

In City Council, April 26, 2010

APPOINTMENTS:

1. Of Kathy Kenney, 60 Dartmouth Terrace, Brockton as an Associate member of the Brockton License Commission for a three year term ending April 2013.
2. Of Scott McDuffy, 8 Knollbrook Dr., Brockton as Member of the Brockton License Commission.
3. Of Kenneth F. Galligan, 25 Messina Dr., Brockton to the Brockton Traffic Commission for a three year term ending April 2013.
4. Of Dorothy A. Lufkin, 1225 Pleasant St., Brockton to the Brockton Council on Aging for a three year term ending April 2013.
5. Of Marvin A. Sezak, 60 Margery Rd., Brockton to the Board of Trustees for the Brockton Public Library for a three year term ending April 2013.
6. Of Daryle Brown, 345 Copeland St., Brockton to the Board of Trustees for the Brockton Public Library for a three year term ending April 2013.
7. Of Janet Landerholm, 499 Copeland St., Brockton to the Board of Trustees for the Brockton Public Library for a three year term ending April 2013.
8. Of Betty Goldsmith, 136 Belmont Court, Apt. 9, Brockton to the Brockton Council on Aging for a three year term ending April 2013.
9. Of James J. McCarthy, 253 Ash St., Brockton to the Brockton Planning Board to fill the unexpired term of Steve Demos ending in January 2011.

HEARINGS:

10. Petition of Emanuel Goncalves DBA Finishline Automotive for a Motor Vehicle Repair Mechanical License located at 839 Main St.

PETITIONS:

11. Appeal pursuant to Sec. 21-47 of the Revised Ordinances of the City of Brockton regarding Trevor Davis denial of Taxicab Driver's License.
12. Of Harry Minassian, Jr., DBA Westgate Lanes, Inc., for a renewal of Billiard and Pool tables located at 65 Westgate Dr.
13. Of Ronald Bethoney DBA New England Brass Refinishing for a renewal of Second Hand Articles license located at 1085 Main St.
14. Of Trader's World, LLC for a renewal of Second Hand Articles license located at 21 Torrey St., Brockton.
15. Of Trader's World, LLC for a renewal of Second Hand Precious Metals & Gems located at 21 Torrey St., Brockton.
16. Of Golden Recycling DBA Brockton Iron & Steel for a renewal of Junk Collector's license located at 45 Freight St.
17. Of Teen Challenge New England for a renewal of Second Hand Articles License located at 1315 Main St., Brockton.
18. Of James Clark, Jim's Taxi, Inc., DBA Brockton Cab to transfer 6 Taxi licenses to S C Transportation Unlimited Co., DBA Brockton Cab located at 13 Clinton Ave., Brockton.

REPORTS:

19. Of the Finance Committee for its meeting of April 20, 2010.

COMMUNICATIONS:

20. From the Mayor submitting a letter of resignation of Marshall A. Papineau from the Brockton Traffic Commission.
21. From the Mayor in accordance with M.G.L., requesting the City Council authorize a borrowing for the purpose of replacing the current water meters suggested by the City's bond counsel, Edwards Angell Palmer & Dodge, LLP in the amount of \$11,000,000.
22. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation and borrowing of \$11,000,000 for the purpose of replacing the current water meters with a new system of meters with an automated read meter system and GIS interface and all other costs incidental with this project without a detrimental impact for FY2011 only. For future years, the CFO's certification is conditional upon the periodic adoption of water and sewer rate increases sufficient to cover both the debt service and the effect of inflation on the operating costs of the water and sewer systems, including water rates to pay future costs of the water purchase contract with Aquaria.
23. From the DPW Commissioner requesting an appropriation of \$1,594,392.00 in order to expend funds under the provisions of M.G.L., Ch. 90 FY2011 awarded to the City of Brockton for the purpose of the design and construction costs necessary for approved projects.
24. From the Mayor in accordance with M.G.L., Ch. 90, Section 34, Clause 2(a) recommending an appropriation of \$1,594,392 from Available Funds-Chapter 90 Local Transportation Aid for FY2011 to the Highway Transportation Project Fund (Chapter 90 Projects) to provide funding for the purpose of the design and construction costs necessary for approved projects.
25. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of \$1,594,392 from Available Funds-Chapter 90 Apportionment for FY2011 to the Highway Transportation Project Fund (Chapter 90 Projects).
26. From the Assistant City Auditor certifying the balance of the Stabilization Fund as of April 20, 2010 is \$4,508,658.42.
27. From the City Solicitor requesting an additional appropriation of \$150,000.00 to the FY10 Law Department budget for the purpose of payment of work related medical bills for active employees (Workers' Compensation, Fire, Police) in accordance with M.G.L., c.152. §69 and M.G.L., c. 41, §100 and for retired (accidental disability) Fire and Police in accordance with M.G.L., c. 41, §100B. This request is made as a result of eight (8) claims that were filed subsequent to the budget that resulted in higher than usual medical costs.
28. From the Mayor in accordance with M.G.L., Ch. 44 recommending a transfer of \$150,000 from Stabilization Fund to Law Department-Worker's Comp Medical Bills to cover worker's compensation medical bills for FY10 which exceed the budgeted amount.
29. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying proposed transfer of \$150,000 from Stabilization Fund to Law Department-Worker's Compensation Medical Bills.

UNFINISHED BUSINESS:

30. Appointment of Nadine Champagne, 31 Geralynn Dr., Brockton to the Brockton Redevelopment Authority to fill an unexpired term ending in August 2011.(FAVORABLE)
31. Appointment of Gerald Smith, 107 Darren Dr., Brockton to the Brockton Redevelopment Authority for a term ending in August 2014. (FAVORABLE)
32. Appointment of Michael A. Curry, 15 Marlene Ave., Brockton to the Brockton Redevelopment Authority for a term ending in November 2012. (FAVORABLE)
33. Appointment of Robert A. Jarvis, 18 Wyoming Ave., Brockton to the Brockton Redevelopment Authority to a term ending in October 2013. (FAVORABLE)
34. Transfer: \$3,050  
From: Finance-Liability Insurances  
To: License Commission-Overtime  
(for the remainder of fiscal year 2010.) (FAVORABLE)
35. Transfer: \$1,550  
From: Library-Personal Services other than overtime (Tuition Reimbursement)  
To: Library-Overtime  
(for night and weekend work resulting from preparations for and cleanup after minor flooding at the Branch Libraries) (FAVORABLE)
36. Ordered: That the City Council approve the expenditure of the Brockton Library Foundation's donation of \$23,780 to allow the library to purchase sufficient books and other library material to meet the minimum standards set forth by the Massachusetts Board of Library Commissioners to qualify for State Aid to Libraries and to remain a "certified library." (FAVORABLE)
37. Order: that the DPW Commissioner is authorized to issue a commercial sewer connection for the property located on 171 Howard Street (plot 56-1). The property is currently owned by Mark Roukous. (FAVORABLE)
38. Ordered: That the City Council approve the "half pay increases" for contract increases in FY2009 and FY2010 requested by the Brockton Retirement Board in accordance with M.G.L., Ch. 32 Section 90A. The cost of such increases is already included in the actuarial valuation. (FAVORABLE)
39. Ordered: That M.G.L., Ch. 147, §10F be accepted by the City Council. (FAVORABLE)
40. Resolve: That the Mayor, School Superintendent, School Committee, Interim Deputy Superintendent, Executive Director of Operations and School Administration and the Executive Director of Financial Services be invited to appear before a committee of this council to discuss the current condition of school roofs in the City, the estimated cost of repairs and possible funding options. (FAVORABLE)

ORDERS:

41. Appropriation of: \$1,594,392  
From: Available Funds-Chapter 90 Local Transportation Aid for FY2011  
To: The Highway Transportation Project Fund (Chapter 90 Projects)  
(In order to provide funding for the purpose of the design and construction costs necessary for approved projects)

42. Transfer of \$150,000  
From: Stabilization Fund  
To: Law Department-Worker's Comp Medical Bills  
(In order to cover worker's compensation medical bills for FY10 which exceed the budgeted amount)
43. Ordered: That \$11,000,000 is appropriated to pay costs of replacing water meters throughout the City with new meters with an automatic read system and GIC interface, and for the payment of all costs incidental and related thereto; and that to meet this appropriation, the Treasurer with the approval of the Mayor is authorized to borrow \$11,000,000 and issue bonds or notes therefor under G.L. c.44 and/or Chapter 29C of the General Laws.
44. Resolved: Whereas, in the opinion of the Mayor and City Council of the City of Brockton, the public convenience and necessity of the inhabitants of the City require that the following described Temporary Easements, Permanent Easements, and Parcels of Land be taken for Highway purposes from certain owners of record of land abutting Main Street, Plain Street, Keith Avenue, Lyon Avenue, and Clifton Avenue.
45. Resolve: That the members of the Park Commission be invited to appear before a committee of this Council to discuss the sale of beer and wine at D.W. Field Golf Course.