

REPORTS:

1. Of the Finance Committee for its meeting of April 21, 2015

COMMUNICATIONS:

2. From the Commonwealth of Massachusetts Assistant District Attorney stating that the City Council did not violate the Open Meeting Law. In reaching this determination, they reviewed the complaint filed with the Council, the Council's response, and the complaint filed with their office. They now consider this matter closed.
3. From the Treasurer/Collector requesting a transfer of \$275,000 from Treasurer's Debt-Service to Treasurer/Tax Collector-Medicare Tax. This transfer is necessary to cover the expected shortfall due to budget cuts and unanticipated overtime through the remainder of the fiscal year
4. From the Mayor in accordance with M.G.L., Chapter 44, recommending a transfer of \$275,000 from Treasurer's Debt-Service to Treasurer/Tax Collector-Medicare Tax. This transfer is necessary to cover the expected shortfall through the remainder of the fiscal year due to cuts to the budget request and because of payroll and overtime costs which were higher than the medicare tax budget anticipated.
5. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed transfer of \$275,000 from Treasurer's Debt-Service to Treasurer/Tax Collector-Medicare Tax.
6. From the DPW Commissioner requesting an appropriation of \$304,632.00 awarded to the City of Brockton by Gov. Charles Baker under the Winter Recovery Assistance Program (WRAP) for the purpose of patching potholes, cracking and other surface defects, including paving projects, repair and replacement of signage, guardrail, and storm grates or road striping or painting and other approved projects. Further requesting that the Order and Authorization designate the DPW Commissioner to carry out the work to be performed under the conditions of the Commonwealth of Massachusetts Standard Contract Form.
7. From the Mayor in accordance with M.G.L., recommending an appropriation of \$304,632 from Available Funds Winter Recovery Assistance Program (WRAP) to WRAP Fund. This is a state award under the Ch. 90 formula for patching potholes, cracking and other surface defects, including paving projects, repair and replacement of signage, guardrail, and storm grates or road striping or painting and other approved projects. Further requesting that the Order and Authorization designate the DPW Commissioner to carry out the work to be performed under the conditions of the Commonwealth of Massachusetts Standard Contract Form. **As the receipt of the award letter from the state was delayed, hereby requesting that this order be adopted under suspension of the rules to ensure the work is completed before June 30, 2015**
8. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed appropriation of \$304,632 from Brockton's Apportionment of the Commonwealth of Massachusetts Winter Recovery Assistance Program (WRAP)

UNFINISHED BUSINESS:

9. Ordered: That the City Council rescind order 76 as adopted by the council on March 9, 2015, for the purpose of accepting and expending a \$339,000 40 R Smart Growth Incentive Dividend for various planning purposes. Accordingly, requesting that the City Council establish a Revolving Fund for the intended purpose in accordance with M.G.L., Ch. 44 Section 53E ½. (FAVORABLE)
10. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes the establishment of a 40R Smart Grant Incentive Revolving Fund for said receipts from the Commonwealth of Massachusetts for purposes of engaging professional consulting services to prepare a city wide comprehensive plan, downtown redevelopment plan, downtown district improvement plan, Campello District Redevelopment Plan and to help fund the management by the Brockton Redevelopment Authority of the US Department of Housing and Urban Development Home Program. Expenditure from the revolving fund shall be under the direction of the Department of Planning and Economic Development and shall be limited to \$350,000 in FY15. (FAVORABLE)
11. Appropriation of \$3,500
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. (FAVORABLE)
12. Appropriation of \$3,000.00
From: The Massachusetts Emergency Management Agency HMEP Grant
To: Brockton Emergency Management Agency HMEP Grant Fund. (the Brockton Emergency Management Agency (BEMA) intends to use these grant funds to purchase a Panasonic Tough Pad Computer). No match is required. (FAVORABLE)
13. Appropriation of \$1,015,440
From: Available Funds- Brockton's Chapter 90 apportionment for Fiscal Year 2015
To: Highway Transportation Project Funds FY15 (Chapter 90 Projects) (to provide additional funding for the purpose of the design and construction costs necessary for approved projects). This request is based on an increase in the in the Chapter 90 apportionment for FY15 from \$2,030,878 to \$3,046,318. Further requesting that the order and authorization designate the DPW Commissioner to carry out the work to be performed under the conditions of the Commonwealth of Massachusetts Standard Contract Form. (FAVORABLE)
14. Appropriation: of \$12,000
From: Massachusetts Executive Office of Public Safety and Security (EOPSS)/Highway Safety Division FY2015 Traffic Enforcement Grant
To: City of Brockton Police Department-EOPSS FY15 Traffic Enforcement Grant Fund. (FAVORABLE)
15. Transfer: of \$15,000
From: Fire Department Ambulance Receipts
To: Fire Department Purchase of Services.
(to be used for the payment to Perform Software Support for the period of July 1, 2015 to June 30, 2016). This provides for support services to the Computer Aided Dispatching (CAD) program currently in use at Fire Alarm. (FAVORABLE)

16. Transfer: of: \$90,000.00
From: Fire Department Ambulance Receipts
To: Fire Department Capital Projects
(for 911 Next Generation mandated system upgrade of the Secondary PSAP for purchase of three Fire Alarm Operator positions). This will allow for receipt of all transferred 911 calls from the soon to be upgraded 911 Generation System at the Police Station relating to Fire and EMS incidents with all available necessary information. (FAVORABLE)
17. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes an amendment to the previously authorized Fiscal Year 2015 Abandoned Building Revolving Fund, allowing expenditures, made on the authority and direction of the Brockton Building Commissioner, to be increased from no more than \$75,000, to no more than \$250,000. (FAVORABLE)
18. Ordered: That the City Council of the City of Brockton hereby approves and directs the holding of an election on May 12, 2015 for its residents to vote on whether to permit the operation of a gaming establishment at the site of the Brockton Fairgrounds notwithstanding that a new positive determination of suitability may not yet have been issued to Mass Gaming & Entertainment, LLC and its related qualifiers by the Massachusetts Gaming Commission by such date. (FAVORABLE)
19. Ordered: That the City of Brockton Government Study Committee is hereby established to be comprised of seven (7) citizens of the City, 3 of whom are to be appointed by the Mayor and 4 of whom are to be appointed by the City Council President. Each committee member shall be a registered voter and to the extent possible, possess expertise or knowledge relevant to the work of such Government Study Committee (GSC). The GSC is charged with exploring, by whatever means it deems appropriate, all aspects of local government organization and structure, the strengths and weaknesses in Brockton's current form of government and areas for improvement, alternative models of government, and recommend changes in such organization and structure, including, but not limited to, the terms of office, and the method of selection of officials, consistent with the needs of the City, and designed to achieve greater efficiency and effectiveness in the delivery of government services. (UNFAVORABLE)
20. Resolve: that the Director of the Council on Aging be invited to appear before a Committee of the Council to provide an update relative to the Brockton Council on Aging and the aging population in the City of Brockton. (FAVORABLE)
21. Resolve: That the Mayor, Chief of Police, Chief Financial Officer and the City's Building Superintendent come before Finance Committee to discuss the position of Code Enforcement Office (in conjunction with the Police Department) and provide the Committee with an update on when this vital position will be reinstated and operational on a daily-basis. (FAVORABLE)
22. Resolved, that a representative of Stonehill College be invited to appear before a Committee of this Council to review the relationship of between the City and the College relative to provision of City services. (FAVORABLE)
23. Resolved, that the City Solicitor be invited to appear before a Committee of this Council to review the issue of compliance with Sec. 2-301 of the Revised Ordinances of the City of Brockton. (FAVORABLE)

ORDERS:

24. Transfer of \$275,000
From: Treasurer's Debt-Service
To: Treasurer/Tax Collector-Medicare Tax.
This transfer is necessary to cover the expected shortfall through the remainder of the fiscal year due to cuts to the budget request and because of payroll and overtime costs which were higher than the medicare tax budget anticipated.
25. Appropriation of \$304,632
From: Available Funds Winter Recovery Assistance Program (WRAP)
To: WRAP Fund.
This is a state award under the Ch. 90 formula for patching potholes, cracking and other surface defects, including paving projects, repair and replacement of signage, guardrail, and storm grates or road striping or painting and other approved projects. Further requesting that the Order and Authorization designate the DPW Commissioner to carry out the work to be performed under the conditions of the Commonwealth of Massachusetts Standard Contract Form.
26. Resolve: That Congressman Lynch come before a Committee of this Council to give a Washington D.C. update.