



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, October 17, 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, McGonagle, Lewandowski, Rogers, and Toohey
City Clerk – Kaitlin M. Wright

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

Councilor Sullivan spoke kind words for Frank Emilio and asked for a moment of silence.

President Jordan gave recognition to the HHS AP Government class and the fantastic job they did with the candidate night. They have two more events, October 26 and November 1.

3. APPROVAL OF MINUTES OF PRIOR MEETING

Motion by Councilor Michitson to approve September 26, 2023 minutes, second Councilor Barrett
PASSED All in Favor

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Minutes assigned to Councilor McGonagle.

5. COMMUNICATIONS FROM THE MAYOR:

Mayor Fiorentini asked President Jordan to talk about last years budget for a moment.

Motion by Councilor Michitson to suspend the rules, second Councilor Barrett
PASSED All in Favor

Mayor Fiorentini stated most Council members mentioned during budget season how beautiful the budget presentations was with the charts, graphs, transparency, etc. Not only ones who noticed it either. Proud to announce the Government Finance Office Association, a National Organization, has awarded this budget the Distinguished Budget Preparation Award to Angel Perkins and her staff.

- 5.1. Mayor Fiorentini requests to announce the new Disaster Recovery Individual Assistance Program for residents affected by the severe storm and flooding that occurred on August 8, 2023 9-W

Mayor Fiorentini stated a plan has been drafted to use ARPA money to help provide some relief to victims of the flood. Encouraging people to apply for the SBA program and in addition setting this program up which is a grant for up to \$5K to use mostly for appliances and furnaces.



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Councilor Michitson asked if the Burnham Street residents' water main break in July were included in this? The Mayor stated they cannot be but is asking outside counsel to confirm.

Councilor Sullivan asked what the application deadline is? Mayor responded possibly December or January. Councilor Sullivan stated December 15th would be a good date.

Councilor Barrett asked who makes the decisions? The mayor stated it will either be the ARPA management company or a committee.

Councilor Bevilacqua likes the program but encourages more to be done. Mayor stated Christine Lindberg put the program together.

President Jordan asked if it was confirmed that ARPA money can be used. Mayor said yes.

- 5.2. Mayor Fiorentini requests to introduce an Order regarding William J Macek who served as Chairman of the Central District Parking Commission, was Deputy Chief of Staff in his Office and served on the City Council for 26 years 9-X

Mayor Fiorentini stated a committee was set up to see what the best way was to honor Councilor Macek.

Mary Daly O'Brien appeared before the Council stated what a privilege to stand here on behalf of her friend, listing all of his wonderful qualities.

- 5.2.1. Order – Approximately 2.84 acres on the west side of Concord st, along the eastern shore of Pentucket Lake, with address of 90 Concord st and identified as Map 659, Block 600, Lot 30 be known as the City Councillor William J Macek Recreational Area. A proper sign shall be erected and maintained providing notice of the designation.

Motion by Councilor McGonagle, second Councilor Toohey
PASSED

Yeas 9, Nays 0

9-XX

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

- 6.1. Councilor McGonagle requests to introduce Maureen Menzie, Board Member from *Veterans Alliance of Greater Haverhill*, to invite the public to attend and support the pre-election breakfast held at the *Amvets Post 147*, 576 Primrose st, on Sunday, November 5th

Councilor McGonagle excused himself and left the chambers.



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Kevin Menzie appeared before the Council thanking them for all their support in sponsoring a Stripe. Pre-Election breakfast is held every year at the Amvets on Primrose and it benefits Greater Veterans Alliance of Greater Haverhill and has raised over \$70K. The event is Sunday, November 5th from 9-11 am. 83-F

6.2. Councillor Barrett requests to introduce Tammy Dobrosielski to speak about *Wreaths Across America* at the *Hilldale Cemetery*

Councilor Barrett explained this started as an Eagle Scout project for Tammy's son, now in its seventh year.

Tammy Dobrosielski appeared before the Council stating the wreaths will be placed on the 450 veterans at Hilldale Cemetery. The event is December 16, 2023, this year's theme is Serve and Exceed. Community clean up to get ready for the event is October 21 and November 4th from 1-4:30pm. To sponsor a wreath www.wreathacrossamerica.org/MA0123P. 83-G

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1. Abatement report from Board of Assessors for month of September 2023

Motion by Councilor Bevilacqua, second Councilor Toohey
PASSED All in Favor

11-J

8.2. City Engineer, John Pettis requests permission to open roadway at 18-22 Essex st 45-I

8.2.1. Order – request permission to open roadway at 18-22 Essex st for the installation of underground utilities 45-I

Motion by Councilor McGonagle, second Councilor Barrett
PASSED All in Favor

45-II

8.3. City Engineer, John Pettis requests Hearing for acceptance of 5 Streets as Rights of Way: Augustin av, Ethel av, James av, Joseph av and MacKenzie Way

Refer to Planning Board Council Hearing Dec 19th 2023

Motion by Councilor Bevilacqua, second Councilor Barrett
PASSED to be heard December 19 All in Favor

92

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

9.1. Document 86: Petition from Verizon New England for underground conduits and 2 new manholes on Railroad av

9.1.1. Document 86-B: Order – conduit location Railroad av



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President Jordan opened the hearing.

Alexandar Marrero, Pike LLC, presenting on behalf of Verizon. Verizon is requesting permission to lay and maintain four 4" conduits starting from existing manhole MH172A to run approximately 500 feet in a south westerly direction on the western side of Railroad Avenue to terminate at a new manhole MH172B, pole 5. Place one 2" conduit from new manhole towards pole 56. Place two 4" conduits from new manhole approximately 580 feet in a southwesterly direction terminating in a new manhole 172C. To be placed approximately 40 feet from existing pole 8 and one 4" conduit approximately 200 feet from new manhole 172C to terminate at existing pole 12. Verizon is hereby petitioning this on behalf of Beck Residential LLC for the purpose of relocating existing services in the area.

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 for approval, second Councilor Barrett

Councilor Barrett asked if power will be lost for those in the area.

Mr. Marrero stated he only deals with communication so may be some temporary communication loss not power loss.

President Jordan: Motion to approve by Councilor Sullivan, 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: PASSED.

9.2. Document 87: Petition from Verizon New England and National Grid requesting joint pole location on 229 Water st

9.2.1. Document 87-B: Order – joint pole location on 229 Water st

President Jordan opened the hearing.

Dave Boucher, National Grid, if heading down Water Street, on the river side of Water Street just past the gas station, a new building is being constructed, several stories and units. As you see by the drawing, the building is close to the street which limits us bringing in power. Asking to place a new pole as shown between pole 10 and 11, it is a half pole, would go in 10 feet to a transformer pad enabling us to provide power.

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.



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President Jordan closed the hearing.

Motion to approve by Councilor McGonagle, second Councilor Barrett

President Jordan: 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-Abstain, President Jordan-yes, 8 Yeas, 0 Nays, 1 Abstain

President Jordan: PASSED

10. HEARINGS AND RELATED ORDERS:

10.1. Document 84: CCSP 23-10, Kayla Rosario-Muniz requests to build an inground pool at 67 Russett Hill rd, located in the Water Supply Protection Overlay District *Comments from City Depts are included*

President Jordan opened the hearing.

Kayla Rosario-Muniz, 67 Russett Hill Road. I am here before you today to request a Special Permit to build an inground pool in my yard which lies in the Water Supply Protection Overlay District. I have with me Stephen Stapinski from Merrimack Engineering Services, to discuss our plans to ensure we are compliant with the regulations for this regulated area.

Stephen Stapinski, Merrimack Engineering. The Russett Hill subdivision is within the Pear Tree Village subdivision. At the time it was designed, permitted, and built there was no Water Supply Protection Overlay District. The homeowners want to build a swimming pool. The fact that there already exists over 2,500 square feet of impervious area on the lot, triggers this special permit. If they did any thing on the lot, they would have to come before the City Council. We have provided mitigation in the form of roof infiltration system, and some other improvements on the lot that would bring the net impervious area slightly over the 2,500 square feet. It would be about 2,900 square feet but with the mitigation, it will be less than what she has for pervious area right now because the roof drains will be infiltrated into the ground, the changes to the walkway, the swimming pool and depth will be less imperious on the site.

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 to approve by Councilor Sullivan, second Councilor Barrett

President Jordan: 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



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11. APPOINTMENTS:

11.1. Confirming Appointments:

11.1.1. *Cultural Council: Lynda Browne, expires 12/31/2025*

Motion by Councilor Rogers, second Councilor Bevilacqua

PASSED

Yeas 9, Nays 0

20-I

11.1.2. *Cultural Council: Lillie Williams, expires 12/31/2025*

Motion by Councilor Rogers, second Councilor Bevilacqua

PASSED

Yeas 9, Nays 0

20-J

11.2. Non-Confirming:

11.3. Resignations

11.4. PETITIONS:

11.4.1. Petition from Attorney Robert Harb for applicant 3-7 South Central st LLC, requesting Hearing for Special Permit CCSP 23-13 to build a 30-unit multifamily dwelling in a CG Zone consisting of 10 studio, 2 one-bedroom, 14 two-bedroom and 4 three-bedroom units with 3 units to be low and/or moderate income households at 5 South Central st Hearing Dec 5th 2023

Motion by Councilor Michitson, second Councilor Barrett

PASSED to be heard December 5th

Yeas 9, Nays 0

93

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*

11.10.1.1. Johnathan West requests permission for 1314 Main st to be added to the fixed location vendor list

Motion by Councilor Barrett, second Councilor Rogers

PASSED

Yeas 9, Nays 0

4-C

11.10.1.2. Johnathan West, to sell Disc Golf Discs and Accessories at Clement Farm Disc Golf Course, 1314 Main st; 2-3 days a week, 2-4 hours a



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day - 5 pm to 8 pm, week days or 9 am to 2 pm weekends *Pending liability insurance with City listed as insured*

Motion by Councilor Sullivan, second Councilor Bevilacqua

PASSED

Yeas 9, Nays 0

4-C

- 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:

12.1. Order – pay bills of previous years and authorize payment as listed:

| | <u>Vendor</u> | <u>Amount</u> | <u>Account</u> |
|--------|---------------|-----------------|----------------|
| Propio | LS, LLC | 68.34 | Police Dept |
| Propio | LLC | 135.78 | Police Dept |
| | | Total: \$204.12 | |

Motion by Councilor Barrett, second Councilor Bevilacqua

PASSED

Yeas 9, Nays 0

23-I

13. ORDINANCES (FILE 10 DAYS)

14. COMMUNICATIONS FROM COUNCILLORS:

14.1. Councilor Bevilacqua requests to recognize October as *Italian Heritage Month* and the many civic, cultural, social and business contributions Italian Americans have made to our City, State and Country

Councilor Bevilacqua recognized and thanks Italian Americans for their major contributions to our City, State, and Country.

75-I



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15. UNFINISHED BUISINESS OF PRECEEDING MEETING:

16. RESOLUTIONS AND PROCLAMATIONS:

17. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

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 19:54