



**CITY OF HAVERHILL**  
**CITY COUNCIL AGENDA - AMENDED**

**September 24, 2024 at 7:00 PM**

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

**In-Person/Remote Meeting**

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*This meeting of Haverhill City Council will be held in-person at the location provided on this notice as its official meeting location pursuant to the Open Meeting Law. As the meeting is held in person at a physical location that is open and accessible to the public, the City Council is not required to provide remote access to the meeting. Members of the public are welcome to attend this in-person meeting. Please note that a live stream of the meeting is being provided only as a courtesy to the public, and the meeting will not be suspended or terminated if technological problems interrupt the virtual broadcast, unless otherwise required by law. Members of the public with particular interest in any specific item on this agenda should make plans for in-person vs. virtual attendance accordingly. Those attending tonight's meeting should be aware that the meeting is being audio and video recorded by HCTV, The Eagle Tribune, and WHAV. Any audience members who wish to record any part of the meeting must inform the Council President who will announce the recording. This is to comply with the MA wiretap statute. Thank you.*

**1. OPENING PRAYER**

**2. PLEDGE OF ALLEGIANCE**

**3. APPROVAL OF MINUTES OF PRIOR MEETING**

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

**5. COMMUNICATIONS FROM THE MAYOR:**

5.1. Mayor Barrett along with Councillor Hobbs-Everett along with the City Council request to introduce Mia Fusco and Deb Cahill who saved Councillor Hobbs-Everett's son during a medical emergency on June 27, 2024

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

6.1. Council Vice President Jordan requests to introduce Juan Jimenez who is seeking a home rule age waiver petition for the position of firefighter in the City of Haverhill

6.1.1. Home Rule Petition – An Act authorizing Juan Jimenez to take the Civil Service Examination for the position of firefighter in the City, notwithstanding the maximum age requirement



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6.2. Councillor Basiliere requests to introduce Gabriel Rosa who is seeking a home rule age waiver petition for the position of police officer in the City of Haverhill

6.2.1. Home Rule Petition – An Act authorizing Gabriel Rosa to take the Civil Service Examination for the position of police officer in the City, notwithstanding the maximum age requirement

6.3. Councillor Basiliere requests to introduce Elisabeth Laliberty, president of the *Haverhill Exchange Club*, to discuss their sponsorship of wreaths at the *Vietnam Veterans Memorial* at *Mill Brook Park* for this year

**7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28**

**8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:**

8.1. City Auditor & Chief Financial Officer, Angel A Perkins, submits the August 2024 revenue and expense reports for the City's general and enterprise operating budgets

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

**10. HEARINGS AND RELATED ORDERS:**

10.1. Document 78; CCSP 24-9; Craig Pascoe requests to keep an 8' by 30' storage container on his property at 2 Woodman av

*Continued from August 20 2024*

*Comments from City Depts are included*

10.2. Document 84; CCSP 24-10; Melanie Chapman of 98 Brandy Brow rd requests to demolish and reconstruct a 2-car garage in

WSPOD *Comments from City Depts are included*





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- 10.3. Document 86; CCSP 24-7; Attorney Michael Migliori representing Snow Cassell LLC, requests to construct a 3-family residential building at Pilling & Boston st; Assessors Map 420, Block 314, Lot 3 *Comments from City Depts are included. Communication from Planning Director, William Pillsbury, citing several conditions as they relate to this project*
- 10.4. Document 87; CCSP 24-8; Attorney Michael Migliori representing Snow Cassell LLC, requests to construct a 3-family residential building at Pilling & Boston st; Assessors Map 520, Block 314, Lot 4A *Comments from City Depts are included. Communication from Planning Director, William Pillsbury, citing several conditions as they relate to this project*

**11.APPOINTMENTS:**

- 11.1. **Confirming Appointments:**
- 11.2. **Non-Confirming**
- 11.3. **Constables to expire December 31, 2024**
- 11.4. **Resignations:**

**12.PETITIONS:**

- 12.1. Notice of Proposed Acquisition of Agriculture Preservation Restriction by the Commonwealth of Mass Dept of Agricultural resources for property known as *Crescent Farms* located on Willow av  
APR Project Name: *Crescent Farms Trust*, project ID #24C04
- 12.2. **Applications Handicap Parking Sign:** *with Police approval*
- 12.3. **Amusement/Event Application** – *with Police approval*
- 12.3.1. EVNT 24-21; *Veterans Northeast Outreach Center*, 10 Reed st, to hold a *Cars and Cans Show* (canned goods drive and fundraiser) at *Northern Essex Community College*, 100 Elliott st; September 28<sup>th</sup>, from 9 am to 12 noon
- 12.4. **Auctioneer License:**



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- 12.5. **Tag Days:** *with Police approval*
- 12.6. **One Day Liquor License** – *with License Commission & 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*
- 12.7.3.1. **TREE 24-1;** Charles Hibbert to sell Christmas trees at 297 Lincoln av; Monday to Saturday, 9 am to 9 pm; November 26<sup>th</sup> thru December 24<sup>th</sup>
- 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**
- 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*



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12.7.18.1. TLLB 24-5; Ryan O'Neil to have 1 Limo at 22 Marshland st

**13.MOTIONS AND ORDERS:**

- 13.1. Order – Authorize Payment of bills of previous years and to further authorize the payment from current year departmental appropriations as listed:

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
Marcum LLP	\$32,400.00	Auditors
Benefit Resource, LLC	1,323.25	Human Resources
Total: \$33,723.25		

- 13.2. Order – Adopt Resolution to acquire the former Social Security building, located at 367 Main Street from the Federal Government

**ORDINANCES (FILE 10 DAYS)**

- 13.3. Ordinance re: Vehicles and Traffic – *Delete* Handicap Parking for 34 Fountain st and *Add* Handicap parking at 2 Abbott st  
File 10 days

**14.COMMUNICATIONS FROM COUNCILLORS:**

- 14.1. Councillor Michitson requests to address the abrupt closing of *UMass Lowell* and their innovation Hub at *Harbor Place* in Haverhill

**15. UNFINISHED BUISINESS OF PRECEEDING MEETING:**

- 15.1. Document 90; Ordinance re; Adoption of G.L.c.39 Section 23D; also known as the Mullin Rule *Related communication from Lisa Mead, City Solicitor* filed 9/21 2024





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- 15.2. Document 24-B; Ordinance re: Vehicles and Traffic; Amend Chapter 240, as amended be further amended by deleting the following from section 240-85 Schedule B: Parking Restrictions and Prohibitions:

South Main st, East Side, from Inland st to Doane st – Time Limit: 1 hour, 9 am to 6 pm M-F

Also, that section Chapter 240-85 Schedule B: Parking Restrictions and Prohibitions, as amended, is hereby further amended by adding the following:

South Main st, East Side, from 20' South of Inland st, southerly for 280' - Time limit: 15 min, 7 am to 8 pm M-F

From 300' south of Inland st southerly for 320' – No Parking

From 20' north of Doane st, northerly for 155' – Time Limit: 1 Hour 9 am to 6 pm M-F

*filed 9/12/2024*

**16.RESOLUTIONS AND PROCLAMATIONS:**

**17.COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS**

**18.DOCUMENTS REFERRED TO COMMITTEE STUDY**

**19.LONG TERM MATTERS STUDY LIST**

**20.ADJOURN:**



Document

CITY OF HAVERHILL

In Municipal Council

SEP 24 AM 8:29  
HVCITYCLERK

Ordered:

### **RESOLUTION**

**WHEREAS**, certain real property owned by the United States of America, located in the County of Essex, Commonwealth of Massachusetts of has been declared surplus to the needs of the Federal government and is subject to assignment for disposal for educational purposes by the Secretary of Education, under the provisions of §203(k) of the Federal Property and Administrative Services Act of 1949, as amended ("Act"), 40 U.S.C. §550(c), and rules and regulations promulgated pursuant thereto, more particularly described as follows:

The former Social Security Administration building consisting of .4 +/- acres improved with a one (1) story 5,606 sf office building, built in 1971, and 20 parking spaces. The building has a poured concrete foundation, wood frame, brick siding and a flat roof. It is located in the commercial district in the City of Haverhill and shown on Assessor's records as Map 619, Block 524, Parcel 2.

**WHEREAS**, the City of Haverhill needs and can utilize said property for educational purposes in accordance with the requirements of said Act and the rules and regulations promulgated thereunder of which this Council is fully informed, including commitments regarding use and time within such use shall commence.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Haverhill by and through its Mayor shall make application to the Secretary of Education for, and secure the transfer to it, of the above-mentioned property for said use upon and subject to such exceptions, reservations, terms, covenants, agreements, conditions and restrictions as the Secretary of Education, or his authorized representative may require in connection with the disposal of said property under said Act and rules and regulations issued thereto; and

**BE IT FURTHER RESOLVED**, that the Mayor of the City of Haverhill with the Authority of the City Council as herein voted shall have the legal authority and is willing and is in a position financially and otherwise to assume immediate care and maintenance of the property, and that she is herein authorized, for and on behalf of the City of Haverhill School Department to do and perform any and all acts and things which may be necessary to carry out the foregoing resolution including the preparing, making and filing of plans, applications, reports and other documents; the execution, acceptance, delivery and recordation of agreements, deeds and other instruments pertaining to the transfer of said property; and the payment of any and all sums necessary on account of the purchase price thereof including fees or costs incurred in connection with the transfer of said property for surveys, title searches, real estate proposals, recordation of instruments or costs associated with escrow arrangements; together with any payments necessary by virtue of nonuse or deferral of use of the property.

Further, the City Council recognizes that if the City is unable to place the property into use (or determines that a deferral of use should occur), IT IS UNDERSTOOD AND AGREED THAT it will pay to the U.S. Department of Education for each month of nonuse beginning (12) months after the date of the deed, or thirty-six (36) months where construction or major renovation is contemplated, the sum of 1/360th of the then current fair market value of the property for each month of nonuse.

So adopted on this the \_\_ day of \_\_\_\_\_, 2024 by the City of Haverhill City Council.

**APPROVED AS TO LEGALITY:**

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**City Solicitor**