



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, July 25, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202

1. OPENING PRAYER
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF MINUTES OF PREVIOUS MEETING
4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING
5. COMMUNICATIONS FROM THE MAYOR
 - 5.1.
6. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES
7. UTILITY HEARING(S) AND RELATED ORDER(S)
 - 7.1. Document 51-C; Petition from National Grid of North Andover requesting permission to construct underground electric conduits on *Water st* & install one new SO pole on *Water st*; Plan 13397798-2
 - 7.1.1. Document 51-CC; Order-grant conduit locations & new pole on *Water st*
 - 7.1.2. Document 51-D; Petition from National Grid of North Andover requesting permission to construct underground electric conduits on *Merrimack rd*; Plan 23732147
 - 7.1.2.1. Document 51-DD; Order grant National Grid of North Andover underground electric conduit locations on *Merrimack rd* Attachments
 - 7.2. HEARINGS AND RELATED ORDER
8. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28
9. APPOINTMENTS:
 - 9.1. Confirming Appointments
 - 9.1.1.
 - 9.2. Non-Confirming Appointments:
 - Bike Committee:
 - 9.2.1. Salvatore De Franco & Dana Perry Attachment
 - 9.3. Resignations
10. PETITIONS:
 - 10.1. Petition from National Grid of North Andover requesting permission to construct a line of underground electric conduits on *Washington st*; Plan 23234263 Hearing Aug 22nd
 - 10.2. Applications
 - 10.2.1.
 - 10.3. Applications/Handicap Parking Signs:
 - 10.3.1. Karen Soucie 30 Lancaster st *renewal* Attachment



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, July 25, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202

10.4. Tag Days:

10.4.1. *Knights of Columbus Council 5004* – Sat & Sun, Nov 11 & 12

Has police approval

10.4.2. *HHS Rowing Parents' Association* – Fri, Sat & Sun, Nov 17, 18, 19

Has police approval

Attachments

10.5. Annual License Renewals:

10.5.1. **Hawker Peddlers License Renewals 2017**

10.5.2. **Coin-Op License Renewals 2017**

10.5.3. **Sunday Coin-Op License Renewals 2017**

10.5.4. **Drainlayer License 2017:**

10.5.4.1. Gary Merrill *new*

10.5.4.2. John Pandelena *new*

Attachments

10.5.5. **Taxi Driver License**

10.5.5.1. Anthony Feole *new*

10.5.5.2. Rafael Lebron *new*

10.5.5.3. Meilseoir Schwartzthal *new*

10.5.5.4. Cheryl Zuccola *new*

10.5.5.5. William Hatin *renew*

10.5.5.6. Matthew Paquette *renew*

10.5.6. **Taxi License**

10.5.7. *Haverhill Taxi* 127 White st 10 Taxicabs *renew*

10.5.8. *A Family Cab* 21 White st 12 Taxicabs *renew* Attachments

10.5.9. **Junk Dealer License**

10.5.10. **Pool Tables:**

10.5.11. **Bowling:**

10.5.12. *All Saints Parish Bowling Center* 26 Broadway 9 Lanes *renew*

10.5.13. **Buy & Sell Second Hand Articles:**

10.5.14. **Pawnbroker license:**

10.5.15. **Buy & Sell Old Gold:**

10.5.16. **Exterior Vending Machines:**

10.5.16.1. **Redbo Automated Retail LLC:**

11. MOTIONS AND ORDERS

11.1. ORDERS

11.1.1. Order – Mayor is authorized to appoint the *Rocks Village Memorial Association* and the *Rocks Village Historic District Commission* as the administrators of the *Rocks Village Hand Tub and Meeting House*, the *Toll House-Shoe Shop* and the land between the *Hand Tub House* and the *Rocks Village Bridge*
Related communication from Mayor Fiorentini

11.1.2. Order – Transfer \$44,000 from City Council Expenses to City Council Salary
Attachments



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, July 25, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202

11.1.3. Order - That the City transfer the sum of \$46,000 from the Capital Budget to the Capital account Cashman Field

11.1.4. Order – That the City transfer \$311,600 from FY17 Salary Reserve Carryover and transfer \$351,896 from FY18 Salary Reserve for regular non-union steps and fund police union arbitration award into the following accounts:

City Clerk Salaries	\$ 4,678
Auditor's Salaries	\$ 2,737
Mayor's Office Salaries	\$ 4,547
Constituent Services Salaries	\$ 900
Human Resources Salaries	\$ 4,967
Information Technology Salaries	\$ 2,438
Law Salaries	\$ 1,889
Library Salaries	\$ 7,445
Police Salaries	\$632,395

11.1.5. Order -- That City council approves the arbitration award issued by the joint labor-management commission concerning the police patrolmen Attachments
Related communication from Mayor Fiorentini

11.2. ORDINANCES (FILE 10 DAYS)

- 11.2.1. Ordinance re: Salaries Law Enforcement Police Officers File 10 days
11.2.2. Ordinance re: Vehicles & Traffic No Parking Downing Avenue – Both sides
from its intersection with Primrose st westerly to the dead end File 10 days
11.2.3. Ordinance re: Parking 207 Groveland st Handicap Parking File 10 days
Attachments

11.3. MONTHLY REPORTS

12. COMMUNICATIONS FROM COUNCILLORS

- 12.1. Communication from Councillors McGonagle and Macek requesting a discussion about obstructed sidewalks by means of vehicles parking on the sidewalks and overgrown plants and shrubs Attachment

13. UNFINISHED BUSINESS OF PRECEDING MEETINGS

- 13.1. Document 13-C - Ordinance re: Salaries – for Administrative & Professional Positions *Postponed from July 11 2017*
13.2. Document 74-O – Communication from Councillor Daly O'Brien to discuss Merrimack st Bump outs *Postponed from July 11 2017*
13.3. Document 74-Q – Communication from Councillors Barrett, LePage and Daly O'Brien requesting a discussion and update concerning the status of HHS girls' softball facility to comply with Title IX and ADA requirements
Postponed from July 11 2017 Attachments



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, July 25, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202

- 13.4. Document 74-R – Communication from Councillors McGonagle and LePage requesting a discussion and update concerning pending Public Safety Capital projects as recently detailed by Public Safety Officials
Postponed from July 11 2017

- 13.5. Document 47 – Ordinance re: Tag Days Amend City Code Chapter 227-7.
Soliciting on public ways

- 13.6. Document 47-B – Communication from Mayor Vetoing Document 47/2017 and requesting an amendment to Ordinance
Ordinance Passed April 11 2017; Vetoed by Mayor April 18 2017; May 9 Tabled & Referred to Public Safety Committee

Related communication from William Cox, City Solicitor with Amendment

Attachments

14. RESOLUTIONS AND PROCLAMATIONS

15. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

- 15.1. Councillor Sullivan submits Minutes of the *Natural Resources & Public Property Committee* meeting held June 15 2017

- 15.2. Councillor McGonagle submits Minutes of the *Public Safety Committee* meeting held on July 10 2017

Attachments

16. DOCUMENTS REFERRED TO COMMITTEE STUDY

17. ADJOURN

Hearing July 25
2017

Questions contact – Tim Williamson-508-935-1650

Petition of the NATIONAL GRID
Of NORTH ANDOVER, MASSACHUSETTS
For Electric conduit Location:

7.11

To the City Council of Haverhill Massachusetts

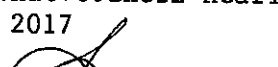
Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Water St-Haverhill Massachusetts .

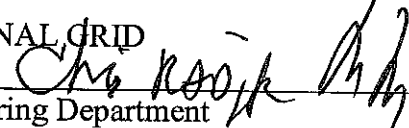
The following are the streets and highways referred to:

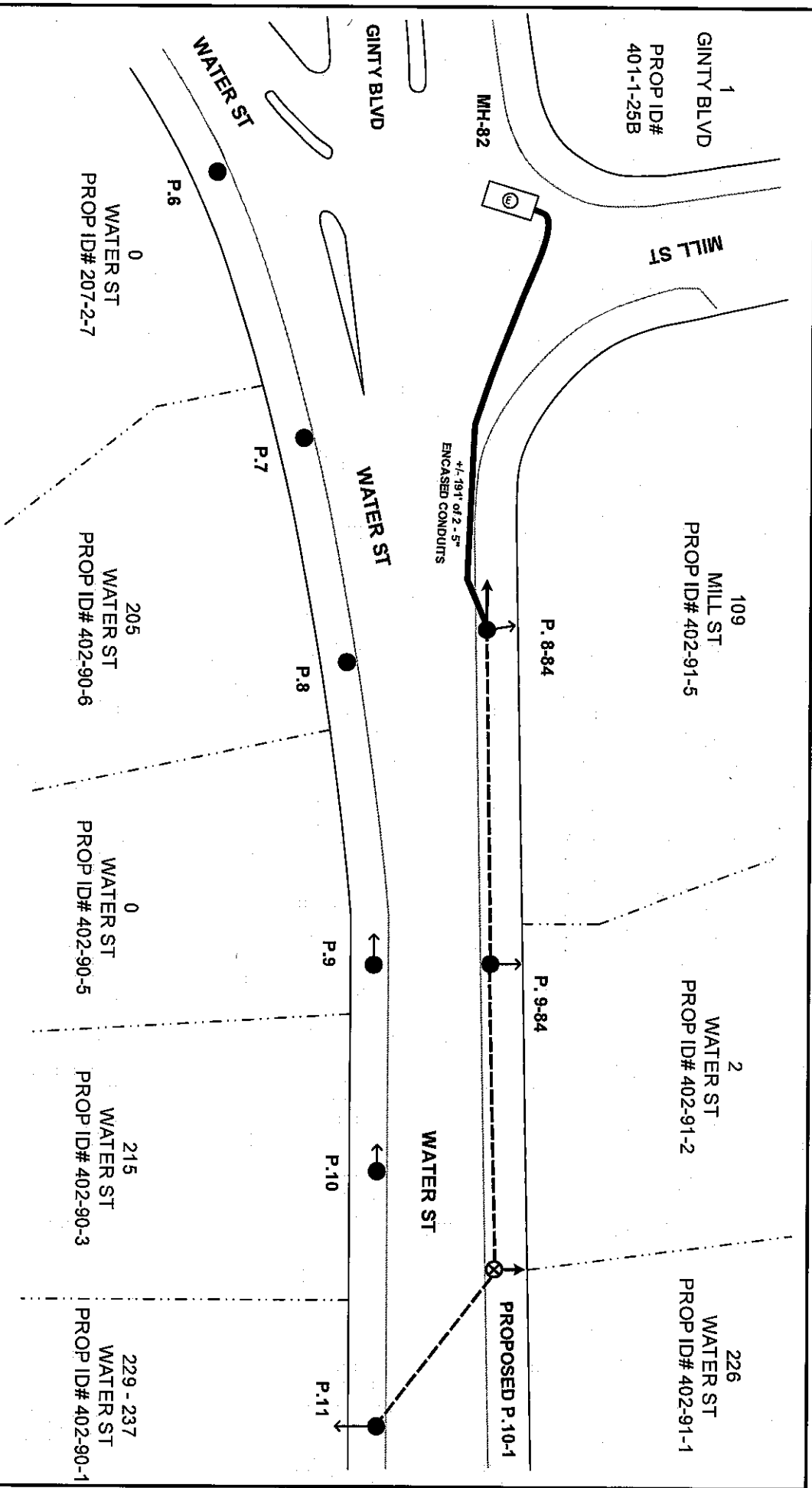
13397798-2 Water St- National grid to install +/- 191 feet pf 2-5" encased PVC Conduits from existing MH-82 to existing pole 8-84 along Water St near the intersection with Mill St. Also, installing 1 new SO pole 101-1 on Water St.

Location approximately as shown on plan attached

IN CITY COUNCIL: July 11 2017
VOTED: That Council Hearing be held
July 25 2017
Attest: 

City Clerk
Dated: June 2, 2017

NATIONAL GRID
BY 
Engineering Department



Legend

- Existing Pole
- ⊗ Proposed SO Pole
- Existing Anchor & Guy
- Proposed Anchor & Guy
- Proposed Overhead Wires
- Ⓢ Existing Manhole
- Proposed Conduit



Not to Scale

nationalgrid

Water St at Mill St, Haverhill, MA, 01830

Sketch to accompany petition for the installation of conduit, poles, anchors, overhead wires, underground wires, and miscellaneous underground and overhead electric equipment along Water St and Mill St, Haverhill, MA, 01830.

WR# 13397798

05/31/2017

Drawn By:
Tim Williamson

For Hearing
July 25 2017

51-CC

maureen
978-725-1418

City

7.1.1

ORDERED:

Notice having been given and public hearing held, as provided by law, that the NATIONAL GRID be and it is hereby granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as said company may deem necessary, in the public way or ways hereinafter referred to, and to make the necessary house connections along said extensions, as requested in petition with said company dated the 2nd day of June 2017 .

Said underground electric conduits shall be located substantially in accordance with the plan filed herewith marked -Water St-Haverhill Massachusetts

The following are the public ways or part of ways along which the underground electric conduits above referred to may be laid:

Water St- National grid to install +/- 191 feet pf 2-5" encased PVC Conduits from existing MH-82 to existing pole 8-84 along Water St near the intersection with Mill St.
Also, installing 1 new SO pole 101-1 on Water St.

I hereby certify that the foregoing order was adopted at a meeting of the
.....
....., held on the day of, 20

....., 20

Received and entered in the records of location orders of the City/Town of
Book Page

Attest:

.....

..... hereby certify that on20....., at o'clock,M
at, a public hearing was held on the petition of
NATIONAL GRID for permission to construct the underground electric conduits described in the
order herewith recorded, and that I mailed at least seven days before said hearing a written notice

7.1.1

of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the underground electric conduits under said order. And that thereupon said order was duly adopted.

.....

.....

.....

Questions contact – Stefanie Steeves-978-725-1159

Petition of the NATIONAL GRID
Of NORTH ANDOVER, MASSACHUSETTS
For Electric conduit Location:

Hearing July 25
2017

7.1.2

To The City Council of Haverhill Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Merrimac Road-Haverhill Massachusetts

The following are the streets and highways referred to:

23732147 Merrimac Road-National Grid proposes to install approximately 40 feet +/- #2 1-1c primary conductor in customer installed 2-3" duct bank along the public way from existing pole 10 in order to provide electric service to new homes located at 69A & B Merrimac Road Haverhill Massachusetts .

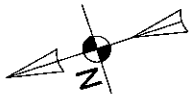
Location approximately as shown on plan attached

NATIONAL GRID
BY Chun Koon
Engineering Department

Dated: June 21, 2017

MAP 420 BLOCK 2 LOT 3
N/F SNOWSTATES, LLC
#79 MERRIMAC RD
BK 32911 PG 593
PL BK 439 PL 95

LOT 1-1H



MAP 420 BLOCK 2 LOT 1A
N/F STEPHEN SAHLAS
#71 MERRIMAC RD
BK 33443 PG 372
PL BK 439 PL 21

25KVA

BACK
LANE

LOT 1-1J

#75

#71

#45 MERRIMAC RD
N/F T.A. FARRAND
MAP 430 BLOCK 2 LOT 1-1A
BK 31278 PG 482
PL BK 423 PL 89

#67 MERRIMAC RD
N/F GREENE & CONANT

P.11

P.10

P.9

MERRIMAC RD

UNDERGROUND PETITION



POLE (EXISTING)



PROPOSED CONDUIT 2-3"

Proposal for Nationalgrid to install approximately 40' +/- #2 1-1c primary conductor in customer installed 2-3" duct bank along the public way from existing Pole 10 in order to provide electric service to two new homes located at 69 A & B Merrimac Rd, Haverhill, MA.

DISTANCES ARE APPROXIMATE

nationalgrid

Date: June 20, 2017

WORK REQUEST: 23732147

To The: City Of Haverhill

For Proposed: conduit Location: Merrimac Rd

Drawn By: S. Steeves

5/17/20

7.1.2.1
City

ORDERED:

Notice having been given and public hearing held, as provided by law, that the NATIONAL GRID be and it is hereby granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as said company may deem necessary, in the public way or ways hereinafter referred to, and to make the necessary house connections along said extensions, as requested in petition with said company dated the 21st day of June 2017.

Said underground electric conduits shall be located substantially in accordance with the plan filed herewith marked -Merrimac Road-Haverhill Massachusetts

The following are the public ways or part of ways along which the underground electric conduits above referred to may be laid:

23732147 Merrimac Road-National Grid proposes to install approximately 40 feet +/- #2 1-1c primary conductor in customer installed 2-3" duct bank along the public way from existing pole 10 in order to provide electric service to new homes located at 69A & B Merrimac Road Haverhill Massachusetts .

I hereby certify that the foregoing order was adopted at a meeting of the
....., held on the day of, 20

.....,, 20

Received and entered in the records of location orders of the City/Town of
Book Page

Attest:
.....

..... hereby certify that on20....., at o'clock,M
at, a public hearing was held on the petition of
NATIONAL GRID for permission to construct the underground electric conduits described in the

FOR HEARING JULY 25 2017

51-000

7,1.2.1

order herewith recorded, and that I mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the underground electric conduits under said order. And that thereupon said order was duly adopted.

.....

.....

.....



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
MASSACHUSETTS**

9.2.1
CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

July 20, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

RE: Bike Committee Appointments

Dear Mr. President and Members of the Haverhill City Council:

I hereby appoint Mr. Salvatore DeFranco and Ms. Dana Perry, both of 10 Lansing Avenue, Haverhill, to the Bike Committee. These are non-confirming appointments.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf

New

Hearing August 22 2017

Questions contact – Paulo Sathler 781-907-2601

10.1

Petition of the NATIONAL GRID
Of NORTH ANDOVER, MASSACHUSETTS
For Electric conduit Location:

To the City Council of Haverhill Massachusetts

Respectfully represents the NATIONAL GRID of North Andover, Massachusetts, that it desires to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named.

Wherefore it prays that after due notice and hearing as provided by law, it be granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as it may find necessary for the transmission of electricity, said underground conduits to be located substantially in accordance with the plan filed herewith marked – Washington St-Haverhill Massachusetts

The following are the streets and highways referred to:

23234263 Washington St-National Grid is installing approximately 40 feet of 4-4" conduit from manhole A-18 to new hand hole B-22, to provide larger electrical service to 118-122 Washington St.

Location approximately as shown on plan attached

NATIONAL GRID
BY Chris Rood
Engineering Department

Dated: July 11, 2017

2017JUL14PM12:12H44CITYC

Exhibit A - Not to Scale
The exact location of said Facilities to be established by and upon the installation and erection of the Facilities thereof.



301-52-12

301-52-13

RAILROAD SQUARE

MH A-18

WASHINGTON ST

PROPOSED 4-4" CONDUITS

HH B-22

309-1-13




118-122 WASHINGTON ST

310-1-14

310-1-16

ELECTRIC DISTRIBUTION CONSTRUCTION PETITION

LEGEND

-  EXISTING MANHOLE
-  PROPOSED SECONDARY HAND HOLE
-  PROPOSED UNDERGROUND 4-4" SECONDARY CONDUITS ENCASED IN CEMENT

nationalgrid

Owner(s):

Address:

118 WASHINGTON ST
HAVERHILL, MA

Sketch to Accompany Easement for:
NEW CONDUIT AND HAND HOLE
WR# 23234263

Date: 5/3/2017

Drawn By: PAULO SATHLER

DRAWING NOT TO SCALE. DISTANCES ARE APPROXIMATE.

nationalgrid

July 11, 2017

The City of Haverhill Massachusetts

To Whom It May Concern:

Enclosed please find a petition of NATIONAL GRID covering the installation of underground facilities

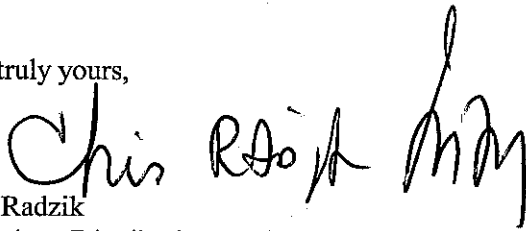
If you have any questions regarding this permit please contact:

Paulo Sathler -781-907-2601

If this petition meets with your approval, please return an executed copy to:

National Grid Contact: Maureen Miloro; 1101 Turnpike Street; North Andover, MA 01845

Very truly yours,

A handwritten signature in black ink that reads "Chris Radzik". The signature is written in a cursive, flowing style.

Chris Radzik
Supervisor, Distribution Design

Enclosures

2017 JUL 14 PM 12:44 NY 03170

CITY OF HAVERHILL
APPLICATION FOR HANDICAP PARKING SIGN

10.3.1

*NEW _____

*RENEWAL ☒ _____

DATE OF REQUEST 07-05-17 DATE OF APPROVAL _____

NAME: Karen Soucie

ADDRESS: 30 Lancaster St.

TELEPHONE #: 978-476-7828

VEHICLE TYPE: 2007 Mazda MVP

PLATE #: 237VF7

Do you currently have off street parking at your residence? Yes ☐ No ☒

If yes, why is there a need for a handicap parking sign? _____

Did you have a handicap parking sign at a previous address? Yes ☐ No ☒

If yes, location? _____

☒ [Signature]
Applicant Signature

- Please include a copy of your current handicap placard or handicap registration, along with this application.

☒ Approve ☐ Denied

Reason for denial

[Signature]
Chief of Police Signature

☒ Approve ☐ Denied

Reason for denial

City Council Approval

Please allow for a minimum of thirty (30) days for sign placement upon approval of City Council.

*ORDINANCE WILL EXPIRE 24 MONTHS FROM DATE OF APPROVAL.

MAIL OR DELIVER COMPLETED APPLICATION TO CHIEF OF POLICE, 40 BAILEY BLVD.

2017 JUL 11 AM 03:45 HAV CITY

To: Chief Denaro

From: Officer Powell

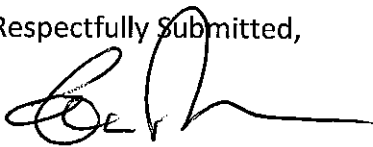
Date: July 6, 2017

Re: Handicap sign request

Sir,

I have received an application for a handicap parking sign from Karen Soucie of 30 Lancaster St. She has an active Massachusetts handicap placard issued to her. This application is for renewal of an existing handicap parking sign. There is no change in her status and I would recommend approval of the request.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be 'B. Powell', written over the text 'Respectfully Submitted,'.

Officer Powell



Haverhill

10.4.1

City Clerk's Office, Room 118
Phone: 978-374-2312 Fax: 978-373-8490
cityclerk@cityofhaverhill.com

Date: June 30, 2017

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks to receive a license for **TAG DAYS**
pursuant to Chapter 227 of Haverhill City Code

Organization: Knights of Columbus Council 5004 Applicant's Name: Ronald Dube
Applicant's Residence (must be Haverhill resident): 16 Tanglewood Park Dr.
Applicant's Signature: X Ronald F. Dube Haverhill Mass

(3 CONSECUTIVE DAYS ONLY)

Date of Tag Day Request(s): Nov 11 & 12, 2017

Canister: _____ Tag: X Fee: \$ 20.-

ON STREET LOCATIONS ARE NO LONGER PERMITTED - SEE DOC. 47 OF 2017

OFF STREET LOCATIONS - PLEASE SPECIFY Post office Market Baskets, Heavenly Donuts,

***A LETTER FROM THE PRIVATE PROPERTY OWNER GRANTING PERMISSION FOR
USE OF THE LISTED LOCATIONS IS REQUIRED AT THE TIME OF THE APPLICATION**

**A sample of the badge being used by those tagging and a sample of the tag being issued by the
Organization must be filed with the City Clerk's Office at the time of the application**

Office Use Only

Recommendation by Police Chief: ✓ Approved
_____ Denied

Alan R. D. [Signature]

Police Chief

In Municipal Council, _____

Attest:

City Clerk



Haverhill

10.4.2

City Clerk's Office, Room 118
Phone: 978-374-2312 Fax: 978-373-8490
cityclerk@cityofhaverhill.com

Date: 6-27-17

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks to receive a license for **TAG DAYS**
pursuant to Chapter 227 of Haverhill City Code

Organization: Havill High Rearing Parent's Assoc. Applicant's Name: Bridget Laceyfield

Applicant's Residence (must be Haverhill resident): 20 Garrison Ave

Applicant's Signature: [Signature] Haverhill
01830

(3 CONSECUTIVE DAYS ONLY)

Date of Tag Day Request(s): Nov. 17, 18 & 19, 2017

Canister: _____ Tag: ✓ Fee: \$ _____

ON STREET LOCATIONS ARE NO LONGER PERMITTED – SEE DOC. 47 OF 2017

OFF STREET LOCATIONS - PLEASE SPECIFY Market Baskets, Heavenly Donuts.

***A LETTER FROM THE PRIVATE PROPERTY OWNER GRANTING PERMISSION FOR
USE OF THE LISTED LOCATIONS IS REQUIRED AT THE TIME OF THE APPLICATION**

**A sample of the badge being used by those tagging and a sample of the tag being issued by the
Organization must be filed with the City Clerk's Office at the time of the application**

Office Use Only

Recommendation by Police Chief: ✓ Approved
_____ Denied

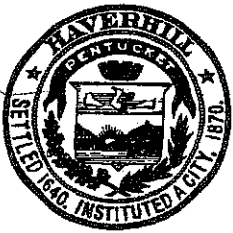
[Signature]

Police Chief

In Municipal Council, _____

Attest: _____
City Clerk

2017 JUN 27 PM 01:01 HAV-03770



10.5.4.1
Haverhill

City Clerk's Office, Room 118
Phone: 978-374-2312 Fax: 978-373-8490
cityclerk@cityofhaverhill.com

Date 7-12-17

HONORABLE PRESIDENT AND MEMBERS OF THE MUNICIPAL COUNCIL:

THE UNDERSIGNED RESPECTFULLY ASKS THAT HE MAY RECEIVE A LICENSE FOR **DRAINLAYER**

Drainlayer's Name: Gary Merrill Signature: *Gary Merrill*
Business Name: George E. Merrill & Son Inc.
Business Address: 38 School St.
City Salem State NH Zip 03079
Business Phone: 603-898-2236 Fax: 603-890-1554

Must Complete Additional Personal Information on Back

NEW/RENEWAL:

No. _____

Fee 100.

Bonds on File: ☒

Approved ☒

Denied _____

[Signature]
City Engineer

In Municipal Council, _____ 20____

Attest:

City Clerk



10.5.4.2
Haverhill

City Clerk's Office, Room 118
Phone: 978-374-2312 Fax: 978-373-8490
cityclerk@cityofhaverhill.com

JUL 20 2017

Date _____

HONORABLE PRESIDENT AND MEMBERS OF THE MUNICIPAL COUNCIL:

THE UNDERSIGNED RESPECTFULLY ASKS THAT HE MAY RECEIVE A LICENSE FOR **DRAINLAYER**

Drainlayer's Name: John Pandelena Signature: [Signature]
Business Name: J Pandelena & Son LLC DBA J Pandelena Construction
Business Address: ~~Raymond~~ 26 Longhill RD
City Raymond State NH Zip 03077
Business Phone: 603-819-8149 Fax: _____

Must Complete Additional Personal Information on Back

NEW/RENEWAL:

No. _____

Fee \$100

Bonds on File: ✓

Approved ✓

Denied _____

[Signature]
City Engineer

In Municipal Council, _____ 20____

Attest:

City Clerk

City of Haverhill

Taxi Driver License – Ch.230 sec.20

10.5.5.1

Honorable President and Members of the Haverhill City Council

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Anthony G Feole

Address: 209 Webster St. Haverhill MA 01830

Applicant phone number: 978 328-6855

Any driver of vehicle(s) must provide name, address, and Driver's license # - fill out on back.

Office use only

New/Renew (circle one)

Fee: \$50 – annual fee – Jan 1st to Dec 31st License

In Municipal Council, _____

20__

Attest: _____

City Clerk

Approve: _____

Denied _____

Police Chief

Please complete back side of this application

KA \$50
7/1/17
cm

2017 JUL 11 PM 03:47 HAV CITY

City of Haverhill

Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Rafael Lebrun

Address: 25 High St.

Applicant phone number: 978-227-7388

Any driver of vehicle(s) must provide name, address, and Driver's license # - fill out on back.

Office use only

☒ New ☐ Renew (circle one)

Fee: \$50 – annual fee – Jan 1st to Dec 31st License

In Municipal Council, _____

20__

Attest: _____

City Clerk

Approve _____

Denied _____

[Signature]
Police Chief

Please complete back side of this application

City of Haverhill

10.5.5.3

Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Meitseo'r H Schwartzthal

Address: 2 Museum Sq Apt 1105, Lawrence, MA 01840

Applicant phone number: (617) 458 - 0769

Any driver of vehicle(s) must provide name, address, and Driver's license # - fill out on back.

Office use only

☒ New ☐ Renew (circle one)

Fee: \$50 – annual fee – Jan 1st to Dec 31st License

In Municipal Council

20

Attest:

City Clerk

Approve

Denied

Police Chief

Please complete back side of this application

PA \$50 com
7/11/7

2017JUL11PM0347H01CITYC

City of Haverhill

Taxi Driver License – Ch.230 sec.20

10.5.5.4

Honorable President and Members of the Haverhill City Council

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Cheryl M. Zuccola

Address: 42 Elmwood St. Methuen, MA

Applicant phone number: 978 332 2706

Any driver of vehicle(s) must provide name, address, and Driver's license # - fill out on back.

Office use only

☒ New ☐ Renew (circle one)

Fee: \$50 – annual fee – Jan 1st to Dec 31st License

In Municipal Council, _____

20__

Attest: _____

City Clerk

Approve: _____

Denied: _____

Police Chief

Please complete back side of this application

2017 JUL 11 PM 03:47 HAV CITY

PAK 505-
7/1/17

City of Haverhill

Taxi Driver License – Ch.230 sec.20

10.5.5.5

Honorable President and Members of the Haverhill City Council

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: William Harkin

Address: 68 Temple St Haverhill, MA 01830

Applicant phone number: 978 314 0917

Any driver of vehicle(s) must provide name, address, and Driver's license # - fill out on back.

Office use only

New/Renew (circle one)

Fee: \$50 – annual fee – Jan 1st to Dec 31st License

In Municipal Council, _____

2017

Attest: _____

City Clerk

Approve: _____

Denied: _____

Police Chief

Please complete back side of this application

PA \$50 cash
7/11/17

City of Haverhill

Taxi Driver License – Ch.230 sec.20

10,5516

Honorable President and Members of the Haverhill City Council

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Matthew Paquette

Address: 93 White St Apt 3 Haverhill, MA 01830

Applicant phone number: 978-648-0265

Any driver of vehicle(s) must provide name, address, and Driver's license # - fill out on back.

Office use only

New Renew (circle one)

Fee: \$50 – annual fee – Jan 1st to Dec 31st License

In Municipal Council, _____

20__

Attest: _____

City Clerk

Approve: _____

Denied _____

Police Chief

Please complete back side of this application

PA \$50 cash
7/10/11

2017 JUL 11 PM 03:46 HAV CITY

City of Haverhill

License

10.5.7

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a TAXI License

Place of business being: 127 White St

Name of Business: "Haverhill TAXI"

Address: 127 White St

Applicant: Wisvel Joseph

Applicant phone number:

Business Certificate # and expiration date: ✓ #130796 Exp 8/20/2019

Haverhill, MAY - 9 2017, 20

Office use only

10 Taxi Cabs

New/Renew (circle one)

1000.00
Fee

\$100.00 per vehicle

In Municipal Council, _____, 20

Attest: _____ City Clerk

Approve ✓

Denied _____

[Signature]
Police Chief

(If needed, other Dept. Signoff)

Please complete back side of this application

MA

10.5.8

City of Haverhill

A Family Cab

Taxi License – Ch.230 sec.1-26

Honorable President and Members of the Haverhill City Council:

Brian House

The undersigned respectfully asks that he/she may receive taxi license(s)

Place of business being: 21 White St

12 Vehicles

Name of Business: A Family Cab

Address: 21 White St

Applicant: Brian J House

Applicant phone number: 978 2658-783

Any driver of vehicle(s) must provide name, address, DOB, SSN and Driver's license # - fill out on back.

Office use only

100.00 per vehicle
JUN 5 2017

New/Renew (circle one)

Fee: \$100 per vehicle – annual fee

No. of Vehicles: 12 Vehicles

Registration # of vehicles (photocopies of actual registrations must be provided to Clerk's office):

In Municipal Council

20

Attest:

Approve ✓

Denied _____

City Clerk

[Signature]
Police Chief

Haverhill City Code: Chapter 230 Sec. 1-26

Please complete back side of this application

City of Haverhill

10.5.12

MAY 1

License

RENEWAL

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a Bowling Alley License

Place of business being:

Name of Business: All Saints Parish Bowling Center

Address: 26 Broadway

Applicant: Rev Timothy KEARNEY 9 Bowling Lanes

Applicant phone number: 978-372-7721

Business Certificate # and expiration date:

Haverhill, _____, 20____

Office use only

New ☒ Renew (circle one)

Fee: \$60 1st, 30 each additional \$330.00

In Municipal Council, _____, 20____

Attest:

City Clerk

Approve ☒

Denied ☐

Alan R. D. [Signature]
Police Chief

(If needed, other Dept. Signoff)

Please complete back side of this application



DOCUMENT

CITY OF HAVERHILL

In Municipal Council



ORDERED:

That the Mayor be authorized to appoint the Rocks Village Memorial Association and the Rocks Village Historic District Commission as the administrators of the Rocks Village Hand Tub and Meeting House, the Toll House-Shoe Shop and the land between the Hand Tub House and the Rocks Village Bridge.

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

July 21, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

Dear Mr. President and Members of the Haverhill City Council:

As you may recall in 2009 you passed Document 40-F, a copy of which is attached, which appointed the Rocks Village Memorial Association and the Rocks Village Historic District Commission as the administrators of the Rocks Village Hand Tub and Meeting House on behalf of the City.

This partnership has been very successful and they have asked that the authority be extended to include the Toll House-Shoe Shop and the land between the Hand Tub House and the Rocks Village Bridge.

For all the reasons cited in my September 4, 2009 letter to you, also attached, support their request and would request that you do as well.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf

JAMES J. FIORENTINI
MAYOR



CITY OF HAVERHILL
MASSACHUSETTS

Backup

CITY HALL, ROOM 10
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7540
WWW.CI.HAVERHILL.MA.US

September 4, 2009

City Council President Michael J. Hart
& Members of the City Council

RE: Hand Tub House, Rocks Village

Dear Mr. President and City Council Members:

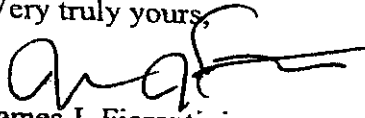
I am attaching an order to appoint the Rocks Village Memorial Association (RVMA) and the Rocks Village Historic District Commission (RVHDC) as the administrators of the Rocks Village Hand Tub and Meeting House on behalf of the City.

Under this partnership, the City would retain ownership of the Hand Tub House, but the RVMA and the RVHDC would have custody and control over the facility and its day-to-day upkeep and operations. This would allow for the RVMA and RVHDC to relieve the City of many burdens and obligations of maintenance for this important historic treasure.

This arrangement would make the Association eligible for certain grants and fundraising that would provide important capital improvements and structural upgrades to the facility, which is still used today. At the same time, it would save the City money that we do not have to maintain this facility.

For well over a century, the Hand Tub House has served as a central point in the historic Rocks Village neighborhood. I support the dedicated and passionate efforts of the RVMA and RVHDC to preserve this facility for future generations.

Very truly yours,


James J. Fiorentini
Mayor

JJF/akh



DOCUMENT 40-F

BACKUP

CITY OF HAVERHILL

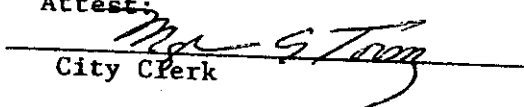
In Municipal Council September 8 2009

ORDERED:

That the Mayor be authorized to appoint the Rocks Village Memorial Association and the Rocks Village Historic District Commission as the administrators of the Rocks Village Hand Tub and Meeting House on behalf of the City.

PASSED Yeas 9, Nays 0

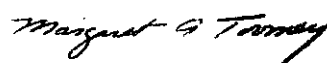
Attest:


City Clerk

APPROVED: September 9 2009


Mayor

A True Copy Attest



Margaret A. Toomey
City Clerk, Haverhill



Document
CITY OF HAVERHILL
In Municipal Council

11.1.2

Ordered:

That the city transfer \$44,000 from City Council Expenses to City Council Salary.

JAMES J. FIORENTINI
MAYOR



CITY OF HAVERHILL
MASSACHUSETTS

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

July 21, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

RE: Order to transfer from City Council Expenses to City Council Salary

Dear Mr. President and Members of the Haverhill City Council:

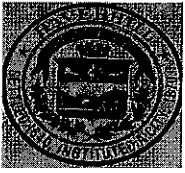
Mr. Pres. and members of the city Council:

Enclosed, at the request of the City Council, is in order to transfer \$44,000.00 from City Council expenses to City Council salary. This order is consistent with the ordinance passed by the City Council which raises the City Council pay and reduces City Council expenses.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf



Document
CITY OF HAVERHILL
In Municipal Council

11.1.3

Ordered:

That the City transfer the sum of \$46,000 from the Capital Budget to the Capital account Cashman Field.

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

July 21, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

RE: Order to transfer from the Capital Budget to the Cashman Field Capital Account

Dear Mr. President and Members of the Haverhill City Council:

Please find attached an order to transfer \$46,000.00 from the Capital Budget to the Cashman Field Capital Account.

I recommend approval.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf



Haverhill

Human Services –Director Vincent R Ouellette
Phone: 978-374-2388 ext 28 Fax: 978-5212626
vouellette@cityofhaverhill.com

To Mayor James J Fiorentini

Fr. Vin Ouellette

Re Cashman Field

Mayor,

I am requesting transfer of funds in the \$46,000 to cover the cities match for the PARC grant for Cashman Field improvements. These improvements include a new play scape structure, skateboard park handicapped accessible walking path, trees and shade and a memorial bench for the naming of the basketball courts after long time coach and recreation dept. employee Mike Rowinski. These planned improvements, have the overwhelming support of neighbors and will be enjoyed by the community as a whole.

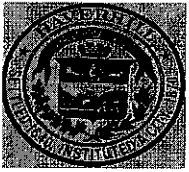
Sincerely

Vin Ouellette

Director of Recreation

CC C. Benevento

Citizen Center -Council on Aging - Cultural Council—Recreation – Veterans Services
10 Welcome Street Haverhill Ma 01830



Document

CITY OF HAVERHILL

In Municipal Council

11.1.4

Ordered:

That the city transfer \$311,600 from FY17 Salary Reserve Carryover and transfer \$351,896 from FY18 Salary Reserve for regular non-union steps and fund police union arbitration award into the following accounts:

City Clerk Salaries	\$ 4,678
Auditor's Salaries	\$ 2,737
Mayor's Office Salaries	\$ 4,547
Constituent Services Salaries	\$ 900
Human Resources Salaries	\$ 4,967
Information Technology Salaries	\$ 2,438
Law Salaries	\$ 1,889
Library Salaries	\$ 7,445
Police Salaries	\$632,395

JAMES J. FIORENTINI
MAYOR



CITY OF HAVERHILL
MASSACHUSETTS

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

July 20, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

RE: Order to transfer from the FY2017 Salary Reserve Carryover Account and from FY2018 Salary Reserve for regular non-union steps and fund police union arbitration award.

Dear Mr. President and Members of the Haverhill City Council:

Please find attached an order that \$311,600.00 be transferred from the FY2017 Salary Reserve Carryover Account and transfer \$351,896.00 from FY2018 Salary Reserve for regular non-union steps and fund police union arbitration award.

I recommend approval.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

11.15

ORDERED:

That the City Council hereby approves the arbitration award issued by the joint labor-management commission concerning the police patrolmen.

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

July 21, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

Dear Mr. President and Members of the Haverhill City Council:

Attached is the arbitration award from the joint labor-management committee (JLMC) in the police union arbitration matter. Also attached is an order approving the award, a transfer order transferring the funds from salary reserves to pay for the award and a salary ordinance changing the salaries of the police patrol officers to reflect the award. I recommend approval of all three documents.

The salary ordinance must be placed on file for two weeks as per our charter. I recommend approving the other two documents Tuesday evening. It will take at least two weeks in order for us to prepare the various salary related items and documents so that by the time the salary ordinance is prepared in two weeks the police will have their retroactive pay.

This arbitration award is for a three-year period ending on this past June 30. The total percentage increase for the award is 5.5%. The arbitration panel, with the union appointed panel member dissenting, made an award roughly consistent with what the other City unions have been given over the past three years. The total cost of the retroactive pay is \$632,395. We have this money in our salary reserve account. We have been budgeting money each year and holding it in salary reserve in anticipation of this arbitration award. However, this does significantly deplete our salary reserve account and we will need to replenish it at some point.

While the overall award is more than we offered, I feel that, overall, it is a fair and reasonable arbitration award, in sharp contrast to the arbitration awards issued in some other cities in the past, and I feel that should be approved without delay. While the award includes a .75% equity adjustment, it is significantly less than what the patrol officer's union demanded and establishes that generally our officers are paid consistently with officers in comparable communities. The award also provides for drug and alcohol testing and allows us to be one of the only cities, if not the only city in the state to use civilian flaggers when no police officers or retirees are available.

I will be before you Tuesday night to answer any questions concerning this.

Very truly yours,

James J. Fiorentini, Mayor

JJF/lyf

JOINT LABOR-MANAGEMENT COMMITTEE
Bruce Fraser, Neutral Chair
Alan Andrews, Labor Representative
Dean Mazarella, Management Representative

In the Matter of the Interest Arbitration

between

CITY OF HAVERHILL, MASSACHUSETTS

-and-

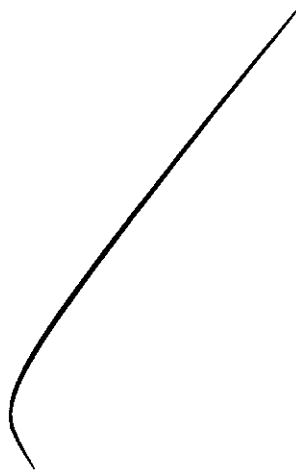
THE HAVERHILL POLICE PATROLMEN'S ASSOCIATION

For the Union: Joseph Padolsky, Esq.

For the City: Philip Collins, Esq.; Melissa Murry, Esq.

June 30, 2017

(See next page for the Award)



AWARD – JLMC 15-4626**Article – Duration**

The Parties agree to an Agreement from July 1, 2014 to June 30, 2017.

Article 1 – 21 Wages

The wage increases shall be the following:

FY15 – 1.5%

FY16 – 1.5%

FY 17 – 2.5%

Article 9 – Private Detail Rate

The Union's proposal is granted

Article 17A (Proposed) – Arbitration of Disciplinary Action

If the Union's statement of the language is agreed to by the City, the proposal is approved. If there is no agreement, the proposal shall be sent back to the parties.

Article 30 Weekend Differential

The Union's proposal is rejected.

Article Drug and Alcohol Testing

The parties agreed to the proposed provision.

Article Assignment to Road Details

The proposal is granted, subject to the following: The City promises to provide basic training prior to assigning the personnel. For such details, the following selection process shall apply:

1. Sworn police officers (and superior officers) shall have first preference in accordance with Article 9, Section c of the Contract and current practice. If none are available, then:
2. Retired Haverhill police officers or reserves, in accordance with Article 9 of the Contract and current practice, shall be offered the detail. If none are available, then:
3. Persons who are not sworn police officers, subject to the training requirements above, shall be offered the detail.

Article Sick Leave Buy Back

The City's proposal is rejected.

INTRODUCTION

This proceeding is an Interest Arbitration pursuant to St. 1973, c. 589, as amended. It concerns the successor to the parties' most recent collective bargaining agreement, which expired on June 30, 2014.

Two days of hearing were held by the Panel on January 30 and February 3, 2017, in Haverhill, Massachusetts. Both parties presented witnesses and submitted briefs. The Panel met on May 24, 2017. The panel decision, based its consideration of the data presented and the factors below, signed off on June 30, 2017.

Chapter 589 of the Acts of 1987

Chapter 589 requires that 11 factors be given weight in any decision or determination resulting from the mechanism or procedure determined by the committee to be followed by the parties in order to reach final agreement pursuant to this section shall include, but not be limited to:

1. Such an award shall be consistent with (i) section twenty-one C of chapter fifty-nine of the General Laws and (ii) any appropriation for that fiscal year from the fund established in section two D of chapter twenty-nine of the General Laws.
2. The financial ability of the municipality to meet costs.
3. The interest and welfare of the public.
4. The hazards of employment, physical, educational and mental qualifications, job training and skills involved.
5. A comparison of wages, hours, and conditions of employment of the employees involved in the arbitration proceeding with the wages, hours, and conditions of employment of other employees performing similar services and with other employees generally in public and private employment in comparable communities.
6. The decision and recommendations of the factfinder, if any.
7. The average consumer prices for goods and services, commonly known as the cost-of-living.
8. The overall compensation presently received by the employees, including direct wages and fringe benefits.
9. Changes in any of the foregoing circumstances during the pendency of the dispute.
10. Such other factors, not confined to the foregoing which are normally or traditionally taken into consideration in the determination of wages, hours, and condition of employment through voluntary collective bargaining, mediation, factfinding, arbitration, or otherwise between the parties, in the public services or in private employment.
11. The stipulations of the parties.

THE ISSUES AND DISCUSSION

Issue No. 1 - Duration

The Union and the City agree on a three year agreement, from July 1, 2014 to June 30, 2017.

Issue No. 2 - Article 21 Salaries

Period	City Proposal	Union Proposal
July 1, 2014 to June 30, 2015	1.5%	4%
July 1, 2015 to June 30, 2016	1.5%	5%
July 1, 2016 to June 30, 2017	1.75%	3%
Total Cost	4.75%	12%

Position of the Union

The Union proposes wage increases of 4%, 5% and 3% for the years FY15, FY16, and FY 17, respectively. It argues that its proposal is reasonable and would bring the Haverhill Police Patrol Officers from their current wage lag of 12.9% to the average of the comparable municipalities. It presents the following arguments.

The City has the ability to pay. In fact, according to Mayor Fiorentini, it is in the strongest financial position in years and the City taxes are below the levy limit for the third year in a row. Its bond rating has improved since the Fire Award to a S&P of AA. Moreover, the Union's proposal requires no unusual taxation or tax overrides and the Police Department has been turning back money to the general fund over the past several years. These are just two of the examples, the Union points out, of the excellent financial position of the City. The Union states that the City is in an excellent position to fund its request: the City's financial flexibility has greatly increased since FY11.

The wages and benefits of comparable municipalities are significantly higher than those of the Haverhill Police Patrolmen. According to their consultant, Mr. Dasey, the Haverhill officers lag behind the comparable communities that the Union has identified by more than 12%. The proposed level of funding would bring them only to the average of the comparables as of FY17, not above average.

Moreover, the cost of living is higher in Haverhill than in comparable communities

Position of the City

The City maintains that there is nothing that justifies a deviation from the wage pattern of the Model Contract, already laid down for the Superior Police Officers and the Fire Fighters. The City maintains that the Model Contract notion is fair, it preserves historical relationships between the City three public safety unions, and it maintains the base pay and overall compensa-

tion of Haverhill's Patrolmen at a competitive level compared to their external peers. As Arbitrator Zarr-Cochran (2006) wrote, "Conformity of wage increases across units, particularly when there is a history of this approach to bargaining... provides predictability and stability to both sides of the labor/management equation."

The City states that in the absence of some overriding justification, it would be inequitable to grant greater pay raises than other employees of the City and especially their public safety counterparts and superior officers. The City argues that the Union proposal, 2½ times the amount received by other city workers, is unreasonable. It argues that the proper barometer is other public safety Unions within the City.

It argues that an internal pattern of similarity of wage increases "trumps" external data because it is an internal pattern, which can be viewed as already having reconciled the issue of a Town's ability to pay. In short, there is a long history of negotiating equal wage increases which reflect a consensus that is both fair and equitable.

In Haverhill, there is a 15 year history of consistent COLA increases across the three public safety units, the 3 other City unions (Teamsters, AFSCME, Laborers), and Administrative/No-union employees. (This relates to base pay increases and does not include Union-specific pay.) For a decade, Police Officers, and Fire Fighters base salaries have been very close except for one exception, favoring the Police. To accept the present Union proposals would turn early 2014 wage parity into a gross disparity of 11.5%. Moreover, it would shrink the Sergeant-Police Officer ratio by over 7%. The City continues that the statutory factor of external comparability provides no basis for departure from the Model Contract. And the view that Police duties are unique, thus different and deserve a greater base increase than Firefighters is, in the City's view, a non-argument. To award an increase of significant magnitude to the Police, for example, would rupture the concept of parity which has existed for many years.

Relating to city comparisons on the salary issue, the City used much different criteria for selecting the cities than did the Union. The results are predictable. The City's choice supported its claims and showed that the City's offer of 4.75% over three years will result in a base annual compensation for a Haverhill Police Officer with 7 years of experience of \$56,408 (Exhibit 6C), still ahead of some of the settled communities. In short, Haverhill fits comfortably within the midrange of its comparables, and thus is consistent with the Model Contract approach used by the City. The other elements of compensations are close to the average of the comparable cities.

Note: It is not useful to compare the City and the Union comparisons, since their choice of municipalities are different, choice of the data from each are, in many cases, incomparable and, in some case, the manner of computation is unorthodox.

One final point. The City maintains that although the City's budget has stabilized under good fiscal management, the City is in no position to deviate from its internal Model Contract pattern, given its past and current financial position. Considerable testimony was provided on several areas of expenditure, both by Mayor Fiorentini and City Auditor Charles Benevento, to the effect that things were definitely better, but there was still much to do. Many examples

were provided to show how the City has progressed. The Union's response to this presentation raised some important points, but in the final analysis, the Panel could not conclude that there was a significant reservoir of money which could be applied to this negotiation without adverse effect on the City.

Discussion

The Model Contract embraced by the City would have the City offer what they put on the table: 1.5%, 1.5%, and 1.75%, the funding given the firefighters. However, there are two considerations that bear on this Model Contract proposal.

First, a comparison of the City of Haverhill's choice of municipalities with Haverhill for the three years at issue shows the following (CX 177).

Comparison of Percentage Change of Base Compensation			
	FY-2015	FY-2016	FY2017
Cities	2.19%	2.5%	2.17%
Haverhill	1.5%	1.5%	1.75

This chart indicates that the City's offer is 2.11% below the City's comparative group average. It is reasonable that the City offer more, given that the disparity between the comparison group average is greater than 2%. An increase of .75% seems fair and reasonable.

Second, as indicated above, the City is in good fiscal shape and there is no reason to expect it will not stay this way. It can afford to fund the salary account more so than in previous years.

It also proposes that no retroactive wages shall be due and owing to any person not employed at the time of any agreement or award, unless said person left the employ of the City of Haverhill to become an active M.G.L. c. 32 retiree.

Award

The increase to the base rate shall be the following:

FY15 – 1.50%

FY16 – 1.50%

FY17 – 2.50% [1.75% + .75% (Adj. towards Comparison Cities)]

Issue No. 3 – Article 9 Private Detail Rate

Current Contract Language

Effective July 1, 2013, the rate shall be forty-four dollars (\$44) per hour with a four (4) hour minimum.

Position of the Union

The Union proposes that the rate be increased to \$46 per hour, **going forward**. It argues that this position is reasonable and would adjust the Haverhill rate in line with the comparable municipalities, although it would still be at the low end. Moreover, there would be no increased cost to the City.

While the City has stated that the average private rate is \$44/hr., it has overlooked several nearby towns/cities. The Union points to the Private Detail Rates of the cities and towns which border on Haverhill, for example, Methuen at \$58/hr., North Andover at \$49/hr., Lawrence at \$45/hr., and Andover at \$50/hr.

Position of the City

The City rejects this proposal, arguing that the private detail rate is already competitive among the City's comparable communities.

Discussion

The Union's proposal is reasonable, given the rates at neighboring cities and town. It would still place the Union near but not at the top of the City's list of communities, and the raise does not increase the cost to the city of Haverhill.

Award

The private detail rate shall be raised to \$46/hour, effective immediately, one week after the City Council votes to fund the award.

Issue No. 4 – Article 17A (New) Just Cause Provision

Current Contract Language

The present language does not mention "just cause" as a standard

Position of the Union

The City has agreed to arbitrate discipline under the "just cause" standard. The language, which follows, is offered by the Union and is intended to make explicit that which has been the practice. [Taken from Appendix A – Union's Proposed Award]

Section 1

No employee shall be discharged, suspended or demoted for disciplinary reason without just cause.

Section 2

The grievance shall follow the Grievance Procedures outline in Article 17.

Section 3

As a condition precedent to submitting a grievance alleging a violation of Section (d), pursuant to Article 1 – Grievance Procedure, the Association and the employee involved shall sign and give to the employer, on a form prepared by the Employer, a waiver of any and all rights to appeal the disciplinary action to any other forum including the Civil Service Commission. The waiver shall include a declaration that no other disciplinary review has been commenced.

Section 4

Should the Association submit a grievance alleging a violation of Section 1 to arbitration, the arbitration shall be conducted on an expedited basis.

Position of the City

The City raised several points in its brief about the language presented above.

Discussion

There was no discussion of this language during the two-day hearing, and it was the Panel's understanding that what was presented above by the Union incorporated the parties understanding of the language and process that is currently being used.

If this is not the case, since the Panel does not have the facts to reach a position, this issue shall be withdrawn from this proceeding and returned to the parties for separate negotiation.

Award

If the Union's presentation is not acceptable to the City, the entire issue shall be removed from this proceeding and can be raised separately.

ISSUE No. 5 – Article 30 Weekend Differential**Current Contract Language**

Any member of the Bargaining Unit who works any hours between the hours of 4:30 p.m. and 8:30 a.m. will receive a night differential of ten percent (10%) computed on their annual salary. Said differential is to be paid weekly. An employee does not have to be regularly assigned to said shift to receive the differential.

Every member of the Bargaining Unit will receive a differential of one percent (1%) computed on their base wage (to be paid weekly).

Position of the Union

The Union proposes to revise Article 30 by adding another section, as follows:

Section 1 [See above]

Any member of the Bargaining Unit who works any hours between the hours of 4:30 p.m. and 8:30 a.m. will receive a night differential of ten percent (10%) computed on their annual salary. Said differential is to be paid weekly. An employee does not have to be regularly assigned to said shift to receive the differential.

Every member of the Bargaining Unit will receive a differential of one percent (1%) computed on their base wage (to be paid weekly).

(Proposed) Section 2

Any member of the Bargaining Unit who works any hours between the hours of 11:30 p.m. on Friday and 2:30 a.m. Monday will receive a weekend differential of five percent (5%) computed on their salary for each said shift. Said differential is to be paid weekly (or bi-weekly if biweekly payroll is mutually agreed to by the parties). An employee does not have to be regularly assigned to said shift to receive the differential. Said differential shall be for "weekend" shifts only and does not apply to Friday early night shifts or Monday late shifts.

The Union states that there should be proper coverage of each of the four shifts. Since the Department does not presently have the staffing to fully staff the 6 p.m. to 2 a.m. shift which has forced officers to work the overtime and/or work double shifts. In many cases, the Union notes, the officers have complained they have had to miss family events. The Union proposal on weekend differential will incentivize officers who are available to and willing to work weekend shifts in order to fill an operational need of the Department.

Position of the City

The City seeks no change in the language, arguing that there was no convincing case presented that would justify a 5% increase, and adds that this proposal is an additional wage increase disguised as a benefit. The City points out that this weekend differential is payable to virtually all officers for doing what they have always done, namely, work some weekends.

It notes that the Superior Officers do not receive a weekend differential nor do the Fire Fighters. Externally, none of the City's comparable communities pay a weekend differential. Moreover, the cost would be 1.4% on top of the proposed 12% wage increase.

Discussion

The cost of this work differential (1.4%) as well as the fact that no comparable unit in the City receives it dictates that it is be rejected, at least for the present time.

Award

The proposal is rejected.

ISSUE No 6 – Article 31 Sick Leave Buyback**Current Contract Language**

Article 31(c) reads, in part, as follows:

The City and the Union agree that all newly hired employees shall be considered ineligible for Sick Time “buy back.” However, this language will not take effect until all public safety unions have agreed to this language.

Position of the City

The City proposes that the second sentence of Article 31(c) [“However, this...”] should be removed, pointing out that sick leave is a benefit designed to permit time off to deal with health issues. It is not intended as a retirement bonus.

Position of the Union

The Union argues that there be no change in language of Article 31(c). The Union states that it entered into the language, above, by voluntary agreement during the 2012 bargaining, the first bargaining unit to agree. There is no reason why the Union should agree to removing this language the Union voluntarily agreed to in the previous bargaining.

Discussion

The City made an offer to amend Article 31(c). The Union refused. The article shall remain unchanged.

Award

The City’s proposal is rejected.

ISSUE No. 7 (new) Drug and Alcohol Testing**Position of the City**

The City seeks to add a new article with a Drug and Alcohol Policy which is the same as that of the Haverhill Police Superior Officers’ bargaining unit.

Position of the Union

The Union agrees to the proposal

Award

Haverhill's police officers shall be subject to the same drug and alcohol testing policy as Haverhill Police Superior Officers' bargaining unit.

Issue No. 8. Assignment of Road Details

Current Contract Language

Article 9 Private Details and Overtime

The present article provides for payment of \$44 per hour, with a four hour minimum.

Position of the City

The City argues that it should have the right to use persons who are not sworn police officers to direct traffic, subject only to a requirement of training, to engage road detail personnel, or flaggers, in situations where a sworn police officer is not necessary.

Position of the Union

The Union opposes this language, pointing out that the City has not provided any evidence in support of the proposal. Moreover, it maintains that proper enforcement and the general welfare of the public requires that uniformed officers be assigned to road details.


Discussion

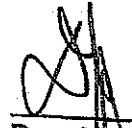
It is not unreasonable to use individuals who are not sworn police officers to direct traffic, provided the task to be performed is within their individual abilities. The City promises to provide basic training prior to assigning employees to this duty. For such details, the following selection process shall apply:

1. Sworn police officers (and superior officers) shall have first preference in accordance with Article 9, Section c of the Contract and current practice. If none are available then:
2. Retired Haverhill police officers or reserves, in accordance with Article 9 of the Contract and current practice, shall be offered the detail. If none are available, then:
3. Persons who are not sworn police officers, subject to the training requirements above, shall be offered the detail.


Award

The City's proposal is granted with the clarifications indicated.


Alan Andrews, Union Representative


Dean Marzarella, City Representative

Dissent


Bruce Fraser, Neutral Chair



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

File 10 days

11.2.11

ORDERED:
MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
LAW ENFORCEMENT
POLICE OFFICERS

BE IT ORDAINED by the City Council of the City of Haverhill that Document 82-G of 2013 is hereby amended and replaced with the following:

Amend SECTION 21: SALARIES by the following:

EFFECTIVE 7/1/14 1.5%

	Start	Year 1	Year 2	Year 3	Year 5
Wage Scale A	\$ 827.83	\$ 901.94	\$ 958.91	\$ 1,015.66	\$ 1,050.34
Wage Scale B	\$ 757.28	\$ 824.64	\$ 876.44	\$ 928.03	\$ 959.56
Wage Scale C	\$ 698.48	\$ 760.24	\$ 807.72	\$ 855.01	\$ 883.90
Wage Scale D	\$ 672.62	\$ 731.90	\$ 777.48	\$ 822.87	\$ 850.62

EFFECTIVE 7/1/15 1.5%

	Start	Year 1	Year 2	Year 3	Year 5
Wage Scale A	\$ 840.25	\$ 915.47	\$ 973.29	\$ 1,030.89	\$ 1,066.10
Wage Scale B	\$ 768.64	\$ 837.01	\$ 889.59	\$ 941.96	\$ 973.95
Wage Scale C	\$ 708.96	\$ 771.64	\$ 819.83	\$ 867.83	\$ 897.16
Wage Scale D	\$ 682.71	\$ 742.87	\$ 789.14	\$ 835.21	\$ 863.38

EFFECTIVE 7/1/16 2.5%

	Start	Year 1	Year 2	Year 3	Year 5
Wage Scale A	\$ 861.26	\$ 938.35	\$ 997.63	\$ 1,056.67	\$ 1,092.75
Wage Scale B	\$ 787.86	\$ 857.93	\$ 911.83	\$ 965.50	\$ 998.30
Wage Scale C	\$ 726.68	\$ 790.93	\$ 840.33	\$ 889.53	\$ 919.59
Wage Scale D	\$ 699.78	\$ 761.45	\$ 808.87	\$ 856.09	\$ 884.96

Amend SECTION 9: PRIVATE DETAILS AND OVERTIME by the following:

Effective immediately (one week after the City Council votes to fund the award) increase the private detail rate to \$46 per hour.

Approved as to legality:


City Solicitor



DOCUMENT 82-G

CITY OF HAVERHILL

In Municipal Council December 17, 2013

BACKUP

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
LAW ENFORCEMENT
POLICE OFFICERS

BE IT ORDAINED by the City Council of the City of Haverhill that Document 67 of 2010 is hereby deleted and replaced with the following:

SECTION 21 SALARIES to read as follows:

Wage Scale A

EFFECTIVE 7/1/2012 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$753.34	\$825.27	\$880.57	\$935.66	\$969.33
EFFECTIVE 7/1/2013 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$764.64	\$837.65	\$893.78	\$949.69	\$983.86
EFFECTIVE 6/30/2014	Start	Year 1	Year 2	Year 3	Year 5
	\$815.60	\$888.61	\$944.74	\$1,000.65	\$1,034.82

Wage Scale B

EFFECTIVE 7/1/2012 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$684.86	\$750.24	\$800.52	\$850.60	\$881.20
EFFECTIVE 7/1/2013 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$695.13	\$761.49	\$812.53	\$863.36	\$894.42
EFFECTIVE 6/30/2014	Start	Year 1	Year 2	Year 3	Year 5
	\$746.09	\$812.45	\$863.49	\$914.32	\$945.38

Wage Scale C

EFFECTIVE 7/1/2012 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$627.79	\$687.72	\$733.81	\$779.71	\$807.77
EFFECTIVE 7/1/2013 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$637.20	\$698.04	\$744.82	\$791.41	\$819.88
EFFECTIVE 6/30/2014	Start	Year 1	Year 2	Year 3	Year 5
	\$688.16	\$749.00	\$795.78	\$842.37	\$870.84

Wage Scale D

EFFECTIVE 7/1/2012 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$602.68	\$660.22	\$704.46	\$748.52	\$775.46
EFFECTIVE 7/1/2013 1.5%	Start	Year 1	Year 2	Year 3	Year 5
	\$611.72	\$670.12	\$715.03	\$759.75	\$787.09
EFFECTIVE 6/30/2014	Start	Year 1	Year 2	Year 3	Year 5
	\$662.68	\$721.08	\$765.99	\$810.71	\$838.05

82-C
Salary Ordinance
Law Enforcement
Law Police Officers

ADD TO SECTION 15 INJURY LEAVE the following paragraph to the end of the section:

The Association agrees to the immediate implementation of these revised policies and that these policies shall apply to all employees upon the granting of injured duty leave or the commencement of sick leave without any waiting period. In consideration the City shall pay annually to each employee covered by this agreement a stipend of \$300.00, to be payable the first week of February of each year commencing February 2014.

ADD TO SECTION 27 MISCELLANEOUS the following paragraph:

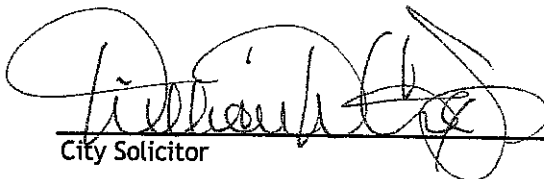
The weekly stipend for Detectives of \$6.00 shall be increased to twenty-five dollars (\$25.00). Effective upon ratification by the Union and approval by the City Council, and, there shall be no retroactive payments.

DELETED HAZARDOUS DUTY PAY SECTION

DELETED SHOOTING ALLOWANCE SECTION

DELETED LAW READING MATERIALS SECTION

Approved as to legality:



City Solicitor

PLACED ON FILE for at least 10 days

Attest:




Acting City Clerk

IN CITY COUNCIL: January 7 2014

PASSED

Attest:



City Clerk

APPROVED:



Mayor



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

File 10
days

11.2.2

ORDERED:

MUNICIPAL ORDINANCE

CHAPTER 240

AN ORDINANCE RELATING TO VEHICLES AND TRAFFIC

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 240, as amended, be further amended as follows to
§ 240-85 Schedule B: Parking Restrictions and Prohibitions:

Downing Avenue

**Both sides from its intersection
with Primrose Street westerly to
the dead end**

No Parking

24 hrs

APPROVED AS TO LEGALITY:

City Solicitor



Haverhill

Engineering Department, Room 300
Tel: 978-374-2335 Fax: 978-373-8475
John H. Pettis III, P.E. - City Engineer
JPettis@CityOfHaverhill.com

July 20, 2017

**MEMO TO: CITY COUNCIL PRESIDENT JOHN MICHITSON AND
MEMBERS OF THE CITY COUNCIL**

**Subject: *Downing Avenue, Add No Parking to south side of road
between Primrose Street and dead end***

As requested by HPD, attached is an ordinance for No Parking on Downing Avenue between Primrose Street and the dead end. Note the existing ordinance prohibits parking on the north side only. Also note that the existing ordinance refers to this section of roadway as Downing Ave Extension, whereas the roadway is officially Downing Avenue.

Please contact Chief DeNaro or me if you have any questions.

Sincerely,


John H. Pettis III, P.E.
City Engineer

C: Mayor Fiorentini, Stankovich, Ward, Cox



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

File 10 days

11.2.3

XXXXXXXXXX

CHAPTER 240

An Ordinance Relating to Parking
(207 Groveland Street-Handicapped Parking)

BE IT ORDAINED by the City Council of the City of Haverhill that Article XIII, Section 240-1302 Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by inserting the following:

LOCATION	REGULATION	HOURS/DAYS
207 Groveland Street	No Parking	24 Hours

In front of No. 207
Groveland Street except
For 1-24 Hour handicapped
Parking space at No. 207

APPROVED as to legality:

City Solicitor

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycnd@cityofhaverhill.com

July 12, 2017

TO: Mr. William Pillsbury
Planning and Development Director

RE: Document to Establish Handicap Parking Ordinance – 207 Groveland Street

Dear Mr. Pillsbury:

At the City Council meeting held on July 10, 2017, the following request for a handicap parking space was approved and submitted by Chief DeNaro:

- 207 Groveland Street

Would you kindly prepare the proper documents and place it on the next Council agenda for action. Thank you for your continued cooperation, consideration and assistance. It is appreciated.

Sincerely yours,

John A. Michitson, President
Haverhill City Council

JAM/bsa

encl.

c: Mayor James J. Fiorentini
City Councillors
Police Officer Lance Powell

Backup

11.2.4

CITY OF HAVERHILL
APPLICATION FOR HANDICAP PARKING SIGN

*NEW ☒
*RENEWAL _____

DATE OF REQUEST May 17, 2017 DATE OF APPROVAL _____

NAME: John W. Woolf, SR.

ADDRESS: 207 Groveland St., Haverhill, MA. 01830

TELEPHONE #: 978-374-10242

VEHICLE TYPE: 2010 Ford Edge

PLATE #: 58KS50

Do you currently have off street parking at your residence? ☒ Yes ☐ No

If yes, why is there a need for a handicap parking sign? too many stairs on side entrance of home. only 3 stairs out front of home.

Did you have a handicap parking sign at a previous address? ☐ Yes ☒ No

If yes, location? _____

x John W. Woolf SR.
Applicant Signature

* Please include a copy of your current handicap placard or handicap registration, along with this application.

☒ Approve ☐ Denied

Reason for denial

Al R. [Signature]
Chief of Police Signature

☐ Approve ☐ Denied

Reason for denial

City Council Approval

Please allow for a minimum of thirty (30) days for sign placement upon approval of City Council.

*ORDINANCE WILL EXPIRE 24 MONTHS FROM DATE OF APPROVAL.

MAIL OR DELIVER COMPLETED APPLICATION TO CHIEF OF POLICE, 40 BAILEY BLVD.

To: Chief Denaro
From: Officer Powell
Date: June 26, 2017
RE: Handicap Parking sign application

Sir,

I have spoken with the wife of John Woolf Sr. of 207 Groveland St. in regards to his application for a handicap parking sign. I also inspected the location. At this time it appears that he meets all the requirements for a handicap sign and I would recommend that a sign be placed at the location.

Respectfully Submitted,



Officer L. Powell #8



Haverhill

Economic Development & Planning
Phone: 978-374-2330 Fax: 978-374-2315
wpillsbury@cityofhaverhill.com

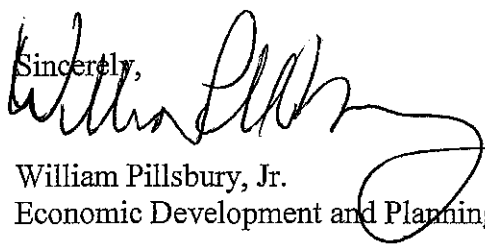
July 12, 2017

Mr. John A. Michitson, Council President
City Council Members
City Hall-Room #204
City of Haverhill

RE: ESTABLISHMENT OF HANDICAP PARKING – 207 GROVELAND STREET

Dear Council President & Councilors:

As per your request dated, July 12, 2017, I am submitting a Municipal Ordinance that will allow for handicap parking in front of 207 GROVELAND STREET.

Sincerely,

William Pillsbury, Jr.
Economic Development and Planning Director

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

1211

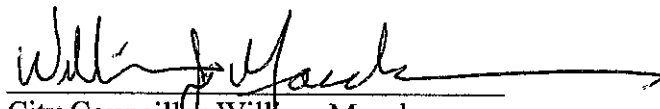
CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

July 11, 2017

TO: Mr. President and Members of the City Council:

Councillors McGonagle and Macek request a discussion about obstructed sidewalks by means of vehicles parked on the sidewalks and overgrown plants and shrubs.


City Councillor Michael McGonagle


City Councillor William Macek

BC



DOCUMENT 13-C

CITY OF HAVERHILL

In Municipal Council

~~ORDERED~~

1311

MUNICIPAL ORDINANCE

CHAPTER

AN ORDINANCE RELATING TO
SALARIES FOR ADMINISTRATIVE & PROFESSIONAL POSITIONS

BE IT ORDAINED by the City Council of the City of Haverhill that document 40-B of 2011, and any subsequent amendments thereto, be and are hereby amended by deleting the following words and figures:

"MAYOR	MAYOR	\$90,000.00
CITY COUNCIL	PRESIDENT	\$14,384.00**
	COUNCILLORS (8)	\$12,884.00**"

by inserting in place thereof the following:

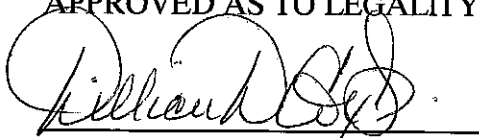
"MAYOR	MAYOR	\$110,000.00
CITY COUNCIL	PRESIDENT	\$18,000.00**
	COUNCILLORS (8)	\$15,000.00**"

****The Mayor and members of the City Council and School Committee shall not be paid any monies for expenses, except for documented reimbursable expenses as appropriated from time to time."**

An Elected Official Salary Study Commission shall be appointed by the Mayor on or about November 1, 2020, and every four years thereafter, to review and make recommendations for adjustments to the salary schedule for elected officials.

Effective Date: January 1, 2018

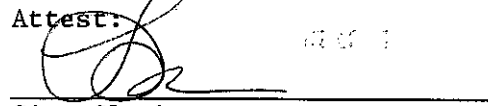
APPROVED AS TO LEGALITY:


City Solicitor

13.1

PLACED ON FILE for at least 10 days

Attest:



City Clerk

IN CITY COUNCIL: July 11 2017

VOTE TO POSTPONE 2 WEEKS TO JULY 25 2017

PASSED:

Attest:


City Clerk

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
 MELINDA E. BARRETT
VICE PRESIDENT
 ANDRES X. VARGAS
 MICHAEL S. MCGONAGLE
 JOSEPH J. BEVILACQUA
 COLIN F. LEPAGE
 MARY ELLEN DALY O'BRIEN
 WILLIAM J. MACEK
 THOMAS J. SULLIVAN



CITY OF HAVERHILL
 HAVERHILL, MASSACHUSETTS 01830-5843

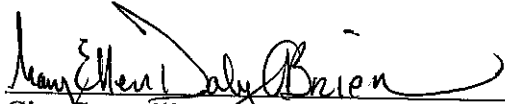
13.2

CITY HALL, ROOM 204
 4 SUMMER STREET
 TELEPHONE: 978 374-2328
 FACSIMILE: 978 374-2329
 www.ci.haverhill.ma.us
 citycncl@cityofhaverhill.com

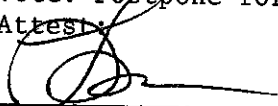
June 26, 2017

TO: Mr. President and Members of the City Council:

Councillor Mary Ellen Daly O'Brien would like to request a discussion about Merrimack Street bump outs.


 City Councillor Mary Ellen Daly O'Brien

IN CITY COUNCIL: July 11 2017
 Vote: Postpone for 2 weeks - July 25 2017
 Attest:


 City Clerk

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
 MELINDA E. BARRETT
VICE PRESIDENT
 ANDRES X. VARGAS
 MICHAEL S. MCGONAGLE
 JOSEPH J. BEVILACQUA
 COLIN F. LEPAGE
 MARY ELLEN DALY O'BRIEN
 WILLIAM J. MACEK
 THOMAS J. SULLIVAN



CITY OF HAVERHILL
 HAVERHILL, MASSACHUSETTS 01830-5843

13,3

CITY HALL, ROOM 204
 4 SUMMER STREET
 TELEPHONE: 978 374-2328
 FACSIMILE: 978 374-2329
 www.ci.haverhill.ma.us
 citycndl@cityofhaverhill.com

July 5, 2017

Mr. President and Members of the City Council:

Councillors Barrett, LePage and Daly O'Brien request a discussion and an update concerning the status of the HHS girls' softball facility to comply with Title IX and ADA requirements.

Melinda Barrett
 City Councillor Melinda Barrett

Colin LePage
 City Councillor Colin LePage

Mary Ellen Daly O'Brien
 City Councillor Mary Ellen Daly O'Brien

IN CITY COUNCIL: July 11 2017
 Voted to postpone for 2 weeks - to July 25 2017
 Attest:

[Signature]
 City Clerk

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
 MELINDA E. BARRETT
VICE PRESIDENT
 ANDRES X. VARGAS
 MICHAEL S. MCGONAGLE
 JOSEPH J. BEVILACQUA
 COLIN F. LEPAGE
 MARY ELLEN DALY O'BRIEN
 WILLIAM J. MACEK
 THOMAS J. SULLIVAN



CITY OF HAVERHILL
 HAVERHILL, MASSACHUSETTS 01830-5843

13.4

CITY HALL, ROOM 204
 4 SUMMER STREET
 TELEPHONE: 978 374-2328
 FACSIMILE: 978 374-2329
 www.ci.haverhill.ma.us
 citycnci@cityofhaverhill.com

July 5, 2017

TO: Mr. President and Members of the City Council:

Councillors McGonagle and LePage request a discussion and an update concerning pending Public Safety Capital projects as recently detailed by Public Safety officials.

Michael McGonagle
 City Councillor Michael McGonagle *mc*

Colin LePage
 City Councillor Colin LePage *mc*

IN CITY COUNCIL: July 11 2017
 Vote to postpone 2 weeks to July 25 2017
 Attest:

[Signature]
 City Clerk



DOCUMENT 47

CITY OF HAVERHILL

In Municipal Council March 28 2017

13.5

~~ORDERED~~

MUNICIPAL ORDINANCE

CHAPTER 227

AN ORDINANCE RELATING TO TAG DAYS

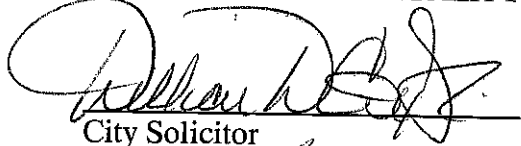
BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 227, as amended, is hereby further amended as follows:

§227-7. Soliciting on public ways.

By deleting the section in its entirety and inserting in place thereof the following:

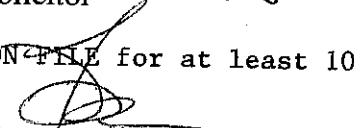
"No solicitation on or in a public way shall be allowed."

APPROVED AS TO LEGALITY


City Solicitor

PLACED ON FILE for at least 10 days

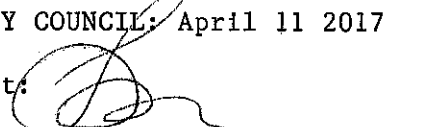
Attest:

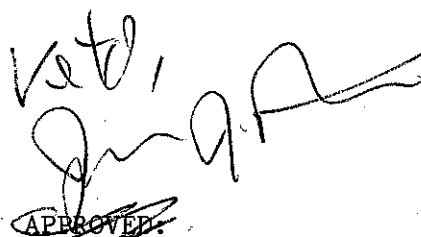

City Clerk

IN CITY COUNCIL: April 11 2017

PASSED

Attest:


City Clerk

Veto,

APPROVED:

Mayor

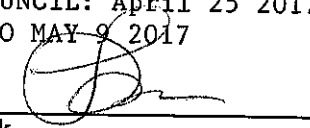
APRIL 18 2017

VETOED BY MAYOR FIORENTINI

IN CITY COUNCIL: April 25 2017

POSTPONE TO MAY 9 2017

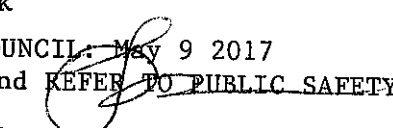
Attest:


City Clerk

IN CITY COUNCIL: May 9 2017

TABLED and REFER TO PUBLIC SAFETY COMMITTEE

Attest:


City Clerk

CITY OF HAVERHILL

MASSACHUSETTS

CITY SOLICITOR'S OFFICE

145 South Main Street

Bradford, MA 01835

(978) 373-2360


FAX: 978/891-5424

EMAIL: billcoxlaw@aol.com

**WILLIAM D. COX, JR.
CITY SOLICITOR**

March 23, 2017

TO: John A. Michitson, President and Members of the Haverhill City Council

FROM: William D. Cox, Jr., Esq., City Solicitor 

RE: Tag Days

As requested, I have prepared an ordinance prohibiting soliciting on public ways.

If I can be of any further assistance, kindly advise. Thank you.

cc: James J. Fiorentini, Mayor

47-B

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

13.6
CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

April 19, 2017

Dear Mr. President and Members of the Haverhill City Council:

I hereby veto document number 47 passed on April 11, 2017 concerning solicitation on a public way and entitled "AN ORDINANCE RELATING TO TAG DAYS."

I commend the City Council for addressing the potential safety issue of having people on too many occasions soliciting in too many streets. I also commend the Council for offering to work with our veterans groups, especially the Korean War Veterans, to assist them in raising money. As Mayor and as the son of a Korean War era veteran I thank you for assisting that group. I also commend the City Council for recognizing that there are simply some places in the city that are too dangerous to allow for on street collection.

However, I do not agree with an outright ban on all in street soliciting. Although the ordinance correctly identifies a problem, I feel that it went too far in banning any solicitation at any time on or in a public way. I am particularly concerned because this ordinance would prevent the firefighters from doing their annual collection for the Muscular Dystrophy Association.

For 63 years, the firefighters have had an agreement nationwide with the Muscular Dystrophy Association that firefighters will collect money on Labor Day weekend in order to assist in raising money to help cure this terrible disease. Haverhill firefighters have raised money for Muscular Dystrophy for around 40 years. No Haverhill firefighter and so far as we can determine, no civilian has ever been injured in collecting money for Muscular Dystrophy. Last year, Haverhill Firefighters collected \$13,000 for the Muscular Dystrophy Association. At least two Haverhill residents suffer from muscular dystrophy.

While I recognize that there have been some complaints over the years, I feel that the good of this one weekend a year collection outweighs that inconvenience.

I do appreciate the concerns of the council. I believe that a reasonable compromise would be to allow an exception to this ordinance that would allow for solicitation one weekend a year, on Labor Day weekend, in front of the Water Street fire station only.

Accordingly, I hereby veto document number 47 passed by the city Council on April 11, 2017. It is my recommendation that the Council uphold my veto and then re-pass the ordinance with the following amendment:

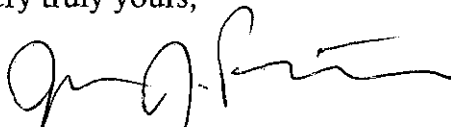
47-B

13.6

"No solicitation on or in a public way shall be allowed except that on Labor Day weekend firefighters shall be allowed to solicit for the Muscular Dystrophy Association in front of the Water Street fire station."

Under our rules, my veto and the veto message must sit on file through one council meeting cycle before being voted upon. Under our rules, it would normally come up for a vote on May 2, 2017. I will be away that night, so I would appreciate your continuing it until the meeting on May 9, 2017.

Very truly yours,

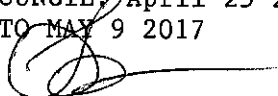


James J. Fiorentini, Mayor

JJF/lyf

IN CITY COUNCIL: April 25 2017
POSTPONE TO MAY 9 2017

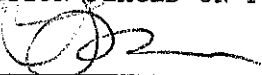
Attest:



City Clerk

IN CITY COUNCIL: May 9 2017
COMMUNICATION PLACED ON FILE AND ORDINANCE TABLED TO PUBLIC SAFETY COMMITTEE

Attest:



City Clerk

New


**CITY OF HAVERHILL
MASSACHUSETTS
CITY SOLICITOR'S OFFICE**

145 South Main Street
Bradford, MA 01835
(978) 373-2360
FAX: 978/891-5424
EMAIL: billcoxlaw@aol.com

**WILLIAM D. COX, JR.
CITY SOLICITOR**

July 18, 2017

TO: John Michitson, President and Members of the Haverhill City Council

FROM: William D. Cox, Jr., Esq., City Solicitor 

RE: Tag Day Ordinance - Mayor's Veto/Amendment

As requested at the July 10, 2017 meeting of the City Council's Public Safety Committee meeting chaired by Councillor McGonagle, below is a proposed amendment to the Tag Day Ordinance to be acted on after the Mayor's veto is upheld:

That the document be amended by adding the following after the word "allowed":

“, except that the Haverhill Firefighters may solicit for the Muscular Dystrophy Association every Labor Day weekend from Friday thru Monday in front of the Water Street Fire Station. No further permit from the City shall be required for this activity.”

Should you have any questions or concerns, please do not hesitate to contact me.

Encl.

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LE PAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



1511
CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

MINUTES OF THE NATURAL RESOURCES & PUBLIC PROPERTY COMMITTEE MEETING HELD ON JUNE 15, 2017

Committee Members present: Committee Chairperson Thomas Sullivan, and Committee Members Joseph Bevilacqua and Colin LePage. Councilors Melinda Barrett and William Macek also attended.

Department Heads: Vin Ouellette – Human Services Director.

Attendees: Beverly Donovan, President and CEO, Greater Haverhill Chamber of Commerce, Melissa Seavey, Chamber of Commerce, Jenny Arndt, Creative Haverhill, Alice Mann, Team Haverhill, Joseph LeBlanc, Kevin Burke

- 1) **Doc. # 58-C** – Communication from Councillors Sullivan, Macek and Bevilacqua requesting to discuss an ongoing tree problem on City property abutting and impacting Holland's Flowers located at 577 South Main Street:

Councilor Sullivan began by noting that no one from Holland's Flowers was able to attend the meeting, but that they would be interested in knowing how the discussion went and if anything could be done to prevent further tree damage along this stretch of land. . There were no other persons in attendance for this item. Councilors reviewed the findings of City Engineer John Pettis and Parks Department Supervisor Neil Kelleher that the land in question is actually a paper street and currently each abutter to the road has an ownership interest in up to the middle of the road on each side. Councilor Bevilacqua suggested if the city were to discontinue the right of way the abutters of this paper street would have clear title to this land. Councilor Macek noted that we can remove public passage if there are no future developments planned in this area. Councilors agreed to allow Councilor Sullivan to further communicate with the Holland's to see if they would be interested in further exploring the discontinuation of the paper street which would afford each abutter clear title to their respective shares of this property.

- 2) **Doc. #58-S** – Communication from Councillor Bevilacqua regarding proposed uses on Rep. Dempsey Boardwalk:

Councilor Bevilacqua explained his thoughts on whether the existing festivals held downtown have an adverse economic impact on businesses, and whether or not it would be a good idea to move existing and future new events to the new Dempsey Boardwalk area. He noted this would give purpose and life to the Boardwalk area as well as afford views of the new Fiorentini Rail Trail and the Merrimack River. Councilor LePage pointed out that large events such as Kidsfest wouldn't fit in the Boardwalk space, but that smaller events might fit in the space. Councilor Barrett expressed similar concerns about what types of events would fit the Boardwalk space and

be appropriate to the setting. Councilor Macek mentioned preserving the integrity of the Boardwalk if events were to be allowed to take place at that location.

Greater Haverhill Chamber of Commerce President Beverly Donovan spoke next and expressed Chamber support for using the Boardwalk for future events, but not necessarily the major festivals such as Kidsfest or the Downtown Stroll because of the size of those events. She did say the Boardwalk could certainly become a part of these larger events. She cited a Chamber survey of businesses and found that out of 25 businesses polled, 64% were happy with the downtown events, 24% were not happy, and 12% said they can tolerate them. She also pointed out that Chamber staff have been very accommodating to the businesses and residents concerns about these events.

Creative Haverhill Director Jenny Arndt spoke next about the importance of all the festivals held throughout downtown as they are all cultural assets to the community. She also pointed out how important it is to hold certain arts and cultural events in the Washington Street Historical District and Wingate Street areas.

Team Haverhill Director Alice Mann spoke about Team Haverhill's twelve year involvement helping to revitalize public places and spaces and events. She pointed out that certain events such as River Ruckus need large amounts of space in order to have concert venues as well as room for the antique cars. She pointed out that Team Haverhill has worked closely with all stakeholders to ensure all events sponsored by Team Haverhill are well coordinated and thought out by all before the events are held. She also expressed the importance of maximizing access and connectivity to many areas in the downtown. She asked the Councilors in attendance not to mess this up by requiring all downtown events to only one area of the downtown such as the Boardwalk.

Councilor Bevilacqua responded that he wasn't trying to do anything detrimental to any of the events held downtown. He is just trying to promote the Boardwalk, the Rail Trail and the Merrimack River.

Councilors agreed to recommend that the full Council send a letter to the Mayor requesting the appropriate departments review what, if any, specific rules and regulations apply to the use of the Boardwalk and whether formal applications would be drafted for potential applicants to use the space for public events in the future. Motion made by Councilor LePage, seconded by Councilor Bevilacqua and passed 3-0.

3) Doc. #6-Q – Communication from Councillor Macek requesting a discussion on the establishment of an Adult Fitness and Wellness Zone:

Councilor Macek remarked that an Adult Fitness Park was supposed to be part of the grant to make improvements at Riverside Park. Vin Ouellette explained that inclusion of the Adult Fitness Equipment was dependent upon the size of the grant from the state, and that because the City did not get as much funds as hoped, the Adult Fitness Park had to be cut from the plan.

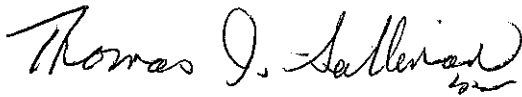
Councilors recommended that a letter from the full Council be sent to the Mayor requesting that he seek grant opportunities if any in the future to establish an Adult Fitness Park. And at least keep it on a list of future park improvements. Motion made by Councilor LePage, seconded by Councilor Bevilacqua and passed 3-0.

4) Doc. # 6-W – Communication from Councillor Bevilacqua requesting to discuss Wood School Playground

Councilor Bevilacqua mentioned the ongoing concern about the condition of the Wood School Playground. Vin Ouellette reviewed improvements that have been made in recent years, including ballfield and basketball court improvements. He also questioned whether the existing chain link fence should be taken down and replaced with a wooden rail type fence. He explained this would be a big job to do and a costly expense to have the entire fence removed, citing not only the concerns over poison ivy and the cement posts that would have to be extracted from the site as well. He also cited the split in the neighborhood whether the fence should come down or stay. Councilors agreed to send a letter to the Mayor requesting consideration to have a new wooden rail fence replace the existing chain link fence, and to include funding in the upcoming capital budget to achieve this purpose. Motion made by Councilor Bevilacqua, seconded by Councilor LePage and passed 3-0.

Meeting adjourned at 8:10 p.m.

Respectfully submitted,



Thomas J. Sullivan, Chairperson
Natural Resources and Public Property Committee

July 18, 2017

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LE PAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



15.2

CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

MINUTES OF THE PUBLIC SAFETY COMMITTEE MEETING
HELD ON JULY 10, 2017

A City Council/Public Safety Committee meeting was held on Monday, July 10, 2017 at 7:00P.M. in the City Council office, Room 204, City Hall.

Committee Members present: Committee Chairperson Michael McGonagle, Councillor Melinda Barrett and Councillor Mary Ellen Daly O'Brien. Councillors LePage and Macek also attended.

Department Heads: William Cox – City Solicitor, Linda Koutoulas-City Clerk, William Laliberty-Fire Chief, Deputy Chief Anthony Haugh-Police Dept.

Attendees: Joseph Miller, Dena Miller, Eric Miller, Ryan Fairbanks, Timothy Carroll, Corey Willis, Michael Fitzgerald

The following item was discussed:

1. **Document #47-B** - Ordinance regarding Tag Days and request Council accept new amendment to City Code Chapter 227-7, Soliciting on public ways

The meeting started at 7:00PM with a spirit of cooperation and a willingness to find a way that the Haverhill Fire Department could continue to collect money for MDA. The Miller family explained how important the boot drive was to the association and the relationship between the MDA and the Haverhill Fire Department. Many firefights attended and spoke in support of the collection and the importance of continuation of this 60+ year tradition. Councilor O'Brien read a letter from the Mayor with a proposal to allow the collection (boot drive) to occur over the labor day weekend in front of the Water street Fire Station. The Mayor's proposal had Police approval and was supported by the Fire Chief. Councilor O'Brien made a motion to accept the Mayor's proposal, which was seconded by Councilor Barrett. The motion was passed 3 to 0, and will be brought to the full Council after Atty. Cox submits the amended language for the ordinance.

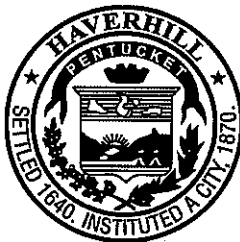
Respectfully submitted,

Michael McGonagle, Chairperson
Public Safety Committee

July 17, 2017

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

DOCUMENTS REFERRED TO COMMITTEE STUDY

6-Q	Communication from Councillor Macek requesting a discussion on the establishment of an Adult Fitness and Wellness zone	NRPP	2/9/16
6-W	Communication from Councillor Bevilacqua requesting to discuss Wood School Playground	NRPP	2/23/16
38-F	Communication from Councillors Barrett and LePage requesting to discuss double poles in the City	A & F 9/6/16, 11/31/16, 1/17/17 5/11/17	3/15/16
38-W	Communication from Councillor Barrett requesting to give an update on response from MBTA/Keolis & US EPA about idling trains in Bradford	Citizen Outreach	4/5/16 1/31/17
26E	City of Haverhill – Mayor’s Recommendations, Capital Improvement Program – 2016-2020	A & F	5/31/16 11/3/16, 5/11/2017
108-N	Communication from Councillors Bevilacqua and LePage requesting discussion regarding appropriate safe regulation of marijuana shop access and locations	A & F	12/6/16
108-W	Communication from Councillor Bevilacqua requesting to introduce Brad Brooks and residents of Bradfields Dr. and East Broadway to discuss neighborhood issues	Citizen Outreach	12/13/16 1/31/17
10-B	Communication from President Michitson asking to request from Mayor status of facility improvements to public buildings and parks to comply with American w/ Disabilities Act (ADA)	Citizen Outreach	1/3/17 1/31/17
10-U	Communication from Pres. Michitson requesting discussion on next steps to provide comprehensive long range plan for Haverhill	Citizen Outreach	1/31/17
10-X	Communication from Councillor Bevilacqua requesting to discuss ways to address senior citizen needs in Haverhill	Citizen Outreach	1/31/17
31-K	Communication for Councillor Macek requesting to discuss proposal to create bike lanes throughout the City	Planning & Dev.	2/14/17
58-D	Communication from Councillors Sullivan, Macek and Bevilacqua requesting to discuss ongoing tree problem on City property abutting & impacting Holland’s Flowers at 577 S. Main St	NRPP	4/25/17
58-G	Communication from President Michitson requesting to present an update on the meeting with Group Homes stakeholders to address severe problems in Haverhill	Public Safety	5/2/17
58-I	Communication from Councillor Bevilacqua requesting discussion regarding assistance to new businesses	Planning & Dev.	5/2/17
47	Ordinance regarding Tag Days and request Council accept new amendment	Public Safety	5/9/17
58-S	Communication from Councillor Bevilacqua regarding proposed uses on Rep. Dempsey Boardwalk	NRPP	5/16/17
	On motion of Councillor Macek to refer street trenching regulations to Planning & Development Committee for further study and review	Planning & Dev.	6/27/17