

APPOINTMENTS:

1. Reappointment of William E. Scharnick, 17 Sippican Rd., Wareham as a Constable in the City of Brockton for a term of three (3) years.

HEARINGS:

2. Petition of CNC Realty Trust, Stephen Foley, Trustee for a Garage License at 369 Court St., Brockton.
3. Petition of Michael Trojano for a Garage License located at 91 Forest St., Brockton.
4. Petition of Gesner St. Jean DBA Saint Jean Auto Sales and Repair, LLC for a Motor Vehicle Repair Mechanical License located at 225 No. Montello St., Brockton.
5. Petition of NGRID and Verizon New England, Inc., proposing to relocate P.6 30' East on White Ave.

PETITIONS:

6. Of Joaquim G. DePina, 291 Green St., Brockton for a Hawker and Peddler license.

REPORTS:

7. Of the Finance Committee for its meeting of August 16, 2010.

COMMUNICATIONS:

8. From the Mayor appointing Martin Brophy as Temporary Treasurer/Tax Collector for the City of Brockton as of September 11, 2010.
9. From the Captain of the Police Department requesting authorization to expend grant monies related to the FY2011 Public Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant in the amount of \$315,585.
10. From the Mayor requesting authorization to accept and expend \$315,585 from Commonwealth of Massachusetts-Executive Office of Public Safety and Security-FY2011 State 911 Department Support and Incentive Grant (Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant to Police Department-FY2011 Public Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant for Enhanced 911 Telecommunicator Personnel Costs.
11. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of \$315,585 from Commonwealth of Massachusetts-Executive Office of Public Safety and Security-FY2011 State 911 Department Support and Incentive Grant (Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant to Police Department-FY2011 Public Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant for Enhanced 911 Telecommunicator Personnel Costs.
12. From the Captain of the Police Department requesting authorization to expend grant monies related to the FY2011 State 911 Department Training Grant in the amount of \$58,811.00.

13. From the Mayor requesting authorization to accept and expend \$58,811 from Executive Office of Public Safety and Security-FY2011 State 911 Department Support and Incentive Grant FY2011 State 911 Department Training Grant to Police Department-FY2011 State 911 Training Grant. These funds will be used to offset overtime costs because of training.
14. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of \$58,811 from Executive Office of Public Safety and Security-FY2011 State 911 Department Training Grant to Police Department-FY2011 State 911 Department Training Grant.
15. From the DPW Commissioner requesting to accept the amended Clean Energy Choice for Low-Income Renewable Energy (RE) and Energy Efficiency (EE) Implementation Projects by Municipalities Grant in the amount of \$5,466 increasing the original Clean Energy Choice for Low-Income Renewable Energy (RE) and Energy Efficiency (EE) Implementation Projects by Municipalities Grant from \$229,000 to \$234,466 from the Massachusetts Technology Collaborative. The purpose of the amended grant is to finalize the completion of the installation of the 24.48 kw of solar at the Council on Aging building and the Brockton Area Transit Authority's Intermodal Center. This project is consistent with our ongoing efforts to install solar city-wide in highly visible locations that educate and inspire the community.
16. From the Mayor recommending that the City Council authorize the acceptance and expenditure by the City of Brockton-DPW Administration of additional money award of \$5,466 from the Massachusetts Technology Collaborative-Clean Energy (MTC) Grant Fund to DPW Administration Clean Energy (MTC) Grant Fund. This is an increase to the MTC Grant, bringing the total from \$229,000 to \$234,466 in order to finalize completion of solar energy installations for the Council on Aging and the Brockton Area Transit buildings.
17. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of additional money in the amount of \$5,466 from Massachusetts Technology Collaborative-Clean Energy (MTC) Grant Fund to DPW Administration Clean Energy (MTC) Grant Fund.

UNFINISHED BUSINESS:

18. Ordinance: Be it ordained by the City Council of the City of Brockton as follows: Chapter 23. Water, Sewers and Sewage Disposal of the Revised Ordinances of the City of Brockton is hereby amended by deleting Sec. 23-30. Water Commission, in its entirety. (FAVORABLE AS AMENDED)(IN CITY COUNCIL, JULY 26, 2010, PASSED TO A THIRD READING AS AMENDED)
19. 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: Chapter 27 of the Revised Ordinances of the City of Brockton is hereby amended by amending the Zoning District Map of the vicinity on the northerly side of Pleasant Street westerly from Reynolds Memorial Highway. (FAVORABLE AS AMENDED) (IN CITY COUNCIL, JULY 26, 2010, PASSED TO A THIRD READING AS AMENDED)
20. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount of: \$60,000  
 From : Mass in Motion : Municipal Wellness and Leadership Planning Grant  
 To : Mayor's Department-Mass in Motion grant.  
 (The City of Brockton agrees to the timely completion of interim and final reports and to participate in statewide trainings and meetings within the terms of the grant, to build the capacity of Mass in Motion communities working to improve the health of their residents) (FAVORABLE)

21. 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, for the sole purpose of funding the cost in connection with the Brockton Parking Authority Parking Enforcement Program. The Revolving fund shall receive the receipts of the parking violations fines of the City up to the amount of \$60,000. Expenditures from the Brockton Parking Authority Unit Revolving Fund shall be made at the direction of the Executive Director of the Parking Authority for operating costs of the parking enforcement program, including salaries and benefits, if any, provided that not more than \$60,000 may be so expended from the Revolving Fund during FY2011. (FAVORABLE)
22. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount of: \$30,000  
From: Commonwealth of Massachusetts-Executive Office of Public Safety and Security-FY09 VAWA STOP Recovery Act Grant  
To : Police Department-VAWA STOP RECOVERY Grant.  
(These monies will be used to achieve the goal of successfully intervening and advocating on behalf of victims in domestic violence cases) (FAVORABLE)
23. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount  
Of: \$50,000  
From: Commonwealth of Massachusetts-Massachusetts Historical Commission  
To : Public Property-Massachusetts Historical Commission Grant.  
(This money will be used to augment the money previously received from U.S. Department of Energy-Office of Energy Efficiency and Renewable Energy for energy retrofits for City Hall. Even though there is a 50-50 cash match required for this grant we are able to use the Energy Efficiency and Conservation Block Grant (EECBG) award as the City's match) (FAVORABLE)
24. Appropriation of: \$542,891  
From : Unappropriated FY11 Estimated Receipts  
To : School Department-Non-Net School Spending  
(For regular education transportation) (FAVORABLE)
25. Appropriation of: \$5,200  
From: Unappropriated FY2011 Estimated Receipts  
To: Veterans Services-Personal Services other than overtime  
(To fill an unanticipated vacancy in the department) (FAVORABLE)
26. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount of: \$3,667.77  
From : Massachusetts Technology Collaborative (MTC) Clean Energy Choice Matching Grant Agreement  
To : Renewable Energy-Clean Energy Choice Grant. (The 50% matching portion of this grant comes not from City funds but rather from customer contributions to MTC that have been made available to cities and towns in the form of grants) (FAVORABLE)
27. Ordered: That the City Council authorizes the Mayor to execute any and all documents necessary to sell to the Southeastern Massachusetts Affordable Housing Corporation, 45 Goddard Road, Brockton, MA 02301 for the sum of one Dollar (\$1.00), the following property: 71 Prospect Street, (Plot 61-4) Parcel ID: 095-006. (FAVORABLE)
28. Ordered: That the City Council authorizes the Mayor to execute any and all documents necessary to sell to the Brockton Housing Authority, 45 Goddard Road, Brockton, MA 02301 for the sum of one dollar (\$1.00), the following property; 70 Spring Street Brockton, MA 02301 Parcel ID: 092-046. (FAVORABLE)

29. Resolved: That the City Council hereby authorizes a Tax Increment Financing (TIF) Plan encompassing the property described as Assessors Map 08, Plot 07 Manley Street, and be it further Resolved: That the City council approves the Tax Increment Financing Plan of Furt LLC and Bernardi Brockton LLC and forwards said application to the Massachusetts Economic Assistance Council for its approval and endorsement. (FAVORABLE)

ORDERS:

30. Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out of Chestnut Drive, from West Chestnut Street southerly and from Chestnut Drive, easterly, and for that purpose it is necessary to take an easement for Highway Purposes and lay out as a public street or way.
31. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount  
Of: \$5,466  
From: The Massachusetts Technology Collaborative-Clean Energy (MTC) Grant Fund  
To: DPW Administration Clean Energy (MTC) Grant Fund.  
(This is an increase to the MTC Grant, bringing the total from \$229,000 to \$234,466 in order to finalize completion of solar energy installations for the Council on Aging and the Brockton Area Transit buildings)
32. Ordered: That the City Auditor obtain through issuance of a Invitation for Bids by the Procurement Officer, an independent audit of the City's Water Department and Sewer Department and the practices and procedures for billing and collection for water consumption and sewer usage, including an analysis of meter reading policies and procedures.
33. Appropriation of: \$58,811  
From: Executive Office of Public Safety and Security-FY2011 State 911 Department Support and Incentive Grant FY2011 State 911 Department Training Grant  
To: Police Department-FY2011 State 911 Training Grant.  
(These funds will be used to offset overtime costs because of training)
34. Appropriation of: \$315,585  
From: Commonwealth of Massachusetts-Executive Office of Public Safety and Security-FY2011 State 911 Department Support and Incentive Grant (Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant  
To: Police Department-FY2011 Public Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant for Enhanced 911 Telecommunicator Personnel Costs.
35. 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.
36. Resolved: That the DPW commissioner, the Water Commission, and Mayor be invited to appear before a committee of the Council to discuss the recent water billing problems and who is being held accountable and how.

38. Granting: Of NGRID and Verizon New England, Inc., proposing to relocate P.6 30' East on White Ave.