

A Regular Meeting of the City Council was held in the Council Chambers with Councillor Eaniri presiding. The meeting was called to order at 8:02pm with nine members being present. Councillors DeNapoli and DuBois absent.

In City Council, December 14, 2015

### HEARINGS

Petition of Paul Coyman for a transfer of Garage license located at 609 Oak St., Brockton.

Paul Coyman appeared in favor. He explained the reason for the transfer. Councillor Cruise questioned the location of the building. The petitioner stated that it was Meineke. No one was in opposition. Hearing held.

Granted by a hand vote.

### REPORTS

**595** Of the Finance Committee for its meeting of December 7, 2015

Accepted and placed on file.

**596** Of the Real Estate Committee for its meeting of December 7, 2015

Accepted and placed on file.

### COMMUNICATIONS

**597** From the Mayor in accordance with Section 2-110 of the Revised Ordinances of the City of Brockton recommending the City Council grant a residency waiver.

Accepted and placed on file.

Councillor Asack motioned to take item **#608** out of order and under suspension of the rules and was properly seconded. The motion carried by a hand vote.

**598** From the Executive Health Officer requesting that the City Council accept and expend the sum of \$6,098.66 from the Massachusetts Department of Public Health through its Region #5 host agent, the Massachusetts Association of Health Boards (MAHB) for the purpose of building the level of volunteers for our area Medical Reserve Corp.

Accepted and placed on file.

**599** From the Mayor recommending the City Council authorize the acceptance and expenditure of the grant award in the amount of \$6,098.66 from Massachusetts Association of Health Boards (MAHB), Plymouth County Region 5 Emergency Coalition Grant Fund to City of Brockton Board of Health Massachusetts (MAHB) Medical Reserve Corp Grant Fund. These grant monies are for the purpose of building the level of volunteers for local Medical Reserve Corps.

Accepted and placed on file.

**600** From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of the grant award in the amount of \$6,098.66 from Massachusetts Association of Health Boards (MAHB), Plymouth County Region 5 Emergency Coalition Grant Fund to City of Brockton Board of Health Massachusetts (MAHB) Medical Reserve Corp Grant Fund.

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**COMMUNICATIONS (cont'd)**

Accepted and placed on file.

- 601** From the Auditor certifying the balance of the Stabilization fund as of December 7, 2015 is \$3,395,648.83.

Accepted and placed on file.

- 602** From the Elections Commissioner requesting the City Council transfer \$87,000 from Stabilization fund to Board of Elections in order to fund the Special General Election to replace Rep. Brady and in conjunction with the Presidential Primary.

Accepted and placed on file.

Councillor Stewart stepped in at 8:06pm.

- 603** From the Mayor in accordance with M.G.L., Ch. 44, recommending an appropriation of \$87,000 from Stabilization Fund to Board of Elections in order to fund extra costs for financing elections on Feb. 2, 2016 and March 1, 2016.

Accepted and placed on file.

- 604** From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of \$87,000 from Stabilization Fund to Board of Elections.

Accepted and placed on file.

- 605** From the Fire Chief requesting a transfer of Ambulance Receipts in the amount of \$48,000 in order to purchase an incident command vehicle for the Chief/Superintendent of Fire Alarm, with the installation of the required equipment to include: VHF and UHF radios, visual and audible warning systems and proper markings.

Accepted and placed on file.

- 606** From the Mayor in accordance with M.G.L., Ch. 44 recommending that the City Council authorizes the appropriation of \$48,000 from Ambulance Receipts to Fire Department-Capital. These funds will be used to purchase an incident Command Vehicle for the Chief/Superintendent of Fire Alarm, with the installation of the required equipment to include: VHF and UHF radios, Visual and Audible warning systems, and proper markings. This vehicle would be used for responses to any and all incidents and daily matters, requiring the presence of the Brockton Fire Chief both with the City and also surrounding communities.

Accepted and placed on file.

- 607** From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of \$48,000 from Ambulance Receipts to Fire Department-Capital.

Accepted and placed on file.

**UNFINISHED BUSINESS**

- 260** Ordinance: An Ordinance amending Ch. 27 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 is hereby amended by amending the Zoning District Map for various plots on Brockton Assessor's Map 181. (FAVORABLE)(IN CITY

## UNFINISHED BUSINESS (cont'd)

COUNCIL, NOVEMBER 23, 2015 PASSED TO A THIRD READING BY A HAND VOTE)

Ordained by a roll call vote taken by “yeas” and “nays”; nine members present and all voting in the affirmative. Councillors DeNapoli and DuBois absent.

- 504** Ordinance: An Ordinance Amending Chapter II of the Revised Ordinances of the City of Brockton. Be it ordained as follows: Chapter 2 Administration, Article IV. Financial Affairs: Sec. 2-256. Abatements. (FAVORABLE) (IN CITY COUNCIL, NOVEMBER 23, 2015 PASSED TO A THIRD READING BY A HAND VOTE)

Ordained by a roll call vote taken by “yeas” and “nays”; nine members present and all voting in the affirmative. Councillors DeNapoli and DuBois absent.

- 551** Ordered: That sum of \$2,800,000 is appropriated to pay costs of various energy conservation improvements to City buildings, including the payment of all costs incidental and related thereto, such improvements to be made in accordance with an Energy Services Agreement between the City and Ameresco, Inc. (FAVORABLE) (IN CITY COUNCIL, NOVEMBER 23, 2015 PASSED TO A THIRD READING BY A HAND VOTE)

Adopted by a roll call vote taken by “yeas” and “nays”; nine members present and all voting in the affirmative. Councillors DeNapoli and DuBois absent.

Councillor Sullivan stepped down.

- 586** Ordered: That the City Council approves the execution of the proposed 20 year agreement between the City and Stonehill College. This agreement provides the term and conditions under which the city would provide sewer services to the college. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eight members present and all voting in the affirmative. Councillors DeNapoli, DuBois and Sullivan absent.

Councillor Sullivan stepped back in.

- 587** Appropriation of \$30,000.00  
From: The Massachusetts Department of Environmental Protection (MassDEP) Grant for purposes of the Sustainable Materials Recovery Program and the Small Scale Recycling Initiative  
To: Refuse Department-Recycling Containers and Small Scale Initiative Grant Fund. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; nine members present and all voting in the affirmative. Councillors DeNapoli and DuBois absent.

- 588** Resolved: That Pastor Roberto Silveira, of the Universal Missionary Church (and/or his designee), come before the Finance Committee to discuss the efforts, initiatives, and proposals being utilized to address the serious issue of Homelessness within the City of Brockton. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; nine members present and all voting in the affirmative. Councillors DeNapoli and DuBois absent.

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**ORDERS**

- 608** Ordered: From Assistant City Solicitor submitting a waiver of residency to the City Council under Section 2-110 of the Revised Ordinances of the City of Brockton.

Adopted by a roll call vote taken by “yeas” and “nays”; eight members present and all voting in the affirmative. Councillors DeNapoli, DuBois and Stewart absent.

Councillor Asack motioned to file for reconsideration with the wish that it not prevail and was properly seconded. Reconsideration failed by a hand vote.

- 609** Ordered: That the DPW Commissioner is authorized to grant a five (5') foot wide use easement over a portion of Pearl Street in Brockton, Plymouth County, Massachusetts for the use by an abutting property shown as Plot 91 on City of Brockton assessors map 7, (1280 Belmont Street) owned by Rock Meadow LLC, 1063 North Main Street, Brockton, MA 02301, Philip C. Nessralla, Jr., Manager.

Referred to Real Estate

- 610** Ordered: In Compliance with the provisions of the Election Laws, notice is hereby given that the Special State Primary Election will be held on Tuesday February 2, 2016 and that the Special State Election will be held on Tuesday, March 1, 2016.

Referred to Finance

- 611** Ordered: In Compliance with the provisions of the Election Laws, notice is hereby given that the Presidential Primary will be held on Tuesday March 1, 2016.

Referred to Finance

- 612** Appropriation of \$6,098.66  
From: Massachusetts Association of Health Boards (MAHB), Plymouth County Region 5 Emergency Coalition Grant Fund  
To: City of Brockton Board of Health Massachusetts (MAHB) Medical Reserve Corp Grant Fund. (These grant monies are for the purpose of building the level of volunteers for local Medical Reserve Corps)

Referred to Finance

- 613** Appropriation of \$87,000  
From: Stabilization Fund  
To: Board of Elections
- |                                       |          |
|---------------------------------------|----------|
| Personal Services other than Overtime | \$70,000 |
| Personal Services Overtime            | \$2,000  |
| OM Purchase of Services               | \$15,000 |
- (In order to fund extra costs for financing elections on Feb. 2, 2016 and March 1, 2016)

Referred to Finance

- 614** Appropriation of \$48,000  
From: Ambulance Receipts  
To: Fire Department-Capital  
(These funds will be used to purchase an incident Command Vehicle for the Chief/Superintendent of Fire Alarm, with the installation of the required equipment to include: VHF and UHF radios, Visual and Audible warning systems, and proper markings. This vehicle would be used for responses to any

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**ORDERS (cont'd)**

and all incidents and daily matters, requiring the presence of the Brockton Fire Chief both with the City and also surrounding communities)

Referred to Finance

Councillor Sullivan stepped down.

**LATE FILES**

Councillor Studenski motioned to move under suspension of the rules and accept a late file and was properly seconded. The motion carried by a hand vote.

- 615** Ordered: That the Mayor be authorized to execute a Development Agreement between the City of Brockton and **ION the Ball LLC**, a Delaware Limited Liability Company, having a usual place of business at Silversmith Park, 456 Quinnipiac Street, Building I, Third Floor, Wallingford, Connecticut 06492, for an electronic advertising board with digital copy, hereinafter a **“Digital Advertising Board”** to be located at 59 Mill Street in the City of Brockton, Massachusetts.

Referred to Finance

Councillor Barnes takes a moment of personal privilege to mention the Star Chase Program, which is a proposal of the Police Department.

Councillor Studenski motioned to move under suspension of the rules and accept a late file and was properly seconded. The motion carried by a hand vote.

- 616** Ordered: 1. That the Mayor of Brockton be and is hereby authorized to file and accept grants from the Executive Office of Energy and Environmental Affairs; and  
2. That the Mayor of Brockton be and is hereby authorized to take such other actions as are necessary to carry out the terms, purposes, and conditions of this grant to be administered by the Brockton Redevelopment Authority; and  
3. That this resolution shall take effect upon passage.

Referred to Finance

The Council President stated that the next Finance Committee meeting will be held on December 21, 2015 at 7pm. The next City Council meeting will be held on December 28, 2015.

Councillor Studenski takes a moment of personal privilege to state that there will be a Real Estate meeting on December 21, 2015 at 6:30pm.

The Clerk to the Council takes a moment of personal privilege to remind the council and the newly elected officials about the Inaugural Luncheon on January 4, 2016 and tickets are still available.

Adjourned 8:20pm