



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, December 19, 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

Administrative Assistant – Laurie A. Brown

City Clerk – Kaitlin M. Wright

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

Council Vice President Michitson moment of silence for Dan Conway.

3. APPROVAL OF MINUTES OF PRIOR MEETING

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Councilor Lewandowski assigned the minutes.

5. COMMUNICATIONS FROM THE MAYOR:

- 5.1. Mayor Fiorentini requests to address the Haverhill City Council to briefly reflect on 20 wonderful years as your Mayor 103-N

Mayor Fiorentini gave a reflection of his 20 years as Mayor and thanked everyone.

- 5.2. Mayor Fiorentini submits as Order to accept a flagpole donation installed in Monument Square 103-O

5.2.1. Order – Mayor is authorized to accept a gift of a flagpole installation for Monument Square from *the Eammon's Heart Foundation's Freedom Illumination Project*

Motion by Councilor Sullivan, second Councilor Bevilacqua

PASSED Yeas 9, Nays 0 103-OO

Helen Sheehan addressed the Council stating the donation is from Justine Maguire and Frank Bertolino of the North Shore Realty Group. They will sponsor the flag installation planned for Monument Square providing all necessary materials.

- 5.3. Mayor Fiorentini submits proposed Order granting an Easement to National Grid 103-P

5.3.1. Order – Mayor is authorized on behalf of City of Haverhill to grant an easement to National Grid for the installation of a conduit and underground cable on or near Middlesex Street, Haverhill, in the form of and at the location shown on the Easement submitted

Motion by Councilor Sullivan, second Councilor Toohey

PASSED Yeas 9, Nays 0 103-PP



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5.4. Mayor Fiorentini submits an Order to purchase a Conservation Restriction for land on Parsonage Hill for purpose of natural resource protection and passive recreational usage by the public *Related communication from Robert Moore Jr, Environmental Health Technician* 103-L

5.4.1. Order – Authorization Vote for Acquisition of Conservation Restriction

Motion by Councilor Bevilacqua, second Councilor Rogers

PASSED Yeas 9, Nays 0 103-LL

5.5. Mayor Fiorentini submits a Salary Ordinance and a Memorandum of Agreement (MOA) between the City of Haverhill and the Teamsters Water Department Union Group 103-M

5.5.1. Memorandum of Agreement between the City of Haverhill and the Water Department Group – Teamsters Local #170

5.5.2. Ordinances relating to Salaries – Water Group File 10 days 34-II

Motion by Councilor Barrett, second Councilor Toohey

PASSED Placed on File Yeas 9, Nays 0 35-J

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

6.1. Councilor Joseph Bevilacqua requests to introduce himself to address the citizens of Haverhill at his last official City Council meeting

Councilor Bevilacqua addressed the Council and the public reading a statement of his time as a public servant and Council member and thanked everyone. 83-J

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1. William Pillsbury, Economic Development and Planning Director requests approval for two resolutions submitted relating to the exciting redevelopment of the Merrimack Street Redevelopment Project

8.1.1. Order – Authorize Mayor to approve and execute a TIF agreement for HDIP Program between Lupoli Companies LLC and City of Haverhill 111-BB

Councilor Bevilacqua recused himself and left the chambers.



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Motion by Councilor Barrett, second Councilor Rogers

PASSED

Yeas 7, Nays 1 (Jordan), Abstain 1 (Bevilacqua)

William Pillsbury, appearing remotely, addressed the Council stating two resolutions before them relative to the HDIP program. The timing of this is because the state just reauthorized additional money for the HDIP program. Resolutions to move forward just to the stage where the Mayor is able to negotiate and develop the TIFs pursuant to the State regulations. They are controlled by the HDIP program rules and regulations. Each requires a resolution. These are similar to previous downtown projects.

Vice President Michitson asked if this will come back to Council once the terms are negotiated stating it is difficult to vote without seeing numbers. Mr. Pillsbury stated no it will not come back.

Councilor Lewandowski asked if consideration for TIF contractual. Mr. Pillsbury stated yes. Councilor Sullivan, Barrett and Rogers all support the project and TIF stating to great of a project to jeopardize.

President Jordan appreciated comments but concerned was told by Mayor this project needed no funding to build. A lot of money has already been allocated for this. Will not support.

Vice President Michitson wanted to clarify two value parts to this, (1) the parking deck, and (2) the new commercial building of approximately 50K sq. ft.

8.1.2. Resolution of the City Council of Haverhill Massachusetts Authorizing the Mayor to Submit All Required Documents to the EDIP Program 44-E

Motion by Councilor Sullivan, second Councilor Barrett

PASSED

Yeas 8, Nays 0, Abstain 1 (Bevilacqua)

8.2. William Pillsbury, Economic Development and Planning Director requests approval of a resolution submitted relating to the exciting redevelopment of the market rate/mixed use project at 200 Merrimack Street, the former Casey Paper building

8.2.1. Resolution – Authorize Mayor to approve and execute a TIF agreement pursuant to HDIP Program between 200 Merrimack Street LLC and the City of Haverhill on the basis of the development of the 200 Merrimack Street parcel number map 102, block 7, lot 23

Motion by Councilor Sullivan, second Councilor Toohey

PASSED

Yeas 8, Nays 0, Abstain 1 (Bevilacqua)



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William Pillsbury, appearing remotely, stating this is another historic restoration of the Casey paper building, mixed use now. Mr. Cody has acquired the building and is doing a complete restoration and asking for HDIP program.

8.3. City Solicitor, William Cox Jr submits Order – Amendment to the Rules and Regulations of the City Council

Motion by Councilor Sullivan, second Councilor Barrett

PASSED

Yeas 9, Nays 0

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

9.1. Document 102; petition from National Grid and Verizon NE requesting joint pole location on Hilldale av for new traffic plans for the intersection of Hilldale av and Rosemont st – Plan 30667884

9.1.1. Document 102-B; Order – joint pole locations for plan marked Hilldale av

President Jordan opened the hearing.

City Engineer Pettis, appearing remotely, speaking on behalf of the petition. Pole location is because of the city design as configured intersection on Hilldale and Rosemont restrict tractor trailers from negotiating the turn heading down Rosemont Street to 495. This causes an issue because it sends the tractor trailers to Haverhill High School on Monument Street. This pole relocation is step one to allow us in the spring to redesign the intersection.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the hearing.

Motion by Councilor Sullivan, second Councilor Barrett

PASSED

Yeas 9, Nays 0

9.2. Document 106; Petition from Mass Electric Company d/b/a National Grid & Verizon New England requesting joint pole locations at intersection of Walnut st and Locust st – Plan 30758569

9.2.1. Document 106-B; Order – joint pole locations for plan marked Walnut st

****Due to storm damage, National Grid is unable to attend this hearing. Request to postpone.**

Motion by Councilor Bevilacqua, second Councilor Toohey

PASSED postponed to January 9, 2024

Yeas 9, Nays 0



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10. HEARINGS AND RELATED ORDERS:

10.1. Document 92; City Engineer John Pettis, requests City grant passage of the Orders submitted for these five streets as public ways; Augustin av, Ethel av, James av, Joseph av and MacKenzie Way *Favorable recommendation from Planning Board & Director*

President Jordan opened the hearing.

President Jordan stated Engineer Pettis will speak to all as one, but vote will be individual.

John Pettis, City Engineer, appearing remotely, five streets as marked in yellow on provided drawing, those are currently private. City has been maintaining roads for some time, office has been bundling roads for public. This increases Chapter 90 funds. The green area marking off of Ethel Avenue which intended to be a fire truck turn around but because it is not public right now, we are not able to do a no parking ordinance for fire trucks. When recorded will file ordinance for no parking for fire trucks.

10.1.1. Document 92-B; Order—accept Augustin av as a public way

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition?

Mark Berube, 46 Commerce Avenue, remotely, asked if they will link Augustin Ave to River Road or will it stay a dead end?

John Pettis stated there is no intention of linking or extending, only excepting what was already built.

President Jordan closed the hearing.

Motion by Councilor Sullivan, second Councilor Barrett

PASSED

Yeas 9, Nays 0

Councilor McGonagle asked what the marked yellow by Naples Ave is?

John Pettis stated it was most likely extended at one point but is not part of the acceptance before you.

Will look at it at a later time.

10.1.2. Document 92-C; Order – accept Ethel av as a public way

President Jordan opened the hearing.

President Jordan asked if anyone would like to speak in favor?

Sapna Patel, 21 Ethel Avenue is in favor as she lives on this street.

President Jordan asked if anyone is in opposition? No one spoke.

President Jordan closed the hearing.

Motion by Councilor McGonagle, second Councilor Toohey

PASSED

Yeas 9, Nays 0



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10.1.3. Document 92-D; Order –accept James av as a public way

President Jordan opened the hearing.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the hearing.

Motion by Councilor McGonagle, second Councilor Rogers

PASSED

Yeas 9, Nays 0

10.1.4. Document 92-E; Order -accept Joseph av as a public way

President Jordan opened the hearing.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the hearing.

Motion by councilor McGonagle, second Councilor Barrett

PASSED

Yeas 9, Nays 0

10.1.5. Document 92-F; Order-accept MacKenzie way as a public way

President Jordan opened the hearing.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the hearing.

Motion by Councilor McGonagle, second Councilor Barrett

PASSED

Yeas 9, Nays 0

10.2.Document 101; Attorney Russell Channen for applicant 29 Washington st LLC, requesting approval for CCSP 23-15 for property located at 29 Washington st; located in the Downtown Smart Growth Overlay District, to renovate the property to create six residential units and two commercial units on the first floor

Comments from City Depts are included

President Jordan opened the hearing.

Attorney Russell Channen with offices at 25 Kenoza Avenue representing Jonathan Cody, manager and owner of 29 Washington Street LLC for special permit in the downtown smart growth overlay district. The Eason family had owned 29 Washinton Street since 1976. Mr. Cody purchased the property in 2022. The property consists of four story residential/commercial structure. Proposing to refurbish/renovate the



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entire building; creating two new commercial units on the first-floor size 504 and 530 sq. ft; two units on the second-floor size 611 and 490 sq. ft.; two units on the third floor; two units on the fourth-floor size 470 and 541 sq. ft.; and resident storage in the basement. Proposing six parking spots based on the fact that the size of the units is relatively small and therefore only expect one person residing in one spot. There is also the parking garage and commuter line in close proximity. We enclosed proposed lease Mr. Cody would enter into with owner of 191 Merrimack Street to allow for parking for the tenants at this location. We believe this project will work well in the city. The building will be restored to its 1800's façade. As part of the construction, the easement with the land to the city for parking on a temporary basis to allow a dumpster to be placed in the easement area where parking is currently.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition? No one spoke.

President Jordan closed the hearing.

Motion by Councilor Lewandowski, second Councilor McGonagle

President Jordan: We will first vote on the conditions.

Motion by Councilor Bevilacqua that only one parallel spot be used for dumpster and any conditions of the department heads, second Councilor Barrett

Madam Clerk please call the roll.

City Clerk Wright: Vice President Michitson-yes, Councilor Barrett-yes, Councilor Bevilacqua-yes, Councilor Sullivan-yes, Councilor Lewandowski-yes, Councilor McGonagle-yes, Councilor Rogers-yes, Councilor Toohey-yes, President Jordan-yes, 9 Yeas, 0 Nays

President Jordan: Conditions PASSED.

President Jordan: We will now vote on original motion to approve entire project.

Motion by Councilor Lewandowski, second Councilor McGonagle

Madam Clerk please call the roll.

City Clerk Wright: Vice President Michitson-yes, Councilor Barrett-yes, Councilor Bevilacqua-yes, Councilor Sullivan-yes, Councilor Lewandowski-yes, Councilor McGonagle-yes, Councilor Rogers-yes, Councilor Toohey-yes, President Jordan-yes, 9 Yeas, 0 Nays

President Jordan: PASSED.

11. APPOINTMENTS:

11.1. Confirming Appointments:

11.2. Non-Confirming:

11.3. Resignations:

11.4. PETITIONS:



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- 11.4.1. Tes Mercedat, owner and Manager of DM Motors requests approval for CCSP 23-17 to allow TM Auto Group LLC to add Rental Car services on top of selling used cars at 251 Winter st Hearing January 30, 2024

*Motion by Councilor Sullivan, second Councilor Barrett
PASSED to be heard January 30th Yeas 9, Nays 0*

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11.5. Applications Handicap Parking Sign: with Police approval

11.6. Amusement/Event Application - with Police approval

11.7. Auctioneer License:

11.8. Tag Days: with Police approval

11.9. One Day Liquor License – with License Commission & Police approval

11.10. Annual License Renewals:

11.10.1. Hawker Peddlers License- Fixed location – w/Police approval

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 /Collector License with Police approval

11.10.7. Sunday Pool

11.10.8. Bowling

11.10.9. Sunday Bowling

11.10.10. Buy & Sell Second Hand Articles with Police approval

11.10.11. Buy & Sell Second Hand Clothing

11.10.12. Pawnbroker license - with police approval

11.10.13. Fortune Teller with - Police approval

11.10.14. Buy & Sell Old Gold – with Police approval

11.10.15. Roller Skating Rink

11.10.16. Sunday Skating

11.10.17. Exterior Vending Machines/Redbox Automated Retail, LLC

11.10.18. Limousine/Livery License/Chair Cars with Police approval

12. MOTIONS AND ORDERS:

13. ORDINANCES (FILE 10 DAYS)

14. COMMUNICATIONS FROM COUNCILLORS:

15. UNFINISHED BUSINESS OF PRECEEDING MEETING:

16. RESOLUTIONS AND PROCLAMATIONS:

17. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS



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Councilor Toohey said a few words to Councilor Bevilacqua stating he worked with him on School Committee and always put Haverhill first.

Councilor Barrett gave thanks to everyone and looks forward to working with all when Mayor.

18. DOCUMENTS REFERRED TO COMMITTEE STUDY

19. LONG TERM MATTERS STUDY LIST

20. ADJOURN :

Motion by Councilor Sullivan, second Councilor Lewandowski

PASSED

All in Favor

Adjourned 20:17