are just voting to receive the order not approve it.

Councilor Lewandowski suggested changing wording to "receive" instead of "transfer".



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- 5.1.3 Order – As part of the fiscal year 2024 annual budget the sum of \$14,029,287 be appropriated to operate the Wastewater Department for items marked as appropriated on the attached

And that \$14,681,925 come from Wastewater Revenue

And that \$ 0 come from available Retained Earnings

And that \$ 652,638 be appropriated in the General Fund and funded from Wastewater receipts

Motion by Councilor Sullivan to receive order, second Councilor McGonagle

PASSED Yeas 9, Nays 0

55-D

- 5.1.4 Order-that as part of the fiscal year 2024 annual budget the sum of \$13,116,358 be appropriated to operate the Water Department for items marked as appropriated on the attached:

And that \$ 12,429,755 come from Water Revenue

And that \$ 906,766 come from Available Retained Earnings

And that \$ 220,163 be appropriated in the General Fund & funded from Water Receipts

Motion by Councilor McGonagle, second Councilor Sullivan

PASSED Yeas 9, Nays 0

55-E

- 5.1.5 Order-Sum of \$235,706,663 be appropriated as designated and funded in the following manner:

\$5,180,341 Free Cash

220,163 Water Receipts

652,638 Wastewater Receipts

100,000 Transfer from Other Available Funds

\$229,553,521 Taxation and Other Receipts

Motion by Councilor Sullivan subject to final budget approval, second Councilor Barrett

PASSED Yeas 9, Nays 0

55-F

5.2 Mayor Fiorentini submits Ordinance Relating to Outdoor Dining for approval

5.2.1 Ordinance – City Code Chapter 222, Streets & Sidewalks be amended by deleting “Article XII, Outdoor Dining” and inserting in place thereof: “Article XII Outdoor Dining as stated File 10 days

Related communication from William Cox, City Solicitor



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Motion by Councilor Barrett, second Councilor Toohey

PASSED Placed on File

All in Favor

56

6. COMMUNICATIONS FROM COUNCILLORS TO INTRODUCE AN INDIVIDUAL(S) TO ADDRESS THE COUNCIL:

- 6.1. Councilor Sullivan requests to introduce Viki and Dick Ouellette, Co-Chairs of the 43rd Annual Crescent Yacht Club Charity Canoe Race on June 3rd at 9 am

Councilor Sullivan introduced Viki and Dick Ouellette to talk about the 43rd Annual canoe race.

Viki Ouellette thanked the City Council and City of Haverhill for the continued support. The event benefits the Northeast Veteran's Outreach organization and Sacred Hearts St. Vincent's Paul food pantry. Event is Saturday, June 3rd. Launches at 9:15am from Lawrence and ends at the Crescent Yacht Club. All are invited.

19-W

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

- 8.1. John Pettis, City Engineer, requests to open 19 Lackey st for utilities to a new residential unit

45-C

- 8.1.1. Order – grant request to open 19 Lackey st for underground utilities

Motion by Councilor Michitson, second Councilor Barrett

PASSED

All in Favor

45-CC

- 8.2. Robert E Ward, DPW Director, submits Combined Sewer System and Water

Distribution System Improvements Proposed Loan Order and Authority to File

10-L

- 8.2.1. Authorize Mayor to File applications and execute agreements

57

- 8.2.2. Loan Order - \$10,348,200.00 for Combined Sewer System & Water

Distribution System Improvements

File 10 days

Motion by Councilor Bevilacqua, second Councilor Rogers

PASSED

Yeas 9, Nays 0

12-B

- 8.3. Robert E Ward, DPW Director, submits Proposed Loan Order for Asset Management Plan Grant – Phase II

10-M

- 8.3.1. Authorize Mayor to File applications and execute agreements

57-B

- 8.3.2. Loan Order-\$250,000 to fund Phase II of Asset Management Plan for City's water, sewer, and stormwater assets

File 10 days



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Motion by Councilor Bevilacqua, second Councilor Barrett

PASSED

Yeas 9, Nays 0

12-C

9. UTILITY HEARING(S) AND RELATED ORDER(S):

9.1. Petition from Mass Electric Co d/b/a National Grid & Verizon New England
requesting Joint Pole Location for Plan 30743544, Thorndike st/Federal st

Hearing July 11 2023

Motion by Councilor Lewandowski, second Councilor Sullivan

PASSED to be heard July 11th

Yeas 9, Nays 0

58

9.2. Petition from Mass Electric Co d/b/a National Grid & Verizon New England
requesting Joint Pole Location for Plan 30631836, South Elm st & Railroad av

Hearing July 11 2023

Motion by Councilor Rogers, second Councilor Toohey

PASSED to be heard July 11th

Yeas 9, Nays 0

59

10. HEARINGS AND RELATED ORDERS:

11. APPOINTMENTS:

11.1. Confirming Appointments:

11.2. Non-Confirming:

11.2.1. *Haverhill License Commission* – Linda Koutoulas, 358 Gile st – to fill the
seat vacated by Attorney Joseph C Edwards - to expire May 23 2026

Motion by Councilor Bevilacqua, second Councilor McGonagle

PASSED

All in Favor

1-G

11.3. Resignations:

11.3.1. Joseph C Edwards submits his resignation from the Haverhill License
Commission

Motion by Councilor Bevilacqua, second Councilor McGonagle

PASSED

All in Favor

60

11.3.1.1. Related communication from Mayor Fiorentini to present a
citation to Joseph C Edwards for his over 22 years of service to the
Haverhill License Commission

9-K

Mayor Fiorentini recognized Joseph Edwards for his outstanding 22 years of
service to the Haverhill License Commission and presented him with an award.



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Councilor Sullivan spoke of his time serving with Joe and presented him with a Council Citation. Tim Coco also spoke of his time working with Joe and thanked him for his years as License Commissioner.

Joe Edwards addressed the Council thanking the City, the Mayor, the Council, his fellow licensing colleagues and stated he loved his job.

Councilors thanked Joe for his dedication and service.

11.4. **PETITIONS:**

11.5. **Applications Handicap Parking Sign:** *with Police approval*

11.6. **Amusement/Event Application** - *with Police approval – and requests to have fees waived*

11.7. **Auctioneer License:**

11.8. **Tag Days:** *with Police approval*

11.9. **One Day Liquor License:**

11.10. **Annual License Renewals:**

11.10.1. **Hawker Peddlers License 2023 - Fixed location** – *with approvals*

11.10.2. **Coin-Op License Renewals** – *with Police approval*

11.10.3. **Christmas Tree Vendor** – *with Police approval*

11.10.4. **Taxi Driver Licenses for 2023:** *with Police approval*

11.10.5. **Taxi/Limousine License** *with Police approval:*

11.10.6. **Junk Dealer License** *with Police approval*

11.10.7. **Pool Tables**

11.10.8. **Sunday Pool**

11.10.9. **Bowling**

11.10.10. **Sunday Bowling**

11.10.11. **Buy & Sell Second Hand Articles** *with Police approval*

11.10.12. **Buy & Sell Second Hand Clothing**

11.10.13. **Pawnbroker license** - *with police approval*

11.10.14. **Fortune Teller** *with - Police approval*

11.10.15. **Buy & Sell Old Gold** – *with Police approval /*

11.10.16. **Roller Skating Rink**

11.10.17. **Sunday Skating**

11.10.18. **Exterior Vending Machines/Redbox Automated Retail, LLC**

11.10.19. **Limousine/Livery License/Chair Cars** *with Police approval*



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12. MOTIONS AND ORDERS:

- 12.1. Order – Transfer \$2,593,438.00 from various general fund appropriations to fund FY 2023 operating expenses as submitted

Motion by Councilor Sullivan, second Councilor Barrett

PASSED

Yeas 9, Nays 0

7-V

Councilor Rogers asked where the money is coming from.

Chief of Staff stated coming from this year's budget to transfer to balance out remainder of FY23 budget.

13. ORDINANCES (FILE 10 DAYS)

14. COMMUNICATIONS FROM COUNCILLORS:

- 14.1. Councilor Sullivan and Councilor Barrett request a discussion for a possible truck exclusion for the Poet's Bridge on Whittier Road

Councilor Sullivan stated while at an event at Whittier Birth Place, people in attendance stated there was a problem with heavy truck traffic on Whittier Road.

Councilor Barrett stated she contacted Engineer Pettis and was waiting for a return call. Bridge was previously fixed and worker's stated the bridge could not handle a lot of heavy truck traffic. Not sure if the bridge is under MassDOT or Haverhill and would like Engineer Pettis to investigate further.

Motion by Councilor Barrett to send letter to Engineer Pettis, second Councilor Bevilacqua

PASSED

All in Favor

8-V

15. UNFINISHED BUSINESS OF PRECEDING MEETING:

16. RESOLUTIONS AND PROCLAMATIONS:

17. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

- 17.1. Councilor McGonagle submits the Minutes of the Public Safety Committee meeting held on May 3 2023 for acceptance

Councilor McGonagle stated the meeting was held on May 3rd to discuss the fire study and read the minutes into the record.



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Motion by Councilor McGonagle to place on file, second Councilor Barrett

PASSED Placed on File

All in Favor

24-B

****Christine Lindberg re-addressed the Council with additional information on the budget orders. As previously stated, the orders were submitted so they can be accepted and read into the record so they could be voted on when you do the full FY24 Budget. Per the law, the Mayor and the Auditor are required to present you with the Budget 45 days prior to June 30th. So that is why it was stamped into the City Clerk's office and into the City Council on May 15th. So that is why those orders were presented, they were really meant to be acknowledged and received, you don't need to vote on them tonight but just that you receive them so that they can be part of the larger budget vote which has to be done before June 30th.**

Move to reconsider the Motion by Councilor Bevilacqua, second Councilor Barrett

President Jordan: Motion by Councilor Bevilacqua, second by Councilor Barrett to reconsideration the motion to postpone the vote to three weeks.

Councilor McGonagle asked if wording in his motion be changed. Councilors stated motion is to reconsider.

Motion by Councilor Bevilacqua, second Councilor Barrett to reconsider

PASSED

Yeas 9, Nays 0

Motion by Councilor McGonagle to remove word "transfer" and put in word "receive", second Councilor Lewandowski

PASSED

Yeas 5, Nays 4 (Michitson, Barrett, Bevilacqua, Sullivan)

Councilor Sullivan announced the City's annual Pride Flag ceremony and reception is Friday, June 1 at 4 PM out front of City Hall. Police Department will be announcing a new unit dedicated to the city and many guest speakers. After the ceremony there is a family friendly at Hans Garden buffet 4:30-7:30PM sponsored by Pentucket Bank.

Madam Clerk registering to vote is Saturday, May 27th final day to vote for June 6th election. Tuesday, May 30th last day for vote by mail. Holding early voting 5/31, 6/1, 6/2 and 6/3 in old RMV location at city hall. Vote June 6th.



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President Jordan reminder of next Budget Hearing in the Chambers on May 31st at 6PM.

18. DOCUMENTS REFERRED TO COMMITTEE STUDY

19. LONG TERM MATTERS STUDY LIST

20. ADJOURN :

Motion by Councilor Lewandowski, second Councilor Rogers

PASSED

All in Favor

Adjourned 19:53 PM