

A regular meeting of the City Council was held in the Council Chambers with Councilor Cruise presiding. The meeting was called to order at 8:04 pm with 10 members being present.

In City Council, April 25, 2016

Councillor Asack asks for a moment of personal privilege to recognize Lynn Smith and was properly seconded. The motion carried by a hand vote.

Lynn Smith stands speaks on an event regarding Frederick Douglass Neighborhood Association. She invites everyone to attend a public event on May 1<sup>st</sup> from 12:30-3:00 PM in the garden to commemorate the naming of Frederick Douglass Avenue. There will be free plant seedling from Stonehill College and also skin screening for cancer prevention.

**230** Approval of the City Council minutes of April 11, 2016 meeting.

Approved by hand vote.

### **APPOINTMENTS**

**231** Of Deidre M. Smith, 779 Ash Street as a member of the Brockton Diversity Commission for a three year term ending in February 2019.

Referred to Finance

**232** Of Richard Bath, 38 Frost Street to replace Al Amoroso as a member of the Council on Aging Board for a three year term ending in April 2019.

Referred to Finance

**233** Of Robert Graham, 6 Alphonse Road, to replace Betty Goldsmith as a member of the Council on Aging Board for a three year term ending in April 2019.

Referred to Finance

### **HEARINGS**

Petition of Jordan Denelle for a license to Solicit and Canvass on behalf of Solar City, a clean energy provider.

Jordan Denelle appeared in favor. Councillor Studenski questioned if he will be wearing an ID and Jordan stated that he will be wearing an ID. No one was in opposition. Hearing held. Granted by a hand vote.

Councillor Barnes arrives at 8:11 PM

### **PETITIONS**

Of Gary Epstein DBA Timeless Antiques for a renewal of Second Hand Precious Metals and Gems License located at 1208 Belmont St., Brockton.

Referred to Public Safety

Of Ideal Pawn, Inc. for a renewal of Second Hand Precious Metals and Gems License located at 242 Main St., Brockton.

Referred to Public Safety

Of Cowen's Enterprises, Inc. DBA Cowen's Taxi for 2 additional Taxi Licenses located at 383 Warren Ave.

**50**  
**PETITIONS (cont'd)**

Referred to Public Safety

**REPORTS**

- 234** Of the Finance Committee for its meeting of April 19, 2016.

Accepted and placed on file

**COMMUNICATIONS**

- 235** From the Mayor stating that Maria Harris is no longer able to serve on the Diversity Commission.

Accepted and placed on file

- 236** From the DPW Commissioner requesting that the City Council authorize the acceptance and expenditure of a donation of two Aero Vironment model EVSE-RS non-networked Level 2 single head wall mount electric vehicle chargers with Nissan 24, for use by Department of Public Works for the two 2015 Nissan Leaf Electric Vehicles in accordance with the submitted donation agreement and that the City Council authorizes the Mayor, by and through the Commissioner of Public Works to expend said agreement.

Accepted and placed on file

- 237** From the Mayor in accordance with M.G.L., Chapter 44, recommending that the City Council authorize the acceptance and expenditure of a donation of two Aero Vironment model EVSE-RS non-networked Level 2 single head wall mount electric vehicle chargers with Nissan 24, for use by Department of Public Works for the two 2015 Nissan Leaf Electric Vehicles in accordance with the submitted donation agreement and that the City Council authorizes the Mayor, by and through the Commissioner of Public Works to expend said agreement.

Accepted and placed on file

- 238** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of a donation of two Aero Vironment model EVSE-RS non-networked Level 2 single head wall mount electric vehicle chargers with Nissan 24, for use by Department of Public Works for the two 2015 Nissan Leaf Electric Vehicles in accordance with the submitted donation agreement and that the City Council authorizes the Mayor, by and through the Commissioner of Public Works to expend said agreement.

Accepted and placed on file

- 239** From the Executive Director of the Parking Authority requesting a total transfer of \$51,051.08 From:
- |                              |            |
|------------------------------|------------|
| Personnel Services-Full Time | \$22,500   |
| Personnel Services-Stipend   | \$2,418.68 |
| Personnel Services-Part Time | \$26,000   |
| Personnel Services-Holiday   | \$132.40   |

To:	Ordinary Maintenance-Electricity	\$1,600
	Ordinary Maintenance-Snow Removal	\$48,301
	Ordinary Maintenance-Goods	\$1,150.08

(to pay expenses incurred in snow removal from the city-owned and leased lots, and to cover anticipated shortfalls in electrical costs and building supplies for the rest of the fiscal year).

Accepted and placed on file

**COMMUNICATIONS (cont'd)**

- 240** From the Mayor in accordance with M.G.L., Chapter 44, recommending that the City Council authorize the a total transfer of \$51,051.08

From: Personnel Services-Full Time	\$22,500
Personnel Services-Stipend	\$2,418.68
Personnel Services-Part Time	\$26,000
Personnel Services-Holiday	\$132.40

To: Ordinary Maintenance-Electricity	\$1,600
Ordinary Maintenance-Snow Removal	\$48,301
Ordinary Maintenance-Goods	\$1,150.08

(to pay expenses incurred in snow removal from the city-owned and leased lots, and to cover anticipated shortfalls in electrical costs and building supplies for the rest of the fiscal year).

Accepted and placed on file

- 241** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed total transfer of \$51,051.08

From: Personnel Services-Full Time	\$22,500
Personnel Services-Stipend	\$2,418.68
Personnel Services-Part Time	\$26,000
Personnel Services-Holiday	\$132.40

To: Ordinary Maintenance-Electricity	\$1,600
Ordinary Maintenance-Snow Removal	\$48,301
Ordinary Maintenance-Goods	\$1,150.08

Accepted and placed on file

**UNFINISHED BUSINESS**

- 175** Ordered: That the City Council of the City of Brockton finds that there is a clear need for an Urban Renewal Plan in order to achieve the approved policy objectives in downtown Brockton. That the City Council approves the boundaries of the Downtown Urban Revitalization Plan as depicted in Map 1 – A” Boundaries and Topography (PUBLIC HEARING HELD)

Councillor Cruise motioned to refer to back to Finance and was properly seconded. The motion carried by hand vote.

- 177** Ordered: That the City Council of the City of Brockton acting pursuant to Chapter 40Q of the Massachusetts General Laws hereby: approves the Downtown Brockton District Improvement Financing Program (the “Program”), a Development Program pursuant to Chapter 40Q of the Massachusetts General Laws, appending the Order approved in 2015 establishing the Downtown Brockton District. (PUBLIC HEARING HELD)

Councillor Cruise motioned to refer to back to Finance and was properly seconded. The motion carried by hand vote.

- 176** Ordered: That the City of Brockton has been designated as a Gateway Community by the Commonwealth and that the Commonwealth has implemented the Housing Development Incentive Program (“HDIP”) to encourage the development of market rate housing in Gateway Communities through state tax credits to qualified development projects. (FAVORABLE)

Councillor Farwell motioned to refer to back to Finance and was properly seconded. The motion carried by hand vote.

**UNFINISHED BUSINESS (cont'd)**

- 174** Ordered: That the City Council of the City of Brockton adopts the Downtown Action Strategy, as the principal policy roadmap for revitalizing downtown. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 194** Appointment: Of Mark Speizer, 103 Claremount Ave., Brockton as a member of the Conservation Commission for a three year term ending in January, 2019. Mr. Speizer is replacing Craig Pina who resigned from the Conservation Commission. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present with ten voting in the affirmative. Councillor Beauregard voting in the negative.

- 195** Appointment: Of Brenda Perez, 44 Boyle Rd., as a member of the Diversity Commission for a three year term ending in April 2019. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 216** Ordered: In compliance with the provisions of the Election Laws, notice is hereby given that the State Primary will be held on Thursday, September 8, 2016 (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 217** Ordered: In compliance with the provisions of the Election Laws, notice is hereby given that the State Election will be held on Tuesday, November 8, 2016 (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 218** Appropriation of \$4,000  
From Commonwealth of Massachusetts Department of Public Health-  
FY2016 Mass Decontamination Unit Grant  
To: Brockton Fire Department: FY2016 Mass Decontamination Unit Grant Fund  
(FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 219** Appropriation: of \$20,000, authorized under Chapter 46 of the Acts of 2015, Section 2, Item 1599-0026  
From: Department of Revenue for Local Services on behalf of the Executive Office for Administration and Finance (EOAF) 'Development of Formal Financial Policies' Grant  
To: Brockton Finance Department (EOAF) 'Development of Formal Financial Policies' Grant Fund. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 220** Appropriation of \$46,600  
From: FY16 Senator Charles E. Shannon CSI Local Action Research Partner Grant  
To: Brockton Police Department: FY16 Senator Charles E. Shannon CSI Local Action Research Partner Grant Fund. (FAVORABLE)

**UNFINISHED BUSINESS (cont'd)**

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 221** Appropriation of \$75,000  
 From: Executive Office of Public Safety and Security (EOPSS)/Highway Safety Division FY16 Sustained Enforcement (STEP) Grant  
 To: Brockton Police Department: FY16 Sustained Enforcement (STEP) Grant Fund. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 222** Transfer of \$200,000  
 From: Law Department- Ordinary Maintenance  
 To: Law Department-Worker’s Compensation. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 223** Transfer of \$4,500  
 From: Finance Department-Personal Services Full Time Salaries  
 To: Traffic Commission-Public Safety (OM Services). (to fund an engineering study for the intersection of Forest Avenue and Bouve Avenue). (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 225** Resolve: That Mr. Steve Bernard, Brockton resident and Brockton-NAACP official, appear before the City Council’s Finance Committee to inform and update the Members relative to ongoing efforts within our community pertaining to Prostate Cancer awareness, education, and associated testing practices and procedures. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 226** Resolve: to have Gary Leonard, B21, Mike Gallerani and Robert Jenkins Brockton Redevelopment Authority to explain the role of Main Street Manager. Resolve to call the above named to update us on the proposed projects and future projects on Main Street and to describe the responsibilities of the Main Street Manager and to whom does he report, results or recent job performance and under what financing does the position provide his salary. (UNFAVORABLE)

Failed adoption by a roll call vote taken by “yeas” and “nays”; eleven members present with five voting in the affirmative. Councillors Barnes, Beauregard, Eaniri, Farwell, Rodrigues and Sullivan voting in the negative.

- 227** Resolve: That Mrs. Janice Fitzgerald, Executive Director of the Brockton Council on Aging, appear before the Finance Committee to provide a status update on the C.O.A. and to discuss all efforts to prepare for the aging process. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 224** Resolve: that the City Council of the City of Brockton hereby requests that the FY17 Chapter 70 budget funding for low income students be revised so that the communities whose districts educate the vast majority of low income or economically disadvantaged students are adequately assisted in accomplishing this objective. (FAVORABLE)

**UNFINISHED BUSINESS (cont'd)**

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 130** Resolve: Members of the 21<sup>st</sup>. Century Corp. come before a committee of this Council to update the Council on the Rox Stadium and the conference center. (UNFAVORABLE)

Councillor Asack motioned to refer back to Finance and was properly seconded. The motion carried by hand vote.

Councillor Cruise steps down

**ORDERS**

- 242** Ordinance: An Ordinance Amending Chapter II of the Revised Ordinances of the City of Brockton by Amending Division II, the Employee Classification Plan.

Referred to Ordinance

Councillor Cruise stepped back in

- 243** Ordinance: An Ordinance Amending Chapter VIII of the Revised Ordinances of the City of Brockton by adding a Section Required Commercial Premises to Provide and Maintain Litter Receptacles.

Referred to Ordinance

- 244** Ordered: That the DPW is authorized to issue one sewer connection to Briarwood Construction (31 Belmont Street, South Easton, MA 02375) for the property located at Plot 9 Circle Street

Referred to Finance

- 245** Ordered: That pursuant to M.G.L., Ch. 44, Sec. 53A1/2 the City accepts the gift from Nissan 24 of two Aero Vironment model EVSE-RS non-networked Level 2 single head wall mount electric vehicle chargers for use by Department of Public Works for the two 2015 Nissan Leaf Electric Vehicles in accordance with the submitted donation agreement, a copy of which is attached hereto.

Referred to Finance

- 246** Transfer of \$51,051.08
 

From: Personnel Services-Full Time	\$22,500
Personnel Services-Stipend	\$2,418.68
Personnel Services-Part Time	\$26,000
Personnel Services-Holiday	\$132.40
To: Ordinary Maintenance-Electricity	\$1,600
Ordinary Maintenance-Snow Removal	\$48,301
Ordinary Maintenance-Goods	\$1,150.08

Referred to Finance

Councillor Beauregard asked for a moment of personal privilege to speak on the turnout for Brockton Kids Count event. More information can be found on [www.brocktonpublicschools.com](http://www.brocktonpublicschools.com)

Councillor Eaniri takes a moment of personal privilege to state that next Accounts Committee meeting will be held on Monday May 2<sup>nd</sup> in the GAR Room

Councillor Lally takes a moment of personal privilege to announce that this Saturday, April 30, is the opening day of Brookfield Little League. This Wednesday, April 26, there will be an Open Eyes drug prevention event at Bridgewater State University from 10am-3pm and will be held at University Park.

Councillor Sullivan takes a moment of personal privilege to acknowledge Chris English and Todd Marlin of the Rox, on behalf of Brockton West Youth Opening Day of baseball and wishes them good luck.

Adjourned 8:31pm