Tuesday, June 17, 2025, at 7:00 PM

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

Present: President Sullivan, Councilors Basiliere, LePage, Ferreira, Hobbs Everett, Jordan, Michitson, Toohey, and

Lewandowski

Remote: Councilor Rogers Absent: Councilor McGonagle City Clerk: Kaitlin M. Wright

- 1. OPENING PRAYER
- 2. PLEDGE OF ALLEGIANCE
- 3. APPROVAL OF MINUTES OF PRIOR MEETING

PRESIDENT SULLIVAN STATED COUNCILOR MCGONAGLE WILL BE WITH US NEXT WEEK AND AT THAT TIME WE WILL SEEK APPROVAL OF THOSE.

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

PRESIDENT SULLIVAN ASSIGNED THE MINUTES TO COUNCILOR LEPAGE

12.2.1 EVNT 25-20, Jennifer Matthews for *L'Arche Boston North, Inc.* requests to hold their annual "The Longest Table" event on Wingate St on Thursday August 21st from 5 PM to 10 PM (in the event of rain, event will be held at Bradford Country Club). Applicant is requesting that 14 parking spots be blocked off in the Wingate St parking lot to be used for event experience and requests re-route of exiting traffic from the Wingate parking lot down the 1-way alley onto Essex St during the event. They also request any additional fees be waived.

Jennifer Matthews, L'Arche Boston North Inc., addressed the council. She stated she is proud to share the Longest Table is back for it's sixth year. L'Arche is planning to return to Wingate Street. She noted they have been working closely with the Police and Fire Department to ensure a safe event. Tickets will be available on Monday, June 30th at 9AM.

Motion by Vice President Jordan, second by Councilor Michitson
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

12.5.1 Jennifer Matthews for *L'Arche Boston North, Inc.* requests All Alcohol license for outdoor dining and entertainment experience, The Longest Table fundraiser, on Wingate St, 5 PM to 10 PM on August 21st 61-E

Motion by Vice President Jordan, second by Councilor Basiliere
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5. COMMUNICATIONS FROM THE MAYOR:

5.1. Mayor Barrett submits the following Gift Order to the *Council on Aging Department* 35-m

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5.1.1. Order authorizing the City Council to accept a gift of \$25.00 from Jayne M. Wilkin to the *Council on Aging Department* 35-mm

Mayor Barrett addressed the council. She thanked Jayne Wilkin for the donation.

Motion by Vice President Jordan, second by Councilor Toohey
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

- 5.2. Mayor Barrett submits the *Memorandum of Agreement for the Fire Department Union Group*
 - 5.2.1. Memorandum of Agreement between the City of Haverhill and the *Fire Department Union Group IAFF Local*1011 File 10 days

 31-E

Motion by Vice President Jordan, second by Councilor Michitson
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.3. Mayor Barrett submits an *Order of Taking* and *Taking Agreement* for land off of Myron's Road and Brandy Brow Road from Brox Industries

29-D

Related Communication from Robert E. Ward, DPW Director, and City Solicitor, Joseph Ruotolo

Mayor Barrett addressed the council. She noted we are continuing our efforts to protect the watershed in the Brandy Brow area.

5.3.1 **Order** – Authorize Mayor to acquire, purchase, take by eminent domain or otherwise the land off of Myron's Road being known as parcels 464-2-5, 464-2-11, 462-2-12 and parcels 433-2-52 to 433-2-56, and a parcel of the land off Brandy Brow Road being known as parcels 462-204-23 and 462-204-29 from Brox Industries, Inc. for the amount of \$300,000

Motion by Councilor Michitson, second by Councilor Toohev

Vice President Jordan noted that we are expecting a \$220,000 reimbursement which makes this initiative more attractive.

Motion by Councilor Michitson, second by Councilor Toohey
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

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5.3.2. **Order of Taking** – Authorize Mayor to take on behalf of the City for water supply, conservation, and passive recreation purposes, the fee ownership in the land with the buildings thereon, if any, located off Myron's Road known as "Lots 11 and 12 on Assessor's Map 464", "Brox Industries, Inc. Parcel 464-2-5, Brox Industries, Inc. Parcel 433-2-52" and located off Brandy Brow Road known as "Lots 23 and 29, Block 204, Plot 451" as shown as plan entitled "Plan of Land in Haverhill, MA Showing Land of Brox Industries, Inc."

Motion by Vice President Jordan, second by Councilor Lewandowski
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.3.3 **Taking Agreement** – Between Brox Industries, Inc. and the City of Haverhill

Motion by Councilor LePage, second by Councilor Toohey
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

- 5.4. Mayor Barrett submits for approval an order to acquire permanent easements from the Massachusetts Bay Transportation Authority (the "MBTA") for property located at Hale Street (Map 601, Lots 453-1 and 453-2A) and execute any documents necessary to effectuate the acquisition of the easements
 - 5.4.1. Order City Council on behalf of the City, votes to authorize the Mayor to acquire permanent easements from the MBTA and further authorize Mayor to execute any documents necessary to effectuate the acquisition of the easements

Related communication from Robert E. Ward, DPW Director 65-E

Robert Ward, DPW Director, addressed the council. He stated the city is seeking a permanent easement from the MBTA for stormwater infrastructure. He noted that we need to upsize the system to accommodate increased capacity. The MBTA has set a required fee of \$30,000,00.

Councilor Basiliere asked when this pipe is installed it will carry stormwater exclusively. Robert Ward confirmed.

Motion by Vice President Jordan, second by Councilor Michitson
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

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- 5.5. Mayor Barrett submits for approval an order for a lease agreement between the City of Haverhill and Peace Love Happiness LLC located at 443 West Lowell Ave for a five-year lease
 - 5.5.1. Order City Council on behalf of the City, votes to authorize the Mayor to enter into and execute a lease agreement on behalf of the City of Haverhill with Peace Love Happiness LLC for premises at 443 West Lowell Ave and submits the lease

 23-G

Mayor Barrett addressed the council. She stated this is a five-year lease that provides an opportunity to expand Moody School and repurpose the Crowell School space. She noted once fully implemented the lease is expected to be cost neutral. This approach supports the needs of our schools and students.

Superintendent Marotta addressed the council. She noted this will be revenue neutral with the idea of reducing the need to send students out of district. Additionally, the program is expected to add about 25 students at a cost of \$8,000.

Councilor Lewandowski asked if this was the school expansion she mentioned during the budget hearings that out of district students could apply to and we could get tuition from. Superintendent Marotta confirmed. President Sullivan noted for the record this lease is \$180,000 a year for the next 5 years.

Motion by Vice President Jordan, second by Councilor Lewandowski
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

- 5.6. Mayor Barrett submits the following orders for the FY26 budget:
 - 1. General Fund \$267,347,403.00
 - 2. Water Department \$13,917,824.00
 - 3. Wastewater Department \$16,130,448.00
 - 4. Revolving Funds
 - 5. Police Training

81

President Sullivan stated before we begin the votes, I just want to thank the Mayor and Angel Perkins for their detailed budget process highlighting public access, clarity and council involvement. Tonight, we will have final approval of the FY26 budget.

5.7. Order - \$267.347,403 be and is hereby raised and appropriated as appropriation on the attached and further that said appropriation be funded in the following manner:

\$5,200,000

Free Cash

\$229,057

Water Receipts

\$679,005

Wastewater Receipts

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\$125,000 Transfer from Other Available Funds \$261,114,341 Taxation and Other Receipts 81-B

Motion by Councilor Michitson, second by Councilor LePage

Councilor Lewandowski stated she wanted to thank departments that worked hard to reduce costs. At the same time, grappling with conflicting concerns while disappointed that taxpayers will see another increase, I also recognize the need to move forward to avoid cuts to essential services. She noted she will be voting in favor of this budget but strongly urged exploring adjustments to major items like health insurance, legal and overtime. She would also include in the exploration grant funding.

Councilor Basiliere stated he appreciated Councilor Lewandowski's comments. He wanted confirmation that the total budget would be 277 million dollars. President Sullivan confirmed.

Vice President Jordan stated he appreciates the collaborative effort among everyone, city staff, councilors, the Mayor addressing budget challenges. He noted he supports tax relief for lower income seniors, and he looks forward to these changes being included in future budgets to help those who need it most. He stated he also intends to vote for the budget.

Motion by Councilor Michitson, second by Councilor LePage
PASSED
YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.8 Order – As part of the fiscal year 2026 annual budget the sum of \$13,917,824 be appropriated to operate the Water Department for items marked as appropriated on the attached:

And that \$14,146,881 come from Water Revenue

And that \$ 0 come from Available Retained Earnings

And that \$229,057 be appropriated in the General Fund and funded from Water Receipts \$1-C

Motion by Vice President Jordan, second by Councilor LePage
PASSED
YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.9 Order – As part of the fiscal year 2026 annual budget the sum of \$16,130,449 be appropriated to operate the Wastewater Department for items marked as appropriated on the attached:

And that \$16,348,592 come from Wastewater Revenue

And that \$460,861 come from Available Retained Earnings

And that \$679,005 be appropriated in the General Fund and funded from

Wastewater Receipts 81-D

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Motion by Councilor LePage, second by Councilor Toohey
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.10 Order – That the 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	
Citizen Center Rental	\$30,000	
Council on Aging Activities	\$50,000	
Wood School Daycare	\$100,000	
Municipal Open Space Management	\$100,000	81-E

Motion by Councilor Michitson, second by Councilor LePage
PASSED
YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.11 Order – That \$25,000 will be transferred from fiscal 2024 certified free cash to fund Police Training

Motion by Councilor LePage, second by Vice President Jordan
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

5.12 Order – Relating to Water and Wastewater Rates

That Document #59 of June 10, 2024 (An Order Relating to Water and Wastewater Rates) be and is hereby deleted in its entirety and the following inserted in place thereof:

Rates for Water and Wastewater Effective July 1, 2025

81-G

The City Council of the City of Haverhill hereby establishes the wastewater user rate shall be \$7.95 per hundred cubic feet and the water user rate shall be \$5.93 per hundred cubic feet

Those persons that qualify pursuant to M.G.L Chapter 59, Section 5, Clause 41C, as adopted by the City from time to time, shall receive a fifteen (15) percent discount on the above rates

Related communication from Robert E. Ward, DPW Director

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Motion by Vice President Jordan, second by Councilor Michitson

Councilor Michitson stated this is a result of long-range planning which has been underway for the past 20 years. He noted that we are pressing with a 10-year plan for the city and hopefully that will anticipate issues down the road.

Motion by Vice President Jordan, second by Councilor Michitson
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

Mayor wanted to thank the budget committee, Angel Perkins and her staff for their dedication throughout the process. She noted she will have the federal grant contractor present this summer, she will work on looking at all options on the healthcare contract, tax credits for seniors.

- 6. COMMUNICATIONS FROM COUNCILORS TO INTRODUCE AN INDIVIDUAL(S) TO ADDRESS THE COUNCIL:
- 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 May 2025

Motion by Vice President Jordan, second by Councilor Toohey
PASSED
YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

- 9. UTILITY HEARING(S) AND RELATED ORDER(S):
- 10. HEARINGS AND RELATED ORDERS:
 - 10.1. CCSP 25-5, Document 75; Application from Gary Morris requesting to keep 4 permanent storage units at his home at 10 Old Amesbury Line Rd Map 430, Block 10, Lot 3A

President Sullivan opened the hearing.

Gary Morris of 10 Old Amesbury Road explained he placed two metal storage containers and fabric structures on his property without realizing permits were required due to a new ordinance. After initial confusion at City Hall with filing application, he removed two containers, and kept two for storage. He confirmed the existing containers were not previously approved.

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

Donna Therriault (Michael Therriault could not be heard online) of 42 Old Amesbury Line Road spoke in opposition, citing broader concerns about salvage materials, public safety, and neighborhood impact. She questioned whether the property was permitted for such use and requested an inspection by the relevant city department before any further action. Gary Morris responded that previous issues had been addressed

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following a visit from the Building Inspector, who confirmed the property was in compliance except for the unpermitted containers. Donna declined to rebut, stating opinions may differ on what constitutes a clean property.

President Sullivan stated we will close this hearing.

A motion by Councilor Hobbs Everett, Second by Councilor Basiliere

Councilor Lewandowski asked about an open court case regarding the property. Gary Morris stated that storage container permit was the only issue that remains pending in court. However, multiple councilors expressed concern over conflicting reports from city inspectional services, including an active health and property complaint from April 2025, as well as numerous recent neighbor complaints. Photos shown during the meeting depicted the property as cluttered. Due to the ongoing court case, unresolved concerns, and lack of clarity from inspections, most councilors were not prepared to support the request at this time.

A motion by Councilor Hobbs Everett to continue, second by Councilor Toohey.

Councilor Basiliere asked how long the matter would be tabled. President Sullivan suggested continuing it to the July 22nd meeting, noting that some councilors were already informed while others needed more time. A roll call vote was called to approve the continuation.

President Sullivan stated Madam Clerk please call the roll to continue to July 22nd.

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

4 YEAS, 6 NAYS, 1 ABSENT (McGonagle)

President Sullivan stated that does not pass.

A motion by Councilor Hobbs Everett, Second by Councilor Basiliere

President Sullivan stated Madam Clerk please call the roll.

City Clerk Wright stated we had a motion and a second to approve the permit.

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

YEAS 0, NAYS 10, ABSENT 1 (MCGONAGLE)

President Sullivan stated that does not pass.

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10.2. William Pillsbury, *Economic Development and Planning Director*, requests **Hearings** for the following:

10.2.1. <u>Document 67</u>; Zoning amendment – will provide clarification to the City's solar energy system Ordinance
10.2.1.1. Ordinance re: Zoning – Amend Chapter 255 by adding Section 7.8.13 Mandatory Inclusion of Roof-Mounted Solar Energy Systems filed 05/15/2025
Related Communication from William Pillsbury, Economic Development and Planning Director 67-B

President Sullivan opened the hearing.

City Clerk Wright read the zoning ordinance into the record.

President Sullivan read William Pillsbury, Planning Director communication into the record.

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

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

President Sullivan closed the hearing.

Motion by Vice President Jordan, second by Councilor Michitson
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

10.2.2. <u>Document 68</u>; Zoning amendment – regarding Floodplain Overlay District

Ordinance re: Zoning – Amend Chapter 255, delete section 9.1 in its entirety and replace with new section 9.1, to provide required updates to the City's Floodplain Overlay District Ordinance (FODO) filed 05/15/2025

Related Communication from William Pillsbury, Economic Development and Planning Director 68-B

President Sullivan opened the hearing.

President Sullivan stated this zoning amendment is to comply with state law.

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

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

President Sullivan closed the hearing.

Motion by Vice President Jordan, second by Councilor Michitson
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

11.APPOINTMENTS:

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Tite Continuing Appointments	11.1.	Confirming Appointments
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- 11.2. Non-Confirming Appointments:
- 11.3. Constables
- 11.4. <u>Resignations:</u>
 - 11.4.1. Community Affairs Advisory Board; Marlene Grant, effective April 6, 2025

Mayor Barrett thanked Ms. Grant for being an active member of the board.

Motion by Vice President Jordan, second by Councilor Lewandowski
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

11.4.2. Washington Street Historic Commission; Angelo Petrozzelli, effective June 9, 2025

Mayor Barrett thanked Mr. Petrozzelli for his service. Vice President Jordan also thanked Mr. Petrozelli for his service.

Motion by Vice President Jordan, second by Councilor Toohey
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

12.PETITIONS:

Applications Handicap Parking Sign: with Police approval

- 12.1. <u>Amusement/Event Application:</u> with Police approval
 - 12.1.1. Moved to beginning of agenda

26-U

61-E

24-C

- 12.2. <u>Auctioneer License</u>:
- 12.3. Tag Days: with Police approval
- 12.4. One Day Liquor License with License Commission & HPD approval
 - 12.4.1. Moved to beginning of agenda

12.5. ANNUAL LICENSE RENEWALS:

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12.5.1.	Hawker Peddlers License- Fixed location – w/Police	
approve	•	
12.5.2.	Coin-Op License Renewals – with Police approval	
12.5.3.	Christmas Tree Vendor – with Police approval	
12.5.4.	Taxi Driver Licenses for 2024: with Police approval	
12.5.5.	Taxi/Limousine License with Police approval	
12.5.6.	Junk Dealer /Collector License - with Police approval	
12.5.7.	Pool/Billiard	
12.5.8.	Bowling	
12.5.9.	Sunday Bowling	
12.5.10.	Buy & Sell Second Hand Articles with Police approval	
12.5.11.	Buy & Sell Second Hand Clothing with Police	
approval		
12.5.12.	Pawnbroker license - with police approval	
12.5.13.	Fortune Teller with - Police approval	
12.5.14.	Buy & Sell Old Gold – with Police approval	
12.5.15.	Roller Skating Rink	
12.5.16.	Sunday Skating	
12.5.17.	Exterior Vending Machines/Redbox Automated	
Retail, LLC		
12.5.18.	Limousine/Livery License/Chair Cars with Police	
approva	al	

13. MOTIONS AND ORDERS:

14. ORDINANCES (FILE 10 DAYS):

15. COMMUNICATIONS FROM COUNCILORS:

16. UNFINISHED BUSINESS OF PRECEEDING MEETING:

- 16.1. Mayor Barrett submits Memorandum of Agreement for the *Water Purification Group (Teamsters)*
 - 16.1.1. <u>Document 31-D</u>; Memorandum of Agreement between the City of Haverhill and the *Water Purification Group Teamsters Local #170* Filed 06/05/2025

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Motion by Councilor Michitson, second by Councilor LePage
PASSED
YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

17.RESOLUTIONS AND PROCLAMATIONS:

17.1. Mayor Barrett presents the following proclamation: June 19, 2025, as *Juneteenth Independence Day* in the City of Haverhill

Councilor Hobbs Everett read the proclamation into the record.

Motion by Councilor Hobbs Everett, second by Vice President Jordan
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

17.2. Councilor Basiliere submits the following resolution in support of the approval of the U.S. Department of Transportation Safe Streets for All FY25 Grant application

Related Communication from Mayor Melinda E. Barrett 45-I

Councilor Basiliere read the resolution into the record

Motion by Councilor Basiliere, second by Councilor Toohey

Mayor Barrett addressed the council. She noted this will help us in grant applications for roadway, safety improvements. She stated these next round of applications we are putting in is to improve 125. She noted it's a way to make that a safer area for pedestrians and motorists.

President Sullivan stated one of the criteria is that they wanted to see support from the City Council.

Motion by Councilor Basiliere, second by Councilor Toohey
PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE)

18.COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS 19.DOCUMENTS REFERRED TO COMMITTEE STUDY 20.LONG TERM MATTERS STUDY LIST ADJOURN:

MOTION BY VICE PRESIDENT JORDAN TO ADJOURN, SECOND BY COUNCILOR LEWANDOWSKI PASSED YEAS 10, NAYS 0, ABSENT 1 (MCGONAGLE) **ADJOURNED: 20:25**