

APPOINTMENTS:

1. Of Patricia Brindley of 19 Temi Road, Brockton as an alternate member of the Council on Aging for a three (3) year term ending in June 2013.
2. Reappointment of Irene Clague of 179 Bellevue Avenue, Brockton as a member of the Council on Aging for a three (3) year term ending in June 2013.
3. Reappointment of Mary Mucci of 65A Earle Street, Brockton as a member of the Council on Aging for a three (3) year term ending in June 2013.

HEARINGS:

4. Petition of Bertony Guerrier DBA G.B. Tony Auto Repair for a Motor Vehicle Repair Mechanical License located at 74 Plain St., Unit 23.
5. Petition of National Grid and Verizon New England, Inc., proposing to install P1-50 at 92 Quincy Ave., in order to support new residential service to 92 Quincy Ave.
6. Petition of Brian Heikkila DBA Xtreme Diesel for a Motor Vehicle Repair Mechanical License located at 73 Oak Hill Way.

PETITIONS:

7. Of Romm Jewelers for a renewal of Second Hand Precious Metals & Gems license located at 1280 Belmont St.
8. Of Nasr Jewelers for a renewal of Second Hand Precious Metals & Gems license located at Westgate Dr.
9. Of Kenneth McLellan dba Grady Jewelers for a renewal of Second Hand Precious Metals & Gems license located at 725 Belmont St.

REPORTS:

10. Of the Finance Committee for its meeting of June 7, 2010.
11. Of the Ordinance Committee for its meeting of June 17, 2010.

COMMUNICATIONS:

12. From the Mayor extending the appointment of James Casieri as Temporary Building Superintendent for the City of Brockton for the period of 60 days.
13. From the Retirement Board submitting the excerpt from the board meeting minutes of April 23, 2010 and the Public Employee Retirement Administration Commission Required Fiscal Year 2011 appropriation.
14. From the Executive Director of the Brockton Parking Authority requesting a transfer of \$10,000 from Capital Projects to Parking Authority Meter Reserve Fund. This money will be set aside as part of the cost of resurfacing the B-5 lot to be done in FY2011.
15. From the Mayor in accordance with M.G.L., Ch. 44 recommending a transfer of \$10,000 from Parking Authority-Capital Projects to Parking Authority Meter Reserve Fund. This money will be set aside as part of the cost of resurfacing the B-5 lot to be done in FY2011.

16. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed transfer of \$10,000 from Parking Authority-Capital Projects to Parking Authority Meter Reserve Fund.
17. From Avon Board of Assessors submitting the FY2010 Payment in Lieu of Taxes for land owned by City of Brockton and located in Avon, MA-Revised.
18. From the City Auditor certifying that the balance of the Parking Authority Reserve Fund as of June 17, 2010 is \$263,521.59
19. From the Executive Director of the Parking Authority requesting an appropriation of \$10,000 from Capital Projects (FY2010) to Ordinary Maintenance Goods in order to pay for uniforms and communication equipment associated with the startup of the downtown parking enforcement program.
20. From the Mayor in accordance with the M.G.L., Ch. 44, recommending an appropriation for Fiscal Year 2011 of \$10,000 from Available Funds-Parking Authority Meter Fees-Fund (18A) to Parking Authority-Ordinary Maintenance-Goods in order to provide funding for costs associated with the startup of the new downtown parking enforcement program.
21. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$10,000 from Available Funds-Parking Authority Meter Fees-Fund (18A) to Parking Authority-Ordinary Maintenance-Goods
22. From the Fire Chief requesting that the City Council accept the non-matching Grant of two thousand dollars (\$2,000.00) from the Massachusetts Department of Public Health, Federal Health and Human Services Department, "Assistant Secretary for Preparedness and Response (ASPR) Grant".
23. From the Mayor recommending that the City Council authorize the acceptance and expenditure of the award in the amount of an additional \$2,000 from Signature Healthcare Brockton Hospital, Assistant Secretary for Preparedness and Response Grant (ASPR) to Fire Department-Assistant Secretary for Preparedness and Response Grant (ASPR). These monies are to be used for the upkeep and supplying the Mass Decontamination Units that are located at both Signature Healthcare Brockton Hospital and Caritas Good Samaritan Medical Center. No match is required.
24. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of an additional \$2,000 from Signature Healthcare Brockton Hospital, Assistant Secretary for Preparedness and Response Grant (ASPR) to Fire Department-Assistant Secretary for Preparedness and Response Grant (ASPR).
25. From the Planning Department submitting copies of amendments to the TIF agreements for 560 Oak Street previously approved by the City Council on May 24, 2010. These amendments are necessary as it came to their attention that during the Council approval process Equity Industrial Oak, LLC transferred its interest in the project to Equity Industrial Oak Street LLC. The principals of Equity Industrial Oak LLC are the same principals as Equity Oak Street LLC.
26. From the Mayor recommending that the City Council amend the Tax Increment Financing Plan and the specific Tax Increment Financing Plan and Agreement, approved by the City Council on May 24, 2010 for the Certified Project located at assessors map 33, plot 45-1 Oak Street, at 560 Oak Street, Brockton, by and between the City of Brockton and Equity Industrial Oak LLC/Equity Industrial Partners Corp., and Sonepar Distribution New England, Inc. dba Northeast Electrical Distributors.

UNFINISHED BUSINESS:

27. Ordinance: An Ordinance amending Chapter XXVII of the Revised Ordinances of the City of Brockton. Be it ordained by the City Council of the City of Brockton as follows: Sec. 27-35. I-3 Zones, heavy industrial zones is hereby amended by adding the following to subsection 1. b:Power plant/Electric power generating plants. (FAVORABLE AS AMENDED) (IN CITY COUNCIL MAY 24, 2010, PASSED TO A THIRD READING AS AMENDED BY A HAND VOTE)
28. Ordinance: An Ordinance Amending Chapter 5.5 of the Revised Ordinance of the City of Brockton. Be it ordained by the City Council of Brockton as follows: Chapter 5. 5-2, Enforcement is hereby amended by adding the following new section: Chapter 12 Motor Vehicles and Traffic. (FAVORABLE) (IN CITY COUNCIL MAY 24, 2010, PASSED TO A THIRD READING BY A HAND VOTE)
29. Ordinance: An Ordinance Amending Chapter 12 of the Revised Ordinance of the City of Brockton. Be it ordained by the City Council of Brockton as follows: Chapter 12-119, Enforcement. (FAVORABLE) (IN CITY COUNCIL MAY 24, 2010, PASSED TO A THIRD READING BY A HAND VOTE)
30. Ordinance: An Ordinance Amending Chapter 2. Administration. Boards and Committees, is hereby amended by the establishment of the City Beautification Committee. (FAVORABLE) (IN CITY COUNCIL MAY 24, 2010, PASSED TO A THIRD READING BY A HAND VOTE)
31. 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. (FAVORABLE)(IN CITY COUNCIL, MAY 10, 2010, PASSED TO A THIRD READING) (IN CITY COUNCIL MAY 24, 2010, POSTPONED)
32. Ordered: That the City of Council exercise the local option permitted by Chapter 27 of the Acts of 2009, to adopt G.L., Chapter 64L, Section 2(a) to impose a local meals excise. (FAVORABLE)
33. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2011, for the sole purpose of funding the under the control of the Mayor, for cash receipts received during the fiscal year from Comcast for license fees and franchise fees, pursuant to the new cable license contract, and that further, that the expenditures from this disbursement of funding to the Brockton Community Cable Corporation. (FAVORABLE)
34. Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY2011 revolving fund for the sole purpose of funding the cost in connection with the demolition of buildings in the City of Brockton. (FAVORABLE)
35. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2010, for the sole purpose of funding the acceptance and expenditure by the Women's Commission of receipts and donations from various events. (FAVORABLE)

36. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E ½, the City Council authorizes the establishment of a revolving fund for fiscal year 2011, for the sole purpose of funding of the acquisition and installation of grave liners exclusive of the cost of labor. The Grave Liners Revolving Fund shall receive the receipt of payment of all liner fees for the City of Brockton. (FAVORABLE)
37. Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY2011 revolving fund for the sole purpose of funding the Keep Brockton Beautiful Program. (FAVORABLE)
38. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2011, consistent with the provisions of M.G.L. Chapter 140, Section 139A. The Animal Control Revolving Fund shall receive the deposits for the spaying or neutering of animals. Expenditures would be restricted to not more than \$5,000.00 annually for the purposes permitted by Chapter 140, Section 139A. (FAVORABLE)
39. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2011, for the sole purpose of funding the Composting Bin Distribution Program from the Municipal Recycling Grant-Executive Office of Environmental Affairs and Department of Environmental Protection. (FAVORABLE)
40. Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY 2011 revolving fund for Manning Pool Revolving Account. (FAVORABLE)
41. Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a revolving fund of FY2011 for the sole purpose of helping to fund the cost in connection with the operation of the War Memorial building. The War Memorial Revolving Fund shall receive the receipts of War Memorial charges and fees up to \$15,000 during FY11. (FAVORABLE)
42. Ordered: That the City of Council adopt the provisions enabled by Chapter 182, Section 15 of the Acts of 2008, which the City of Brockton would charge for each written demand issued by the Treasurer/Collector a fee of \$30.00 (thirty dollars) to be added to and collected as part of the tax, as authorized by Massachusetts General Laws Chapter 60, Section 15, effective as of July 1, 2010. (FAVORABLE)
43. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2011, for the sole purpose of helping to fund the cost in connection with the K9 Unit of the Brockton Police Department. The K9 Unit Revolving Fund shall receive the receipts of the sale of canines born to the existing K9 Unit. Expenditures from the K9 Unit Revolving Fund shall be made at the direction of the Chief of Police, provided that not more than \$5,000 may be so expended from the K9 Unit revolving fund during FY 2010. (FAVORABLE)
44. Ordered: That the City Council authorize the acceptance and expenditure by the Department of Public Works Commissioner of the award in the amount of \$291,000
From: Available Funds-U.S. Environmental Protection Agency-Stag grant
To: Sewer Enterprise Division-Plymouth St. Sewer System Rehabilitation Project Grant Fund. (This grant is to be used for the partial reimbursement of the Plymouth Street sewer system rehabilitation project) (FAVORABLE)
45. Ordinance: An Ordinance Amending Chapter 19. Police Department. Composition. Relative to Lieutenants.(FAVORABLE)

46. Transfers totaling: \$120,000
 From: Police Department- Personal Services other than Overtime
 To: Police Department-Overtime \$85,000
 From: Police Department- Personal Services other than Overtime
 To: Police Department-Ordinary Maintenance-Services
 (Veh. Maint. & Repair) \$35,000
 (Funds are available because of police vacancies, which occurred during the year which were budgeted in full, but still remain vacant) (FAVORABLE)
47. Resolve: That the City Council requests the Water Commission to investigate a new block rate for exceptionally high water users and to provide a report to the City Council within thirty (30) days of the date of passage of this resolve. (FAVORABLE)
48. Resolve: That representatives from Stanlin Energy System be invited to come before a committee of this Council to discuss the Stack Draft Regulator, a system designed to improve the efficiency of furnaces, heaters and boilers fueled by natural gas, liquid propane gas, oil or pulverized coal, thereby saving energy and reducing pollution. (FAVORABLE)
49. Ordered: Budget for Fiscal Year 2011. (FAVORABLE AS AMENDED)
50. Resolve: That Stephen Torrey and Howard Miselman be invited to come before a committee of this Council to discuss Affordable Properties LLC's efforts to purchase, renovate, and construct new rental property in Brockton (all privately funded) that targets the needs of families who have lost their homes through foreclosures or short sales. (RECONSIDERATION FILED ON MAY 25, 2010)

ORDERS:

51. Ordered: That the City Council authorize the acceptance and expenditure of the grant award in the amount of \$5,000
 From: National Association of County and City Health Officials (NACCHO)
 Department of Health and Human Services Grant Fund
 To: City of Brockton Board of Health
 (These grant monies are for the purpose of building the level of volunteers for local Medical Reserve Corps)
52. Transfer of: \$10,000
 From: Parking Authority-Capital Projects
 To: Parking Authority Meter Reserve Fund.
 (This money will be set aside as part of the cost of resurfacing the B-5 lot to be done in FY2011)
53. Appropriation of: \$10,000
 From: Available Funds-Parking Authority Meter Fees-Fund (18A)
 To: Parking Authority-Ordinary Maintenance-Goods
 (In order to provide funding for costs associated with the startup of the new downtown parking enforcement program)
54. Appropriation of: \$2,000
 From: Signature Healthcare Brockton Hospital- Assistant Secretary for Preparedness and Response Grant (ASPR)
 To: Fire Department-Assistant Secretary for Preparedness and Response Grant (ASPR). (These monies are to be used for the upkeep and supplying the Mass Decontamination Units that are located at both Signature Healthcare Brockton Hospital and Caritas Good Samaritan Medical Center.) No match is required.
55. Ordered: In compliance with the provisions of the Election laws, notice is hereby given that the State Primary will be held on Tuesday, September 14, 2010 and that the State Election will be held on Tuesday, November 2, 2010.

56. Ordered: That the beneficiary/grantee of the Tax Increment Financing Plan approved by the City Council on May 24, 2010 be amended from Equity Industrial Partners Corp and Sonepar Distribution New England, Inc., DBA Northeast Electrical Distributors, Co., to Equity Industrial Partners Corp/Equity Industrial Oak Street LLC and Sonepar Distribution New England DBA Northeast Electrical Distributors Co.
57. Resolve: That the City Council invite the Board of Health Director, DPW Commissioner and Acting Superintendent of Building Dept., to appear before a Committee of this Council to discuss the current situation of donation boxes located throughout the City.
58. Resolve: That the Treasurer/Collector, in conjunction with other City Departments as the Treasurer/Collector deems necessary, shall create two reports to be delivered to the Clerk of the Council within 14 days of passage of this Resolve. The first report shall identify all properties that have had a utility bill lien placed on them during the past 3 fiscal years. The second report shall identify all properties that have been auctioned by the City within the past 5 years, the amount of money generated by such auctions, and all properties that are scheduled for auction.
59. Resolve: That the Water Department create 3 reports. First Report: All estimated water bills as of last billing cycle, second report: All bills that have been appealed, disputed or abated for the last 2 years, including any and all bills that are currently in appeal or dispute and the third report shall include for the most recent 2 billing quarters, those properties having multiple bills for one address or location, including properties that have multiple meters at a single address. These reports are due to the Clerk within 30 days of the passage of this resolve.
60. Granting: Of National Grid and Verizon New England, Inc., proposing to install P1-50 at 92 Quincy Ave.