

A regular meeting of the City Council was held in the Council Chambers with Councillor Brophy presiding. The meeting was called to order at 8:05pm with ten members being present. Councillor DeNapoli absent.

In City Council, February 27, 2012

HEARINGS

Petition of William Magliarditi DBA Mags Towing, Inc., for a Motor Vehicle Repair Mechanical license located at 693 Plain St.

Councillor Studenski motioned to amend the petition to 20 Terminal Place and was properly seconded. The motion carried by a hand vote. William Magliarditi appeared in favor. Councillor Studenski stated that the business has been there for seven years. He stated that the petitioner has agreed to the stipulations put on the license by Councillor Studenski. Hearing held. Granted as amended, by a hand vote with the following stipulations:

Hours of operation Mon-Fri 8am-5pm, Sat 8am-5pm, No Sundays. No outside storage of automotive parts and/or products such as oil, grease, gasoline, etc., no outside coin operated machines including but not limited to pay phones and vending machines. The property shall be kept clean and neat and free of debris at all times. No painting, priming or bonding until such time as the proper equipment has been installed and approved by the Brockton Fire Department. The license shall not be issued by the City Clerk until the Building Inspector shall provide written confirmation that the following conditions have been satisfied: A gas trap, as required by the building department, shall be installed and a dumpster and concrete pad with screening fence shall be installed

Petition of Bourne Realty Trust, Dorothy Bourne, Trustee for a Garage license located at 1029 Pearl St.

Calvin Bourne appeared in favor. Councillor Eaniri questioned petitioner on if they were working on outside vehicles and the petitioner stated that they were only working on their own. The clerk stated that this hearing was for the garage. No one was in opposition. Hearing held.

Granted by a hand vote.

Petition of B & C Automotive for a Motor Vehicle Repair Mechanical license located at 1029 Pearl St.

Henry Clark appeared in favor. No one was in opposition. Hearing held.

Granted by a hand vote.

REPORTS

119 Of the Finance Committee for its meeting of February 21, 2012

Accepted and placed on file.

Councillor Studenski stepped down.

UNFINISHED BUSINESS

Councillor Studenski stepped back in.

- 88** Reappointment of Dr. Michael D. Keefe to the Board of Health for a three year term ending February 2015. (FAVORABLE)

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

Councillor Brophy stepped down

- 89** Reappointment of Dr. Francis H. Freccero to the Board of Health for a three year term ending February 2015. (FAVORABLE)

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

- 90** Reappointment of Dr. Mary T. Brophy to the Board of Health for a three year term ending February 2015. (FAVORABLE)

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

Councillor Brophy stepped back in.

- 109** Ordered: That the City Council accepts and expends the grant award in the amount of \$2,000

From: Massachusetts Department of Environmental Protection (Mass Dep)
Sustainable Materials Recovery Program Municipal Grant
To: Refuse Department-Recycling Containers Grant
(For the purchase of containers to promote our recycling program)
(FAVORABLE)

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

- 110** Ordered: That the City Council accepts the donation of equipment from Massachusetts Emergency Management Agency-Citizen Corps Program (CCP) to City of Brockton Emergency Management Agency. The donation’s monetary value is \$10,354.71. (FAVORABLE)

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

- 111** Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows appropriation

Of: \$10,000
From: Stabilization Fund
To: Assessor-Ordinary Maintenance-Services
(The FY12 Budget did not have sufficient monies for the hospital appraisal)
(FAVORABLE)

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

Councillor MacMillan stepped down.

UNFINISHED BUSINESS (cont'd)

- 112** Ordered: That the City Council accepts and expends the grant award in the amount of \$74,422
From: Executive Office of Public Safety and Security/State 911 Department Training Grant FY12
To: Brockton Police Department: FY12 State 911 Training Grant.
(FAVORABLE)

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

Councillor MacMillan stepped back in.

- 118** Ordered: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the “Commonwealth”) to qualify under Chapter 44A of the General laws of any and all bonds of the City to be issued pursuant to this order and to provide such information and execute such documents as such officials of the Commonwealth may require. (FAVORABLE)

Passed to a third reading by a hand vote.

- 113** Resolved: That the Brockton City Council hereby tenders this Resolution in opposition to the proposal of closing the U.S. Mail Processing and Distribution Center located 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 Sullivan absent.

- 114** Resolve: The Brockton City Council opposes the closure of Taunton State Hospital and urges the Governor and The Commissioner of the Department of Mental Health to reverse the decision to close this facility; And Be it further resolved, that the Great and General Court oppose any attempt to close this facility without conducting an inpatient study to determine the need for psychiatric beds in Southeastern Massachusetts; and be it further resolved, that a copy of this resolution be transmitted to the Governor of the Commonwealth of Massachusetts, the Secretary of Health and Human Services, the Commissioner of the Department of Mental Health, the Massachusetts Congressional delegation, the members of the Brockton State Delegation and the Clerks of the Massachusetts and House of Representatives. (FAVORABLE)

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

Councillor Sullivan stepped in at 8:20pm.

Councillor Brophy requests a brief recess.

Back in session.

ORDERS

- 120** Ordered: That the Mayor is hereby authorized to approve the newly amended by-laws for the Brockton Council on Aging Board of Directors, the Board of Directors has voted unanimously to accept these by-laws as written.

Read.

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ORDERS (cont'd)

- 121** Ordered: That the DPW Commissioner is authorized to issue a single family sewer connection to the property located at 32 Canton St., Brockton (parcel ID 165-061) owned by Joseph Goncalves.

Councillor DuBois motioned to move under suspension of the rules and was properly seconded. The motion carried by a hand vote. Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor DeNapoli absent.

- 122** Resolved: That the Mayor and the Personnel Director be invited to appear before a committee of this council to discuss the process planned for identifying the most qualified individual for appointment as the Chief of Police.

Referred to Public Safety.

- 123** Resolved: That the heads of BIC and Brockton 21st Century and the City’s Chief Financial Officer be invited to appear before a committee of this Council to discuss the advantages, disadvantages, opportunities and challenges associated with the implementation of such ordinances in the City of Brockton.

Referred to Finance.

Councillor Stewart recognizes his son, who is going to Japan for the Navy.

Councillor MacMillan takes a moment of personal privilege to state that on Saturday from 4-9pm at the Whitman VFW, there will be a fundraiser for fire victims. It is an Italian meal and the fee is \$5.00

Councillor MacMillan stated that there will be a Ward meeting on March 15, 2012 at the North Junior High School.

Councillor Eaniri motioned to accept a late file and was properly seconded. The motion carried by a hand vote.

LATE FILE

- 124** Ordered: That the City Council authorizes the Mayor and/or Treasurer/Collector to execute any and all documents necessary to convey the property located at and known as Plot 19 Denton Street (Map 85, Route 34) to James E. Jamoulis and Lynne M. Jamoulis of Raynham, Ma. Said property to be conveyed for the sum of Two Thousand Two Hundred Dollars (\$2,200) with a permanent restriction that it be a non-buildable lot to be used for parking purposes only.

Referred to Real Estate.

Councillor Cruise takes a moment of personal privilege to state that there is a resolve relative to the bus and train service to Boston. It would devastate the Brocktonians who use the buses and trains on nights and weekends. All of the Councillors have signed it in favor.

Adjourned at 8:25pm