

CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, September 19, 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. Communication from Mayor Fiorentini requesting Chris Edwards, *Executive Director* and Julio Fuentes, *CFO of Alternative Therapies Group, Inc* be allowed to give a presentation to the Council and recommends that their presentation be referred to the *Marijuana Advisory Committee* for further review <u>Attachment</u>

6. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES

- 6.1. Communication from William Pillsbury, Economic Development & Planning Director requesting to withdraw Hearing (Document 94) for amendment to the Zoning Ordinance relative to Nursery Schools previously scheduled to be heard on September 26th and also to withdraw the related Ordinance (Document 94-B)
 - 6.1.1. <u>Document 94</u>; Petition from William Pillsbury requesting amendment to Zoning Ordinance that would remove language requiring outdoor play space
 - 6.1.2. <u>Document 94</u>-B; Ordinance re: Zoning Amend as follows: NURSERY SCHOOLS Delete the Words "(provided that there is a minimum of 100 square feet of outdoor play space per each enrolled child)"
- 6.2. Communication from City Engineer, John Pettis requesting permission for *National* Grid to open various roadways at the seven locations as listed on Street Order to carry out gas work Has Engineer approval
 - 6.2.1. Order Council approve request of National Grid to excavate at the following streets: Main st at #462 Water st at #'s 1 & 165 Fifth av at #28 Cedar st at #4 Brandy Brow rd at #14 Whittier rd at #161 Attachments
- 7. UTILITY HEARING(S) AND RELATED ORDER(S)
- 8. HEARINGS AND RELATED ORDER
- 9. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

10. APPOINTMENTS:

- 10.1. Confirming Appointments
- 10.2. Non-Confirming Appointments:
- 10.3. Resignations

11. PETITIONS:

11.1. Applications



CITY OF HAVERHILL CITY COUNCIL AGENDA

- Tuesday, September 19, 2017 at 7:00 PM City Council Chambers, 4 Summer St, Room 202
- 11.2. Applications/Handicap Parking Signs:
- 11.3. Tag Days:
- 11.4. Annual License Renewals:
 - 11.4.1. Hawker Peddlers License Renewals 2017
 - 11.4.2. Coin-Op License Renewals 2017
 - 11.4.3. Sunday Coin-Op License Renewals 2017
 - 11.4.4. Drainlayer License 2017: Gerald J Pittorino Jr renewal
 - 11.4.5. Taxi Driver License
 - 11.4.6. Taxi License
 - 11.4.7. Junk Dealer License
 - 11.4.8. Pool Tables:
 - 11.4.8.1. Sunday Pool:
 - 11.4.9. Bowling:
 - 11.4.10. Buy & Sell Second Hand Clothing:
 - 11.4.10.1. Chris & Bella, new-Natalia Todor, 146 Orchard Hill rd

Has police approval

Attachment

- 11.4.11. Pawnbroker license:
- 11.4.12. Buy & Sell Old Gold:
- 11.4.13. Hawker/Peddler:
- 11.4.13.1. Charles Hibbert, *renewal* to sell Christmas trees, kissing balls, wreaths, baskets & decorations; at 297 Lincoln av Sunday to Saturday; November 24th to December 24th; 9 am to 9 pm Has police approval <u>Attachment</u>
- 11.4.14. Exterior Vending Machines

12. MOTIONS AND ORDER

12.1. MONTHLY REPORTS

13. COMMUNICATIONS FROM COUNCILLORS

 13.1. Communication from Councillor Sullivan submitting a request from Pamela J Carr to purchase unbuildable City land abutting property at 58 Atlanta st – Map 528, Block 11, Lot 178
 Refer to Natural Resources &

Public Property Committee

- **13.2.** Communication from Councillor LePage requesting a discussion regarding the Mass Save Energy Assessment Program and its benefits to residents and the City
- **13.3.** Communication from Councillors LePage and Barrett requesting a discussion about the purchase of street lights, existing and potential projects and other energy cost-saving measures for the benefit of the residents and the City
- **13.4.** Communication from Councillor Bevilacqua requesting a discussion regarding the receipt of City Council meeting minutes
- **13.5.** Communication from Councillor Joseph Bevilacqua requesting a discussion regarding Merrimack st outdoor dining model
- **13.6.** Communication from Councillor LePage requesting a status update from Mayor

 Fiorentini on the Capital Improvement Program 2016-2020

 Attachments



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, September 19, 2017 at 7:00 PM City Council Chambers, 4 Summer St, Room 202

14. UNFINISHED BUSINESS OF PRECEDING MEETINGS

- 14.1. Document 74-Q - Communication from Councillors Barrett, LePage and Daly O'Brien requesting a discussion and an update concerning the status of HHS girls' softball facility to comply with Title IX and ADA requirements Postponed from July 25th meeting
- Document 74-R Communication from Councillors McGonagle and LePage 14.2. requesting a discussion and an update re: Public Safety Capital projects as recently detailed by Public Safety Officials

Postponed from July 25th meeting

14.3. Document 103-L - Communicaton from Councillor LePage requesting a discussion about the Green Communities Program

Postponed from September 12th meeting

Attachments

- **15. RESOLUTIONS AND PROCLAMATIONS** NO SCHEDULE
- **16. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS** NO SCHEDULE
- **17. DOCUMENTS REFERRED TO COMMITTEE STUDY**

18. ADJOURN



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

Mayor

JAMES J. FIORENTINI

September 15, 2017

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

RE: Alternative Therapies Group Presentation

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

At the Mayor's request, Chris Edwards, Executive Director and Julio Fuentes, CFO of Alternative Therapies Group, Inc. would like to give a presentation to the Haverhill City Council at their September 19th meeting. Mayor Fiorentini is recommending that their presentation be referred to the Marijuana Advisory Committee for further review.

Very truly yours,

Jonentine (deta)

James J. Fiorentini, Mayor

JJF/lyf





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

DATE: September 14, 2017

MEMO TO: City Council President John J. Michitson and members of the Haverhill City Council

FROM: William Pillspury, Economic Development and Planning Director

RE: Amendment to zoning -Nursery School -WITHDRAWAL OF AMENDMENT

As the specific request is no longer needed, I am withdrawing an amendment to the zoning ordinance relative to nursery schools previously requested by Councilor Le Page. The amendment would have modified the table of uses and remove language requiring outdoor play space.

The matter will be discussed as part of the larger zoning modifications being prepared at this time. The matter was withdrawn from the Planning board and the City Council hearing is no longer needed.

Thank you for you attention to this matter.





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

DATE: August 8, 2017

MEMO TO: City Council President John J. Michitson and members of the Haverhill

FROM: William Fillsbury, Economic Development and Planning Director

94

RE: Amendment to zoning -Nursery School

At the request of Councilor LePage, I am filing an amendment to the zoning ordinance relative to nursery schools. The amendment would remove language requiring outdoor play space.

The formal ordinance change language will be filed with the council. At this time I request the matter be referred to the planning Board for a recommendation hearing at its September meeting and that the City Council schedule a hearing on the matter at its September 26th meeting

Thank you for you attention to this matter.

IN CITY COUNCIL: August 8 2017 REFER TO PLANNING BOARD and VOTED: that COUNCIL HEARING BE HELD SEPTEMBER 26 2017 Attest:



DOCUMENT 94-B

CITY OF HAVERHILL

In Municipal Council August 8 2017

ORDERED:

MUNICIPAL ORDINANCE

CHAPTER 255

An Ordinance Relating to Zoning Table of Uses and Parking Regulations

BE IT ORDAINED by the City Council of the City of Haverhill that Chapter 255, being and is further amended as follows:

Ch. 255 Zoning Ordinance Table of use and parking regulations : The zoning table is further amended as follows:

NURSERY SCHOOLS <u>DELETE the words</u> "(provided that there is minimum of 100 square feet of outdoor play space per each enrolled child)"

APPROVED AS TO LEGALITY

CITY SOLICITOR

PLACED ON FILE for at least 10 days Attest:





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

September 13, 2017

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

Subject: Various Locations - Open Roadway Paved within 5 years

Council approval is requested for National Grid to open roadways at the seven locations identified on the attachment, for the purpose of carrying out necessary gas work. Note that we continue to work with National Grid to push back work whenever possible to beyond the five year period, but the requested locations are at existing leaks and at one new service.

Infrared treatment of all excavations will be a requirement as part of the permit approval.

Please contact me if you have any questions.

Sincere John N/Pettis III, P.E.

City Engineer

C: Mayor Fiorentini, Stankovich, Ward, Cox

6.2.1



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

ORDERED:

That the City Council approve the request of National Grid to excavate at the streets listed below at the locations specified. Each street has been rebuilt within the last 5 years and in accordance with Chapter 222, Section 11, Restrictions on future paving of the Municipal Ordinances, Council approval is necessary.

MAIN STREET at #462 WATER STREET at #1 WATER STREET at #165 FIFTH AVENUE at # 28 CEDAR STREET at #4 BRANDY BROW ROAD at #14 WHITTIER ROAD at #161

9/12/17

CITY OF HAVERHILL

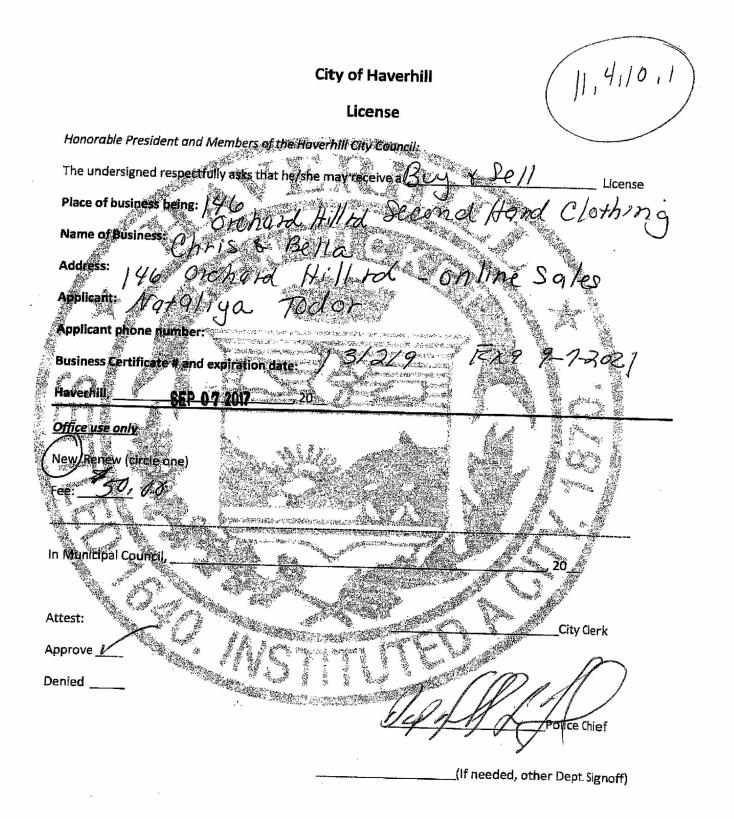
DATE_

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks that he may receive a license for

DRAINLAYER						
Drainlayer's Name CERALD J. PITTURING Signature A. M. March						
Home Address:						
Street _ 1 JASPER ST. PO box						
City/Town Westborough State MA Zip Code 01581						
Tel No. <u>508-898-3951</u> Cell No. 781-389-0672						
Business Name Pitt Pipeline Company, Inc.						
Business Address:						
Street 25 Sullivan Rd Suik 7 PO Box						
City/town Billerica State MA Zip Code 01862						
Tel No. 978-362-1470 FAX No. 978-362-1467						
NewRenewal						
In Municipal Council,						
20						
Attest:						
APPROVEDCITY CLERK						
DENIED						

AII BONISS ONFILE



Please complete back side of this application

	•	Haverhill City Clerk's Office, Room 118 Phone: 978-420-3623 Fax: 978-373-8490 cityclerk@cityofhaverhill.com Date SEP 07 2017
The undersigned respectfully	asks to receive a licen	nse to conduct business in the City of Haverhill as a:
Hawker or Peddle	ar (.	Employee of a Hawker or Peddler
NAME: <u>Charles H.W</u> ALL MERCHANDISE TO BES Daskets + decorg	OLD: Christma	SIGNATURE: C. Willing balls weaths,
		DAY(S)/TIME(S): <u>Sunday-Sqturday</u> QAM to QPM
 New – Fixed Loca Renewal – Fixed I Seasonal—Fixed I 	Location	$\begin{array}{c c} \square & \text{New} - \text{Mobile Cart} \\ \square & \text{Renewal} - \text{Mobile Cart} \\ \mathcal{L}inColn & \mathcal{G} \\ \end{array}$
IF FIXED LOCATION, SELECT C Bradford Common GAR Park Other: Outside Haverhill Lincoln/Nettleton	n Stadium @	 Riverside Park Swasey Park Washington Square Winnekenni Area, Route 110
Fee: \$ <u>200.00</u> Bond on File	$\Omega \cap$	
Police Chief	Departm G/3/17 Date	2 Health Inspector Date
Wire Inspector	Date	Rec Director (Stadium Only) Date
In Municipal Council,	· · · · · · · · · · · · · · · · · · ·	ا ا <u>ا ـــــــــــــــــــــــــــــــــ</u>
	Attest:	, City Clerk

Please Complete the Back side of this form.

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

September 11, 2017

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

Councillor Sullivan submits a request from Pamela J. Carr to purchase unbuildable city land abutting property at 58 Atlanta Street, Map 528, Block 11, Lot 178.

Thomas Aullivan sac

September 7, 2017

Pamela J Carr 58 Atlanta Street Haverhill, MA 01832

City of Haverhill Assessor's Office 4 Summer Street Haverhill, MA 01830

Dear Mr. Gullo,

I would like to submit an offer of \$500 to purchase the small piece of vacant land that abuts my property. The parcel of land is 528-11-178. The city is not collecting taxes on this parcel at the present time and this would help the city out for tax purposes.

If you or your department is not the proper place to submit this, would you please forward my offer to the appropriate person or department?

I can be reached at the number or email listed below.

Thank you in advance for your consideration of my offer to purchase this piece of land.

Sincerely,

fam

Pamela J Carr

978-373-0359 Pcarr12@comcast.net

(3.2)

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



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CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

September 14, 2017

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

Councillor LePage requests a discussion regarding the Mass Save Energy Assessment Program and its benefits to residents and the City.

Colin LePige

City Councillor Colin LePage

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, ROGM 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

September 14, 2017

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

Communication from Councillors LePage and Barrett requesting a discussion about the City's purchase of streetlights, existing and potential solar projects and other energy cost-saving measures for the benefit of the residents and the City.

Alin Ca Paya

City Councillor Colin LePage

Bamp

City Councillor Melinda Barrett

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



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CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

September 14, 2017

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

Councillor Joseph Bevilacqua requests a discussion regarding the receipt of City Council meeting minutes.

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City Councillor Joseph Bevilacqua

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



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CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

September 14, 2017

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

Councillor Joseph Bevilacqua requests a discussion regarding Merrimack Street outdoor dining model.

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City Councillor Joseph Bevilacqua

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



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CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

September 15, 2017

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

Councillor LePage requests a status update from Mayor Fiorentini on the Capital Improvement **Program 2016-2020**.

Alin Crage

City Councillor Colin LePage



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

July 5, 2017

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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

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.

City Councillor Melinda Barrett

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Hay Eller Huly O'Brien

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

City Clerk

3

IN CITY COUNCIL: POSTPONED TO SEPTEMBER 19 for report 2017 Attest:

. . .



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 74**-**R



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

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.

City Councillor Michael McGonágle

City Councillor Colin LePage

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

City Clerk

IN CITY COUNCIL: July 25 2017

ON MOTION OF COUNCILLOR LEPAGE TO POSTPONE TO SEPTEMBER 19 2017 MOTION PASSED and POSTPONED TO SEPTEMBER 19 2017 Attest:

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 103-L



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CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

September 5, 2017

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

Communication from Councillor LePage requesting a discussion about the Green Communities program.

tozz City Councillor Colin LePage

IN CITY COUNCIL: September 12 2017 POSTPONE TO SEPTEMBER 19 2017 Attest:

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



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CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843 DOCUMENTS REFERRED TO COMMITTEE STUDY

3 8- F	Communication from Councillors Barrett and LePage requesting to discuss double poles City		A & F 9/6/16, 11/316	3/15/16 , 1/17/17 5/11/17			
38-W	Communication from Councillor Barrett requesting to give an update on response from MBTA/Keolis & US EPA about idling trains in Bradford	Citize	n Outreach	4/5/16 1/31/17			
26E	City of Haverhill - Mayor's Recommendations, Capital Improvement Program - 2016-2		A & F 3/16, 5/11/201	5/31/16 7. 7/25/17			
108-N	Communication from Councillors Bevilacqua and LePage requesting discussion regardin appropriate safe regulation of marijuana shop access and locations		A & F	12/6/16			
1 0-В	Communication from President Michitson asking to request from Mayor status of facility improvements to public buildings and parks to comply with American w/ Disabilities Ac)	1/3/17 8/15/17			
1/31/17, 8/15/17 10-U Communication from President Michitson requesting discussion on next steps to provide comprehensive							
	long range plan for Haverhill	Citizer	1 Outreach	1/31/17 8/15/17			
1 0-X	Communication from Councillor Bevilacqua requesting to discuss ways to address senior needs in Haverhill		Outreach	1/31/17			
31 - K	Communication from Councillor Macek requesting to discuss proposal to create bike lan throughout the City		ng & Dev.	2/14/17			
58-D	Communication from Councillors Sullivan, Macek and Bevilacqua requesting to discuss tree problem on City property abutting & impacting Holland's Flowers at 577 S. Main Se		g 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	g Publi	c Safety	5/2/17			
58-I	Communication from Councillor Bevilacqua requesting discussion regarding assistance to new businesses	Plann	ing & Dev.	5/2/17			
103-C	Communication from Councillors Daly O'Brien & Macek re: street openings, sunken roadway repair and replacing pavement	Planni	ng & Dev.	8/22/17			
103-D	Communication from Councillor Daly O'Brien requesting to discuss smoking near outdoor dining	Planni	ng & Dev.	8/22/17			
103-E	Communication from President Michitson and Councillor McGonagle introducing Chief DeNaro to address City Council on recent shootings in Haverhill and action taken by HP (specifically graffiti)		A & F	9/5/17			
1 03-I	Communication from Councillor Bevilacqua requesting discussion regarding residential project signs	Planni	ng & Dev.	9/5/17			