



**CITY OF HAVERHILL
CITY COUNCIL MINUTES**

Tuesday, December 2, 2025, at 7:00 PM

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

In-Person/Remote Meeting

Present: President Sullivan, Councilors Jordan, McGonagle, Ferreira, Michitson, Toohey, LePage, and Lewandowski

Remote: Councilors Hobbs Everett and Rogers

Absent: Councilor Basiliere

City Clerk: Kaitlin M. Wright

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES OF PRIOR MEETING

COUNCILOR FERREIRA STATED SHE REVIEWED THE MINUTES AND FINDS THEM IN ORDER.

MOTION BY COUNCILOR FERREIRA TO PLACE ON FILE, SECOND BY VICE PRESIDENT JORDAN

PASSED YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING:

PRESIDENT SULLIVAN ASSIGNED THE MINUTES TO VICE PRESIDENT JORDAN

5. COMMUNICATIONS FROM THE MAYOR:

- 5.1. Mayor Barrett wishes to introduce Superintendent Maureen Lynch, *Whittier Regional Vocational Technical District*, to discuss the unweighted lottery admissions system recently adopted by the *Whittier Regional Technical High School* School Committee 94-W

Mayor Barrett stated Superintendent Lynch requested to be moved to the December 16th meeting.

MOTION BY COUNCILOR MCGONAGLE TO CONTINUE TO DECEMBER 16TH, SECOND BY COUNCILOR TOOHEY
PASSED TO CONTINUE TO DECEMBER 16, 2025 YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 5.2. Mayor Barrett submits an order authorizing the City Council to accept a gift of \$300.00 from the Fallon Community Health Plan for the Halloween Luncheon to the Council on Aging Department

- 5.2.1. Order- That the City Council on behalf of the City votes to accept a gift of \$300.00 for the Halloween Luncheon at the Citizens Center. Consistent with the purpose of the donation, as stated in the letter from Fallon Community addressed to the City of Haverhill dated November 2025, the Gift shall be used by the Council on Aging Department 35-W

Mayor Barrett thanked the Fallon Community Health Plan for their generous donation.

MOTION BY COUNCILOR MCGONAGLE TO ACCEPT, SECOND BY COUNCILOR TOOHEY
PASSED YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 5.3. Mayor Barrett submits an order authorizing the City Council to accept a gift of \$100.00 dollars for the Holiday Luncheon at the Citizen's Center from Align Credit Union to the Council on Aging Department



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- 5.3.1. Order- That the City Council on behalf of the City votes to accept a gift of \$100.00 for the Holiday Luncheon at the Citizens Center. Consistent with the purpose of the donation, as stated in the letter from Align Credit Union addressed to the City of Haverhill dated November 2025, the gift shall be used by the Council on Aging Department 35-x

Mayor Barrett thanked Align Credit Union for their generous donation.

MOTION BY COUNCILOR MICHITSON TO ACCEPT, SECOND BY COUNCILOR LEPAGE

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 5.4. Mayor Barrett submits an order authorizing the City Council to accept a gift of \$200.00 dollars for the Holiday Luncheon at the Citizen's Center from Bethany Community Services to the Council on Aging Department

- 5.4.1. Order- That the City Council on behalf of the City votes to accept a gift of \$ 200.00 for the Holiday Luncheon at the Citizens Center. Consistent with the purpose of the donation, as stated in the letter from Bethany Community Services addressed to the City of Haverhill dated November 2025, the Gift shall be used by the Council on Aging Department 35-y

Mayor Barrett thanked Bethany Community Services for their generous donation.

MOTION BY COUNCILOR LEPAGE TO ACCEPT, SECOND BY VICE PRESIDENT JORDAN

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 5.5. Mayor Barrett submits an Order to accept MGL Ch. 44, § 53F ¾ to establish a special revenue fund for PEG Access and other cable-related revenues effective July 1, 2026

- 5.5.1. Order- That the City Council of the City of Haverhill accept General Laws Chapter 44, § 53F ¾ 94-x

Mayor Barrett addressed the council. She noted the Comcast Cable contract has a provision that we get a monthly payment that we receive quarterly 4% of the 5% goes to community broadcasting and 1% goes to the city. Another part of the contract is a donation of \$110,000.00. We are here requesting a revolving fund to fix past funding oversights and support needed technology upgrades.

The council and Mayor discussed that the city was out of compliance with how public access funds were handled, and the current adjustments aim to fix these issues and ensure proper accounting moving forward. It was noted this \$110,000 was coming from Comcast and not the taxpayers.

MOTION BY VICE PRESIDENT JORDAN, SECOND BY COUNCILOR LEPAGE

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 5.6. Mayor Barrett submits an order to authorize funding the PEG Access Fund with \$452,993.00 from the July 1, 2025 free cash certification

- 5.6.1. Order- The following be funded from July 1, 2025



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free cash certification:

94-y

PEG Access Fund - \$ 452,993

MOTION BY COUNCILOR LEPAGE, SECOND BY COUNCILOR MICHITSON

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

5.7. Mayor Barrett submits an order to transfer surplus bond proceeds from the Sewer System Cleaning Truck Bond to the Wastewater Capital Outlay Fund

5.7.1. Order- That \$42,288.00 is appropriated to pay for the remaining costs of a crane service truck; and that to meet these appropriations, \$42,288.00 shall be transferred from unexpended proceeds of the City's General Obligation Municipal Purpose Loan of 2021 Bonds issued on May 27, 2021 for the purpose of the Sewer System Cleaning Truck Bond (3221442), which project has been completed and has no remaining liability, pursuant to MGL Chapter 44, Section 20, to the Wastewater Capital Outlay Fund (3220014) 30-G

Related communication from Robert E. Ward, DPW Director

Mayor noted there was left over money from the jet truck that we bought to clean out lines and they are need of a pickup truck.

MOTION BY VICE PRESIDENT JORDAN, SECOND BY COUNCILOR MCGONAGLE

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

5.8. Mayor Barrett submits the following Loan Order:

5.8.1. Loan Order to authorize borrowing of \$1,200,000.00 for all costs associated with the installation of a turf field at Trinity Stadium 19-F

File 10 Days

MOTION BY COUNCILOR MCGONAGLE, SECOND BY COUNCILOR TOOHEY

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

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

6.1. Councilor LePage requests to introduce Paul Magliocchetti, Vice Chairperson of the Haverhill School Committee, to inform on fiscal impacts of teacher negotiations and future budgets 95-H

School Committee Member Paul Magliocchetti addressed the council. He stated he was here tonight to give updates to the Council on contract negotiations, noting pressure to stay competitive. The two main issues are finances and school safety. I have with me tonight School Committee Member Thomas Grannemann and Dr. Maragaret Marotta will present on both topics.



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School Committee Member Grannemann presented the presentation on plan for teacher compensation. School Committee Member Paul Magliocchetti stated it has been said to use free cash. He doesn't feel that is a good idea. Secondly it has also been suggested to use unused levy capacity. He doesn't feel that would be a good idea because that could jeopardize future projects. Lastly, it has been suggested that Haverhill can afford to spend more than it currently does over the foundation budget.

Dr. Margaret Marotta presented the presentation on School Safety Update.

School Committee Member Paul Magliocchetti closed by saying my personal opinion the financial proposal by the teachers is not affordable. He stated the state needs to step up.

Councilor Hobbs Everett asked about training for transportation staff working with special education students, and Dr. Marotta reported they receive safety-care, CPR, and seizure training through the district or contractors, with the district training all mini-bus and van staff. Councilor Hobbs Everett noted that underpaid ESPs provide most support and that 70% of students are high-need, calling for a broader city-wide funding strategy and consideration of new school models. Vice President Jordan emphasized balancing fair teacher pay with limited revenue, avoiding one-time funds, and reaching a fiscally responsible agreement that supports educator retention. Councilor Ferreira urged rebuilding trust after recent contract disputes and finding solutions that protect hard-won teaching positions while avoiding mediation. Councilor Toohey acknowledged tight finances, questioned ESSER use, and noted that meeting current salary proposals could require cutting 70-80 teaching positions, increasing class sizes; he stressed weighing these impacts carefully in negotiations.

Anthony Parolisi, MTA representative for the HEA addressed the council. He urged the city to use all available funding options, noting that the city has reduced its share of school funding and failed to plan for sustaining federally funding positions. He presented his presentation regarding HEA Costing Comparison.

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1. Christine Webb, *City Assessor*, submits the abatement report for the month of
October 2025 102-c

MOTION BY VICE PRESIDENT JORDAN, SECOND BY COUNCILOR LEWANDOWSKI

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

8.2. Angel A. Perkins, *City Auditor & Chief Financial Officer*, submits the revenue and
expense reports through October 2025 102-d

MOTION BY VICE PRESIDENT MCGONAGLE, SECOND BY COUNCILOR TOOHEY

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

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

9.1. Document # 99-G- Petition from National Grid and Verizon NE, WR#31141221,
requesting joint pole location on Haseltine St

President Sullivan opened the hearing.



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David Boucher, National Grid, 1101 Turnpike Street, North Andover, MA. He stated 104 Haseltine Street pole 15 and the guide wire goes into a tree that is rotting. We are asking to place a new sidewalk fixture guide wire with an anchor going into the ground approximately 5' from the existing pole. We will take the guide wire out of the tree.

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

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

President Sullivan closed the hearing.

MOTION BY VICE PRESIDENT MCGONAGLE, SECOND BY VICE PRESIDENT JORDAN

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

10. HEARINGS AND RELATED ORDERS:

- 10.1. Document 5-B; Ordinance re: Zoning - Add a new section 7.9 Battery Energy Storage Systems filed January 9, 2025

Related communication from City Solicitor Lisa Mead to continue the hearing until January 13, 2026

MOTION BY VICE PRESIDENT MCGONAGLE, SECOND BY VICE PRESIDENT JORDAN

PASSED TO CONTINUE TO 1/13/26 YEAS 9, NAYS 0, ABSENT 1 (BASILIERE), ABSTENTION 1 (ROGERS)

- 10.2. Doc 57 of 2022 - CCSP-22-4; Attorney Donald Borenstein for Kayrouz Petroleum, LLC requesting to store 20,000 gallons of Class II diesel fuel in an underground storage tank and 2,500 gallons of DEF (Diesel Exhaust Fluid) in an underground storage tank at 298 Amesbury Rd

Continued from November 18, 2025

President Sullivan opened the hearing.

Several speakers addressed the council regarding the project: Attorney Thomas Fallon-Asst. City Solicitor, Attorney Donald Borenstein, Attorney for the client, Luke Distefano with Boehler, Scott Thornton of Vanesse and Associates, Johnny Kayrouz, principal of Kayrouz Petroleum.

The City Council received an updated presentation on the Kayrouz Petroleum flammable-storage license application, originally denied in 2022 and subsequently appealed in both Land Court and Superior Court due to the vote being recorded on an incorrect zoning form. After mediation overseen by retired Judge Grossman, the applicant provided new engineering, traffic, and tank-safety studies, which were reviewed by city staff and outside peer reviewers. Attorney Fallon explained that the matter is now remanded with no court-imposed outcome; the council may approve, deny, or approve with conditions under M.G.L. c.148 §13. If approved with agreed-upon conditions, the lawsuit can be dismissed; if denied, the applicant may continue its appeal. The applicant's team—including engineers, traffic consultants, and environmental specialists—outlined the proposal for a diesel-only truck fueling station at 298 Amesbury Road, meeting zoning and site-plan requirements and incorporating a 20,000-gallon double-walled diesel tank and a 2,500-gallon DEF tank. Traffic impacts were described as minimal, primarily serving trucks exiting and re-entering I-495. The environmental peer reviewer concluded the tank design would not pose a threat if installed per regulations. Kayrouz representatives emphasized that the site is not a truck stop, will have limited hours, offers only basic convenience items, and is designed for quick highway-oriented fueling. Further approvals from MassDOT, city departments, and the Fire Department would still be required if the license is granted.



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Multiple abutters spoke (Donna Fitzgerald, Anita Toscano, Joyce Menna, David Giroux, Christine Kwitchoff, Steven Eddy (owner of property), Steven Crane) to the proposed diesel fueling facility, voicing concerns about truck traffic, neighborhood safety, environmental risks, and overall compatibility with the largely residential area. Residents from Kenoza Street, Corliss Hill Road, and Elliot Street described a significant existing increase in heavy-truck traffic on rural or weight-restricted roads due to GPS routing and questioned whether the new station would draw even more trucks off I-495 and through their neighborhoods. Speakers raised worries about hours of operation, noise, bright lighting, air pollution, and potential impacts on residents of Haverhill Crossing, located roughly 350 feet away and home to many elderly individuals with respiratory issues. Several residents warned of risks associated with underground diesel tanks, including leaks, spills, groundwater contamination, and potential effects on nearby wetlands and the Kenoza Reservoir. Others argued that traffic conditions near the 495 ramps and Elliot Street are already hazardous and would worsen, disputing the accuracy and timing of the traffic study. Questions were also raised about whether the projected customer volumes make the business viable and whether all diesel vehicles—including pickups and car carriers—would use the site. One resident emphasized prior heavy truck activity on the property without complaints, but most speakers urged the council to reject the proposal, calling it incompatible with the neighborhood and potentially harmful to health, safety, and the environment.

Motion by Councilor LePage to approve, Second by Councilor Toohey

Councilors engaged in an extended review of the proposal, with Councilor Lewandowski citing key case law (the *Johnson* decision) to emphasize the council's broad discretion under M.G.L. c.148 §13 to deny or condition a flammable-storage license based on public-interest considerations beyond fire safety. She raised significant concerns about the project's hours of operation, proximity to an assisted-living facility, lack of buffering, idling, overnight parking, traffic impacts, environmental safeguards, and wildlife habitat issues, and she introduced a series of detailed conditions addressing reduced hours, light and sound buffers, strict no-idling limits, a gate or mechanism to prevent overnight truck parking, a secondary access road, environmental maintenance reporting, soil and air-quality testing, Natural Heritage review, and an independent health-risk analysis. Councilor Michitson sharply criticized the traffic study as unrealistic based on his daily experience with congestion and dangerous intersections in the project area, questioning the model sites used and calling the assumptions "insulting." Applicant representatives responded that while the council has discretion, denials cannot rest on generalized concerns; they urged approval with conditions and commented on which conditions were feasible, noting that some matters (e.g., traffic lights) are controlled by MassDOT and that several concerns are already addressed through site-plan review and environmental regulations. The council proceeded to vote on each condition individually, approving nearly all—including reduced hours (6 AM–9 PM), buffering requirements, a five-minute idling limit, overnight-parking prevention, a secondary access road option, incorporation of departmental conditions, environmental testing and reporting, Natural Heritage review, an inhalation-risk study, and a provision allowing license revocation if later reviews show problems.

Motion by Councilor Lewandowski for the hours of operations to be 6AM-9PM, Second by Councilor LePage

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski to build buffers for both light and sound on both sides of the facility that adequately protect people on both sides, Benchmark and the other residences. Details to be determined during the site plan review process. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)



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Motion by Councilor Lewandowski that there is no idling-time limited to 5 minutes. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski that a gate be installed to avoid overnight parking subject to the approval of Police and Fire Department. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski fueling only and no convenience store. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-no, Councilor Hobbs Everett-yes, Councilor Michitson-no, Councilor Ferreira-no, Councilor Lewandowski-yes, Councilor Toohey-no, Councilor McGonagle-abstain, Councilor LePage-no, Councilor Rogers-no, President Sullivan-yes.

DID NOT PASS YEAS 3, NAYS 6, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski for a separate access road on Elliot Street with light. Second by Councilor LePage.

Attorney Borenstein stated the traffic study and site plan review that we have been doing have provided an option for access if a new access road ran along side of the site the thing we were asked to look at and was cited. That thing we have done, can do and will do. The light we have no control over and we basically can't.

Motion by Councilor Lewandowski to amend the motion that there be a separate access road in conjunction with what Attorney Borenstein just said. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor LePage to incorporate all of the department's comments and recommendations. Second by Councilor Toohey.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski that soil and air quality testing at least on annual basis results of same to be submitted to Board of Health, Fire and City Departments for review. Second by Councilor LePage.



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PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski must go through Natural Heritage permitting process. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski that the applicant pay for a study for inhalation and gas health risks. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski that the applicant does a follow-up traffic study after six months to make sure that the impacts that were proposed were real and accurate. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor Lewandowski that all voted on conditions are subject to review and at such review the council retains the authority to revoke the license based on the actual elements of the review. Second by Councilor LePage.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED YEAS 9, NAYS 0, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Motion by Councilor LePage to approve the license for the diesel fuel tank with all those conditions and departmental conditions. Second by Councilor Toohey.

City Clerk Wright: Vice President Jordan-no, Councilor Hobbs Everett-yes, Councilor Michitson-no, Councilor Ferreira-no, Councilor Lewandowski-no, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-no

TIE YEAS 4, NAYS 4, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)

Discussion took place about the previous vote that the numbers did not add up. President Sullivan stated we will take the vote again. Madam Clerk let's take the vote one more time for clarity purposes.

City Clerk Wright: Vice President Jordan-no, Councilor Hobbs Everett-no, Councilor Michitson-no, Councilor Ferreira-no, Councilor Lewandowski-no, Councilor Toohey-yes, Councilor McGonagle-abstain, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-no

DID NOT PASS YEAS 3, NAYS 6, ABSTENTATION 1 (McGonagle), ABSENT 1 (Basiliere)



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- 10.3. Doc 97 - SPFL-25-2; Guy Bresnahan for Broco Energy requests to store an additional 30,000 gallons of propane in an above ground storage tank, three additional propane transport trailer trucks with a tank capacity of 12,600 gallons each for a total storage increase of 37,800 gallons of truck storage, and 8,000 gallons in miscellaneous empty customer tanks - the overall propane storage capacity is being increased by 75,800 gallons at 158 Hale St

President Sullivan opened the hearing.

President Sullivan asked if anyone wanted to speak in favor. No one spoke.

President Sullivan asked if anyone wanted to speak in opposition. No one spoke.

Councilor McGonagle motioned to move for passage with discussion, Second by Councilor LePage.

Robert Brown of Broco Oil addressed the Council on behalf of Guy Bresnehan, presenting a proposal to add a 30,000-gallon above-ground propane tank to improve operational efficiency and maintain competitiveness. Brown emphasized the company's commitment to renewable fuels, its strong relationship with the Fire Department, and the safety measures in place for the expansion. COO Ayish Fayad confirmed that all required safety plans, equipment specifications, and approvals had been submitted and reviewed by relevant City departments. During discussion, councilors expressed appreciation for Broco's community involvement, asked clarifying questions about fuel storage totals, hours of operation, and truck traffic, and received details on storage calculations and operational practices. Brown noted that typical truck activity is under 50 trucks per day, earliest hours would be 5:30AM and that the company works to minimize neighborhood impact.

President Sullivan closed the hearing.

President Sullivan stated we do have a motion by Councilor McGonagle and Second by Councilor LePage to approve this with all department comments and recommendations. Madam Clerk please call the roll.

City Clerk Wright: Vice President Jordan-yes, Councilor Hobbs Everett-yes, Councilor Michitson-yes, Councilor Ferreira-yes, Councilor Lewandowski-yes, Councilor Toohey-yes, Councilor McGonagle-yes, Councilor LePage-yes, Councilor Rogers-yes, President Sullivan-yes.

PASSED

YEAS 10, NAYS 0, ABSENT 1 (Basiliere)

11.APPOINTMENTS:

- 11.1. **Confirming Appointments:**
- 11.2. **Non-Confirming Appointments:**
- 11.3. **Constables**
- 11.4. **Resignations**

12.PETITIONS:

- 12.1. Petition from *SPS New England, Inc.* and *D.W. White*, as a Joint Venture, request permission to occupy and secure portions of the public right-of-way on River Valley Road for temporary laydown, staging, and storage to support the MassDOT



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I-495 and Industrial Avenue Haverhill-Methuen Bridge Replacement Project
(MassDOT project 609466) for up to 60 months 110

Related communication for John H. Pettis, City Engineer

MOTION BY VICE PRESIDENT JORDAN TO APPROVE, SECOND BY COUNCILOR MCGONAGLE

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

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

12.3. **Amusement/Event Application:** *with Police approval*

12.3.1. Evnt-25-33; Katie Cook from the *Greater Haverhill Chamber of Commerce*
request to hold Holiday Happenings at Habor Place on December 6th from 12-
6 pm 101-E

Request additional fees be waived

MOTION BY VICE PRESIDENT JORDAN FOR PASSAGE, SECOND BY COUNCILOR TOOHEY

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

12.4. **Auctioneer License:**

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

12.5.1. TAGD-25-24; *Haverhill High Boys Basketball Boosters,*
December 13th and 14th 8-W

MOTION BY COUNCILOR MICHITSON, SECOND BY VICE PRESIDENT JORDAN

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

12.6. **One Day Liquor License –with HPD approval**

12.7. **ANNUAL LICENSE RENEWALS:**

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

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

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

12.7.4. **Taxi Driver Licenses for 2024: with Police approval**

12.7.5. **Taxi/Limousine License with Police approval**

12.7.6. **Junk Dealer /Collector License - with Police approval**

12.7.7. **Pool/Billiard**

12.7.8. **Bowling**

12.7.9. **Sunday Bowling**

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

12.7.11. **Buy & Sell Second Hand Clothing with Police approval**



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- 12.7.12. **Pawnbroker license - with police approval**
12.7.13. **Fortune Teller with - Police approval**
12.7.14. **Buy & Sell Old Gold – with Police approval**
12.7.15. **Roller Skating Rink**
12.7.16. **Sunday Skating**
12.7.17. **Exterior Vending Machines/Redbox Automated
Retail, LLC**
12.7.18. **Limousine/Livery License/Chair Cars with Police
approval**

13. MOTIONS AND ORDER:

- 13.1. Order- That the following capital items be funded from the July 1, 2025 free cash certification: 10-m

City Hall Repairs & Maintenance	\$70,000
Skating Rink Building Maintenance	\$50,000
Police Department Elevator Repair	\$22,572
Police Department Firearm & Holsters	\$67,040
Police Department Mini Split at Maintenance Garage	\$20,000
Police Department Rifles	\$43,500
School Department Parking Lot Repairs	\$100,000
School Department Ceiling Refurbishments	\$100,000
Golden Hill School Roof	\$300,000
Crowell School Window	\$100,000
TOTAL - \$873,112	

MOTION BY VICE PRESIDENT JORDAN, SECOND BY COUNCILOR LEWANDOWSKI

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 13.2. Order- Pay bills of previous years and authorize payment from current year departmental appropriations as listed: 10-n

Vendor	Amount	Account
Waste Management	\$4,809.84	Wastewater Dept
Cutting Edge Lawn Service	\$ 3,595.00	Highway Dept
TOTAL- \$ 8,404.84		

MOTION BY VICE PRESIDENT JORDAN, SECOND BY COUNCILOR LEPAGE

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)



CITY OF HAVERHILL
CITY COUNCIL MINUTES

Tuesday, December 2, 2025, at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer st, Room 202
In-Person/Remote Meeting

14. ORDINANCES (FILE 10 DAYS):

- 14.1. Ordinance relating to vehicles and traffic: Add handicap parking to the following locations: 9 Forest Ave, 7 Angle Street, and 213 River Street 11-k
File 10 days

MOTION BY COUNCILOR MICHITSON, SECOND BY VICE PRESIDENT JORDAN

PASSED

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

15. COMMUNICATIONS FROM COUNCILORS:

- 15.1. President Sullivan wishes to announce that the 2026 Inauguration will be held on Monday January 5, 2026 at 10 AM in the Nicholas J. Ross Auditorium 33-y

President Sullivan stated this is open to the public.

16. UNFINISHED BUSINESS OF PRECEEDING MEETING:

- 16.1. Doc 107-A - Ordinance re: Boards and Commissions- Article XX
Agricultural Commission

Related communication from City Solicitor, Lisa Mead

Filed October 29, 2025

Councilor Lewandowski asked to move this to after the beginning of the year to work on the language and time to speak with the City Solicitor about this, January 13th would be good.

MOTION BY COUNCILOR LEWANDOWSKI TO CONTINUE TO JANUARY 13TH, SECOND BY VICE PRESIDENT JORDAN

PASSED TO CONTINUE TO 1/13/26

YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

- 16.2. Doc 94-V - Ordinance Relating to Sex Offenders; Amend Chapter 189 by adding the following: §189-16 Sex Offenders

Filed November 19, 2025

Councilor Ferreira expressed significant concerns about the proposed ordinance, noting that it would affect a large number of residents, including the city's approximately 270 registered sex offenders, and citing legal risks similar to a prior case in Lynn as well as potential conflicts with state-level efforts to create a uniform 1,500-foot buffer. She highlighted that the proposed buffer zones would exclude many housing units and could create hardships for individuals already struggling to secure affordable housing. Councilor Toohey questioned whether penalties in the ordinance could be increased, and Mayor Barrett responded that adjustments could be made later if permitted, emphasizing that the ordinance would not affect current residents within the buffer zones. Ferreira also shared insights from her meeting with HPD's sex-offender liaison officers, raising concerns about consistency with



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statewide registry protocols and the possibility of forcing relocations when leases expire. Councilor Hobbs Everett requested clarification on the vote, and President Sullivan confirmed that the council was considering adoption of the ordinance as written.

MOTION BY VICE PRESIDENT JORDAN, SECOND BY COUNCILOR LEPAGE

PASSED YEAS 8, NAYS 2 (FERREIRA AND HOBBS EVERETT), ABSENT 1 (BASILIERE)

- 16.3. Doc-94-U - Mayor Barrett submits an order to designate the position of Special Counsel retained to provide legal advice as a Special Municipal Employee
- 16.3.1. Order - that the position of Special Counsel for legal advice regarding the Whittier Regional Vocational Technical District Agreement is designated as a Special Municipal Employee of the City of Haverhill in accordance with G.L. c. 268A, § 17

Continued from November 18, 2025

Mayor Barrett informed the Council that attorney Donna Brewer of Harrington Heap had been retained as special counsel at a rate of \$250 per hour, noting that the fee is reasonable and that outside counsel was required because the City Solicitor had a conflict. She added that Merrimac and West Newbury would also need special counsel and confirmed that sufficient funds were available in the legal budget. Vice President Jordan questioned whether this hiring process was typical, recalling previous instances where such authorization was not requested, and Barrett explained that this specific attorney required it. In response to Councilor Toohey's inquiry, Barrett clarified that the attorney would not receive pensionable time.

MOTION BY COUNCILOR LEWANDOWSKI, SECOND BY COUNCILOR TOOHEY

PASSED YEAS 10, NAYS 0, ABSENT 1 (BASILIERE)

17.RESOLUTIONS AND PROCLAMATIONS:

18.COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS:

- Councilor Ferreira noted the Christmas Stroll will be downtown on Friday 4:30-8:30
- President Sullivan noted Holiday Happenings would be 12:00-6:00 on 12/6

19.DOCUMENTS REFERRED TO COMMITTEE STUDY:

20.LONG TERM MATTERS STUDY LIST:

21. ADJOURN:

MOTION BY VICE PRESIDENT JORDAN TO ADJOURN, SECOND BY COUNCILOR LEWANDOWSKI

PASSED YEAS 10, NAYS 0, ABSENT 1 (BASILIERE) **ADJOURNED: 23:05**