

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

In City Council, May 28, 2013

APPOINTMENTS

- 276** Of Fredo Fils, of 335 Prospect St. as a Constable in the City of Brockton for a term of three (3) years.

Referred to Finance.

Councillor Brophy motioned to take items **277-286** collectively and was properly seconded. The motion carried by a hand vote.

- 277** Of Vernes L.Laroche, of 807 Pleasant St. as a Constable in the City of Brockton for a term of three (3) years.
- 278** Of Jeff Fowler of 11 Frost Avenue, Brockton to the Brockton Community Cable Television Board for a three year term ending May 2016.
- 279** Of Theodora F. Baurassa of 43 Pine St., Brockton to the Brockton Council on Aging for a three year term ending May 2016.
- 280** Of Maria J. Dorta, of 9 Fulton St., Brockton as a member of the Brockton Cultural Council for a three year term ending May 2016.
- 281** Of Sandra M. Papas-Summers of 91 Moraine St., Brockton as a member of the Brockton Cultural Council for a three year term ending May 2016.
- 282** Reappointment of Betty D. Goldsmith of 136 Belmont Court #9, Brockton to the Brockton Council on Aging for a three year term ending May 2016.
- 283** Reappointment of James Rober of 111 Magoun Ave., Brockton to the Brockton Community Cable Television Board for a three year term ending May 2016.
- 284** Reappointment of Daryle L. Browne of 345 Copeland St., Brockton to the Board of Trustees for the Brockton Public Library for a three year term ending May 2016.
- 285** Reappointment of Janet Landerholm of 499 Copeland St., Brockton to the Board of Trustees for the Brockton Public Library for a three year term ending May 2016.
- 286** Reappointment of Catherine B. Holbrook of 16 Sprague St., Brockton as an alternate to the Brockton License Commission for a three year term ending May 2016.

Referred to Finance.

REPORTS

- 287** Of the Finance Committee for its meeting of May 20, 2013.

Accepted and placed on file.

COMMUNICATIONS

- 288** From the Mayor submitting a letter of resignation from Dorothy A. Lufkin from the Brockton Council on Aging.

Accepted and placed on file.

- 289** From the Director of Community and Social Services requesting acceptance of the Massachusetts Opioid Abuse Prevention Collaborative grant from the Massachusetts Department of Public Health in the amount of \$700,000 through June 30, 2020 for a maximum obligation of \$100,000 each fiscal year beginning July 1, 2013. (to implement local policy, practice, systems and environmental change to prevent the use/abuse of opioids, prevent/reduce unintentional deaths and non-fatal hospital events associated with opioid poisonings).

Accepted and placed on file.

- 290** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the appropriation of the grant award in the amount of \$700,000 in accordance with the terms of the grant from Massachusetts Department of Public Health, Bureau of Substance Abuse Services: Massachusetts Opioid Abuse Prevention Collaborative Grant to Mayor's Department-Massachusetts Opioid Abuse Prevention Collaborative Grant. This grant is to implement local policy, practice, systems and environmental change to prevent the use/abuse of opioids, prevent/reduce unintentional deaths and non-fatal hospital events associated with opioid poisonings. This grant has a maximum obligation for 7 years of \$100,000 each year beginning July 1, 2013 through June 30, 2020. There is no grant match from the city.

Accepted and placed on file.

- 291** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the acceptance and expenditure of the award of \$700,000 from Massachusetts Department of Public Health, Bureau of Substance Abuse Services: Massachusetts Opioid Abuse Prevention Collaborative Grant to Mayor's Department-Massachusetts Opioid Abuse Prevention Collaborative Grant.

Accepted and placed on file.

UNFINISHED BUSINESS

- 118** Ordinance: An Ordinance Amending Revised Ordinances of the City of Brockton, Chapter 2, Article 111, Division 2, Section 2-127 Chapter 2, Article III, Division 2, Section 2-127 (Annual Salary Schedule) Compensation Grade L4, Classification Title Asst. City Solicitor (f.t.) and Chapter 2, Article 111, Division 5, Section 2-186, to provide as follows: Section 2-186. Assistant City Solicitor. (FAVORABLE) (IN CITY COUNCIL, APRIL 8, 2013, PASSED TO A THIRD READING AS AMENDED) (IN CITY COUNCIL APRIL 22, 2013, FAILED) (Councillor DeNapoli filed reconsideration on April 22, 2013 in the City Clerk's Office.)(IN CITY COUNCIL MAY 13, 2013, RECONSIDERATION PASSED)

Councillor DuBois motioned to accept an amendment to the Ordinance and also to read the ordinance. The motion was properly seconded.

Amendment: I motion to divide the question (ordinance) so as to consider separately Section A.2. of the ordinance. This section pertains to creation of a 3 year City Assistant Solicitor position.

UNFINISHED BUSINESS (cont'd)

The motion failed by a hand vote.

Councillor Stewart motioned to refer back to Finance and was properly seconded. The motion failed by a hand vote.

The question was on the amendment.

Amendment: I hereby move to amend the foregoing Ordinance by deleting the last sentence in subsection 2 in its entirety and inserting in place thereof the following: The full-time assistant City Solicitors shall not hold any employment in the legal field which would conflict with his or her city employment.

The amendment passed by a hand vote. Adopted, as amended, by a roll call vote taken by "yeas" and "nays"; ten members present with eight voting in the affirmative. Councillor DuBois and Stewart voting in the negative.

- 203** Ordinance: An Ordinance Amending Ch. XXVII of the Revised Ordinances of the City of Brockton. Be it Ordained by the City Council of the City of Brockton, Chapter 27. Zoning. Is hereby amended by adding the following new Article: **Article XVII. Moratorium-Medical Marijuana Treatment Centers Section 27-125. Purpose.** (HEARING HELD. FAVORABLE) (IN CITY COUNCIL MAY 13, 2013, PASSED TO A THIRD READING)

Ordained by a roll call vote taken by "yeas" and "nays"; ten members present and all voting in the affirmative. Councillor Petti absent.

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

Councillors Brophy and Cruise stepped down. Councillor Eaniri stepped in as President for Councillor Cruise.

Councillor DeNapoli motioned to postpone until the next City Council meeting and was properly seconded. The motion carried by a hand vote.

- 155** Ordinance: An Ordinance amending Chapter II, Division 2, Employee Classification and Compensation Plan, Benefits, Etc., Relative to Non-Union Employees of the City. (FAVORABLE.) (IN CITY COUNCIL MAY 13, 2013, PASSED TO A THIRD READING)

Councillors Brophy and Cruise stepped back in.

- 221** Appointment of Carole O. Harris of 98 Regent Road, Brockton to the Brockton Council on Aging for a three year term ending May 2016. (FAVORABLE)

Councillor DeNapoli stepped down.

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

Councillor DeNapoli stepped back in.

Councillor Brophy motioned to take items **222-225** collectively and was properly seconded. The motion carried by a hand vote.

- 222** Appointment of John F. Kenney of 221 Oak St. CB 84, Brockton to the Brockton Council on Aging for a three year term ending May 2016. (FAVORABLE)

UNFINISHED BUSINESS (cont'd)

- 223** Appointment of Jane Moynihan of 221 Oak St. # 72, Brockton as an alternate to the Brockton Council on Aging for a three year term ending May 2016.
(FAVORABLE)
- 224** Appointment of Jocelyn R.B. Meek of 140 Copeland St., Brockton to the Board of Trustees for the Brockton Public Library for a three year term ending May 2016. (FAVORABLE)
- 225** Reappointment of Scott McDuffy of 8 Knollbrook Drive, Brockton to the Brockton License Commission for a three year term ending May 2016.
(FAVORABLE)
Confirmed by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Petti absent.
- 259** Ordered: Transfer of \$1,235.00
From: Finance-Personal Services other than Overtime
To: License Commission Personal Service other than Overtime
(in order to pay the contractual Education Incentive to the Commission’s Administrative Assistant). (FAVORABLE)
- Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Petti absent.
- 262** Appropriation: of up to \$105,550
From: MassDevelopment for the Brownfield site assessment remediation grant associated with the Montello Street Parking Lot Redevelopment Project
To: The Parking Authority (FAVORABLE)
- Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Petti absent.
- 263** Appropriation of: \$162,726
To: DPW Maintenance Division Goods & Supplies
From: Stabilization Fund
(to ensure there is adequate funds for gasoline for fiscal year 2013).
(FAVORABLE AS AMENDED)
- The amendment passed by a hand vote. Adopted, as amended, by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Petti absent.
- 264** Appropriation of: \$1816
From: The Massachusetts Emergency Management Agency (EMPG) Performance Grant Program.
To: The Brockton Emergency Management Agency
(The Brockton Emergency Management Agency (BEMA) intends to use these grant funds for supplies). (FAVORABLE)
- Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councillor Petti absent.
- Councillor DuBois stepped down.
- 265** Appropriation of: \$750,000
From: Stabilization Fund
To: DPW Snow & Ice Removal
(to pay for estimated final costs of FY13 snow removal) (FAVORABLE)

UNFINISHED BUSINESS (cont'd)

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

Councillor MacMillan stepped down.

- 266** Transfer of \$200,000.00
 From: Police Department-Personal Services other than Overtime
 To: Police Department –Overtime
 (to take the dept. to the end of the fiscal year projecting that overtime will continue at the same pace as it has to date). (FAVORABLE)

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

Councillor MacMillan stepped back in.

- 267** Appropriation: of \$22,000
 From: Stabilization Fund
 To: DPW Engineering Personal Service-Overtime
 (in order to complete the Mass Works Grant by the end of June 2013).
 (FAVORABLE)

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

- 268** Appropriation: of \$7,000
 From: the National Association of County and City Health Officials(NACCHO)
 Department of Health and Human Services Grant Fund
 To: City of Brockton Board of Health Medical Reserve Corps Grant Fund.
 (for the purpose of building the level of volunteers and equipment for local
 Medical Reserve Corps). (FAVORABLE)

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

- 260** Ordered: That the City Council accepts a grant in the amount
 of Ten Thousand Dollars (\$10,000.00)
 from the Tony Hawk Foundation for construction of a public non-profit skate park
 at Edgars Playground. (FAVORABLE)

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

- 258** Ordered: That the City Council authorize the approval of the Net Metering Power
 Purchase between Rehoboth Solar, LLC and the City of Brockton in substitution
 of the agreement approved by the City Council order 84 on March 25, 2013. This
 agreement is for the purchase of solar power from a solar plant, which will save
 the City in electricity costs. (FAVORABLE)

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

- 269** Resolve: That the Director of the Brockton Council on Aging be invited to appear
 before a committee of this council to discuss the issue of elder abuse and the
 “Year of Elder Abuse Prevention”. (FAVORABLE)

UNFINISHED BUSINESS (cont'd)

- 270** Resolved: That the Mayor or her designee, Chief of Police, Fire Chief, and Lt. Donald Mills on behalf of the School Police, be invited to appear before a committee of this Council to provide a status as to the City's preparedness to protect the public at public events and how the public can assist public safety officials. (FAVORABLE)

Adopted by a roll call vote taken by "yeas" and "nays"; ten members present and all voting in the affirmative. Councillor Petti absent.

ORDERS

- 292** Ordered: That the City Council accepts the Grant of Easement from the City of Brockton to Massachusetts Electric Company for one (1) pole with wires and cables installed thereon, and all necessary foundations, anchors, guys, braces, fittings, equipment and appurtenances over, across under and upon a certain parcel of land owned by the City of Brockton described as follows: Plot 45 on Map No. 125 of the City of Brockton Assessors Maps, also having a Parcel ID # of 125-010.

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

LATE FILES

Councillor Brophy motioned to accept the Budget as a late file and was properly seconded. The motion carried by a hand vote.

- 348** Communication: from the Mayor in accordance with M.G.L., recommending that the City Council adopt the Fiscal Year 2014 Budget for the City in the amounts and form as recommended by attached budget order.

Accepted and placed on file.

- 349** Ordered: Budget for FY2014

Referred to Finance.

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

- 293** Appointment of Paul E. Morin, 18 Berglund Ave., to the Brockton Planning Board for a three year term ending May 2016.

Councillor Brophy motioned to file for reconsideration with the wish that it not prevail. Councillor MacMillan stated his concerns, because they don't know his background. Councillor Brophy withdrew the motion.

Referred to Finance.

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

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LATE FILES (cont'd)

- 350** Resolve: The Temporary Superintendent of Cemeteries and members of the Cemetery Board of Trustees (Linda M. Balzotti, Chairman; Armond Colombo; Frank Gurley; and Anne McCormack) along with other interested parties (including funeral parlor owners and plot owners), be invited to appear before this Council to discuss the limitations on the number of burials allowed each day at City Cemeteries. The Temporary Superintendent of Cemeteries and members of the Cemetery Board of Trustees.

Referred to Finance.

Councillor Brophy motioned to move under suspension of the rules and accept the yearly revolving accounts as late files and was properly seconded. The motion carried by a hand vote.

- 294** Communication: from the Police Department requesting the re-establishment of a revolving fund for the K9 Unit of the Brockton Police Dept. for FY2014.

Accepted and placed on file.

- 295** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of C. 44 of M.G.L. recommending the re-establishment of a revolving fund for the K9 Unit of the Brockton Police Dept. for FY2014.

Accepted and placed on file.

- 296** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the re-establishment of a revolving fund for the K9 Unit of the Brockton Police Dept. for FY2014.

Accepted and placed on file.

- 297** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2014, for the sole purpose of helping to fund the cost in connection with the K9 Unit of the Brockton Police Department. The K9 Unit Revolving Fund shall receive the receipts of the sale of canines born to the existing K9 Unit. Expenditures from the K9 Unit Revolving Fund shall be made at the direction of the Chief of Police, provided that not more than \$5,000 may be so expended from the K9 Unit revolving fund during FY 2014.

Referred to Finance.

- 298** Communication: from the City Auditor requesting the re-establishment of a revolving fund for the Auditor Public Records Request for FY2014.

Accepted and placed on file.

- 299** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of C. 44 of M.G.L. recommending the re-establishment of a revolving fund for the Auditor Public Records Request for FY2014.

Accepted and placed on file.

- 300** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the re-establishment of a revolving fund for the Auditor Public Records Request for FY2014.

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LATE FILES (cont'd)

Accepted and placed on file.

- 301** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes the Auditor-Public Record Request Revolving fund for FY2014, for the sole purpose of reimbursing departments for the cost of complying with requests for public records. The Auditor Public Records Request shall receive the receipts and fees up to \$10,000 during FY2014. Expenditures from the Auditor-Public Records Request Revolving Fund shall be made at the direction of the Auditor provided that not more than \$10,000 may be so expended from the fund during FY2014.

Referred to Finance.

- 302** Communication: from the Police Department requesting the re-establishment of a revolving fund for the K9 Unit of the Brockton Police Dept. for FY2014.

Accepted and placed on file.

- 303** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of C. 44 of M.G.L. recommending the re-establishment of a revolving fund for the K9 Unit of the Brockton Police Dept. for FY2014.

Accepted and placed on file.

- 304** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the re-establishment of a revolving fund for the re-establishment of a revolving fund for the K9 Unit of the Brockton Police Dept. for FY2014.

Accepted and placed on file.

- 305** 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 2014, consistent with the provisions of M.G.L. Chapter 140, Section 139A. The Animal Control Revolving Fund shall receive the deposits for the spaying or neutering of animals. Expenditures would be restricted to not more than \$5,000.00 annually for the purposes permitted by Chapter 140, Section 139A.

Referred to Finance.

- 306** Communication: from the Police Chief requesting re-establishment of a Closed Cases Revolving Fund for the Brockton Police Department for FY14.

Accepted and placed on file.

- 307** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the re authorization of the Police Department-Closed Cases Revolving Fund for FY2014.

Accepted and placed on file.

- 308** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed reauthorization of the Police Department-Closed Cases Revolving Fund for FY2014 from closed cases in excess of \$35,000 during FY 2014.

LATE FILES (cont'd)

Accepted and placed on file.

- 309** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes the Police Department-Closed Cases Revolving Fund for fiscal year 2014 for the sole purpose of spending by the Police Chief for ordinary maintenance expenses of the police department. The Police Department Closed cases Revolving Fund shall receive monies in police possession from closed cases. Expenditures from the Police Department- Closed Cases Revolving Fund shall be made at the direction of the Police Chief provided that not more than \$35,000 may be so expended from the fund during FY2014.

Referred to Finance.

- 310** Communication: from the Superintendent of Buildings requesting the re-authorization of the revolving account for the War Memorial FY2014.

Accepted and placed on file.

- 311** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the re-authorization of a revolving fund FY2014 for the sole purpose of helping to fund the cost in connection with the operation of the War Memorial building.

Accepted and placed on file.

- 312** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed re-establishment of a revolving fund for the War Memorial charges and fees for FY2014, up to \$15,000.

Accepted and placed on file.

- 313** Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a revolving fund of FY2014 for the sole purpose of helping to fund the cost in connection with the operation of the War Memorial building. The War Memorial Revolving Fund shall receive the receipts of War Memorial charges and fees up to \$15,000 during FY14. Expenditures from the War Memorial Revolving Fund shall be made at the direction of the Mayor, provided that not more than \$15,000 may be so expended from the War Memorial Revolving Fund during FY2014.

Referred to Finance.

- 314** Communication: From the Superintendent of Buildings requesting the re-authorization of the revolving funds FY2014 for vacant and abandoned Buildings.

Accepted and placed on file.

- 315** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the re-authorization of a revolving fund of FY2014 for the sole purpose of funding the creation and maintenance of the Abandoned Building Registry.

Accepted and placed on file.

- 316** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed re-establishment of a revolving fund for the Abandoned Building Registry.

Accepted and placed on file.

LATE FILES (cont'd)

- 317** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes a revolving fund for Fiscal Year 2014, for the sole purposes of funding the creation and maintenance of the Abandoned Building Registry as well as the closing and boarding up of vacant and abandoned buildings. The Vacant and Abandoned Building Revolving Fund shall receive the receipts of payments of fines and fees for the registration of vacant and abandoned buildings. Expenditures from the Vacant and Abandoned Building Revolving Fund shall be made on the authority and direction of the Brockton Building Commissioner, provided that no more than \$75,000 may be so expended from the Vacant and Abandoned Buildings Revolving Fund during fiscal year 2014.

Referred to Finance.

- 318** Communication: from the Superintendent of Buildings requesting the reauthorization of the revolving account for demolition FY2014.

Accepted and placed on file.

- 319** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the reauthorization of the Demolition revolving fund for FY2014 for the sole purpose of helping to fund the cost in connection with the demolition of buildings in the City of Brockton

Accepted and placed on file.

- 320** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed re-establishment of a revolving fund for the Demolition Revolving Fund.

Accepted and placed on file.

- 321** Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY 2014 revolving fund for the sole purpose of funding the cost in connection with the demolition of buildings in the City of Brockton. The Demolition Revolving Fund shall receive the receipt of payment of all demolition of buildings in the City of Brockton. Expenditures from the Demolition Revolving Fund shall be made at the direction of the Building Superintendent, with the written approval of the Mayor, provided that not more than \$110,000 may be so expended from the Demolition Revolving Fund during FY2014.

Referred to Finance.

- 322** Communication: from the DPW Commissioner requesting the re-establishment of the revolving fund for the Department of Public Works Administration Section consistent with the provisions of M.G.L. Ch. 44, Section 53E1/2, in order to receive deposits for the Keep Brockton Beautiful Program.

Accepted and placed on file.

- 323** Communication: from the Mayor in accordance with M.G.L. Ch. 44, Section 53E ½ recommending the re-authorization of a revolving fund for FY2014 for the sole purpose of funding the Keep Brockton Beautiful Program.

Accepted and placed on file.

LATE FILES (cont'd)

- 324** Communication: from the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed reauthorization of the revolving fund for the Keep Brockton Beautiful Program for FY14.

Accepted and placed on file.

- 325** Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY2014 revolving fund for the sole purpose of funding the Keep Brockton Beautiful Program. All revenues received as donations to this fund is to be used for purchasing tee shirts, rakes, shovels, barrels, and other miscellaneous items to be used for the program. Expenditures from the Keep Brockton Beautiful Program Revolving Fund shall be made by the Commissioner of the Department of Public Works, provided that not more than an amount of \$5,000 may be so expended during the fiscal year.

Referred to Finance.

- 326** Communication: from the DPW Commissioner requesting the re-establishment of the revolving fund for the Department of Public Works Refuse Section consistent with the provisions of M.G.L., Ch. 44, Section 53E1/2 in order to receive deposits for the Composting Bin Distribution Program up to \$2,000 (for the purpose of purchasing composting bins and other related items to be expended during FY2014).

Accepted and placed on file.

- 327** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the reauthorization of a revolving fund for FY2014 for the sole purpose of funding the Composting Bin Distribution Program from the Municipal Recycling Grant-Executive Office of Environmental Affairs and Department of Environmental Protection.

Accepted and placed on file.

- 328** Communication: from the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed reestablishment of a revolving fund for the Composting Bin Distribution Program for FY2014.

Accepted and placed on file.

- 329** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2014, for the sole purpose of funding the Composting Bin Distribution Program from the Municipal Recycling Grant-Executive Office of Environmental Affairs and Department of Environmental Protection. All revenue received from home composting bin sales or donations to the bin program shall be deposited in such account. The revolving fund is to be used solely for the purchase of additional home composting bins, advertising, administrative expenses or other such expenses related to the home composting bin distribution program per the terms of the grant. Not more than an amount of \$2,000 may be so expended during the fiscal year 2014.

Referred to Finance.

LATE FILES (cont'd)

- 330** Communication: from the Brockton Park Commission requesting the re-establishment of the revolving fund for the Park Department, consistent with the provisions of M.G.L., Section 53 ½ of Ch. 44 in order to receive deposits for the Manning Pool. The account should have allowable expenditures of up to \$40,000 for the maintenance and upkeep of the Manning Pool.
- Accepted and placed on file.
- 331** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E 1/2 of Ch. 44 of the M.G.L. recommending the re-authorization of the Manning Pool Revolving Fund for FY2014.
- Accepted and placed on file.
- 332** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the re-authorization of the Manning Pool Revolving Fund for FY2014 expenses.
- Accepted and placed on file.
- 333** Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY 2014 revolving fund for Manning Pool Revolving Account .
- Referred to Finance.
- 334** Communication: from the Acting Superintendent of Cemeteries requesting the re-establishment of the revolving fund for the Cemetery Department.
- Accepted and placed on file.
- 335** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the re-authorization of the grave liners revolving fund for FY2014
- Accepted and placed on file.
- 336** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the re-authorization of the grave liners revolving fund for FY2014
- Accepted and placed on file.
- 337** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E ½, the City Council authorizes the authorization of a revolving fund for fiscal year 2014, for the sole purpose of funding of the acquisition and installation of grave liners exclusive of the cost of labor. The Grave Liners Revolving Fund shall receive the receipt of payment of all liner fees for the City of Brockton. Expenditures from the Grave Liners Revolving Fund shall be made on the authority and direction of the Cemetery Board of Trustees, provided that not more than thirty eight thousand dollars (\$38,000.00) may be so expended from the Grave Liners Revolving Fund during fiscal year 2014
- Referred to Finance.
- 338** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Ch. 44 of the M.G.L., recommending the re-authorization of a FY 2014 revolving fund for the sole purpose of funding the acceptance and expenditure by the Women's Commission

LATE FILES (cont'd)

Accepted and placed on file.

- 339** Communication: from the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the re-authorization of a FY 2014 revolving fund for the sole purpose of funding the acceptance and expenditure by the Women's Commission

Accepted and placed on file.

- 340** Ordered: That pursuant to M.G.L. Ch. 44 Sec. 53E ½, the City Council authorizes a FY 2014 revolving fund for the sole purpose of funding the acceptance and expenditure by the Women's Commission of receipts and donations from various events. Not more than \$2,500 may be so expended from the Woman's Commission Revolving Fund during fiscal year 2014

Referred to Finance.

- 341** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E1/2 of Ch. 44 of the M.G.L. recommending the re-authorization of the Comcast Revolving Fund for FY2014

Accepted and placed on file.

- 342** Communication: from the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed re-establishment for a FY2014 of a revolving fund, under the control of the Mayor, from all FY14 revenues in excess of \$550,000 from franchise fees from Comcast

Accepted and placed on file.

- 343** Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E1/2, the City Council re-authorizes the establishment of a revolving fund for fiscal year 2014, from the cash receipts from Comcast franchise fees, in excess of \$550,000, pursuant to the new cable license contract, and that further, that the expenditures from this fund shall not exceed \$250,000 during fiscal year 2014, said expenditures to be limited to the cable related activities during fiscal year 2014.

Referred to Finance.

- 344** Communication: from the Executive Director of the Brockton Parking Authority requesting re-establishment of a revolving fund for revenues from parking violation fines in order to pay expenses of the Authority's parking enforcement program.

Accepted and placed on file.

- 345** Communication: from the Mayor in accordance with the provisions and stipulations of Section 53E ½ of Chapter 44 of the M.G.L., recommending the re-authorization of the Parking Authority Revolving

Accepted and placed on file.

- 346** Communication: From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed re-authorization of the Parking Authority Revolving Fund for revenues from Parking Fines up to and including the amount of \$250,000.

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LATE FILES (cont'd)

Accepted and placed on file.

- 347** 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 2014, for the Parking Authority Revolving Fund to receive revenues from Parking Violations Fines up to and including the amount of \$250,000, said funds to be expended by the Parking Authority to pay expenses of parking regulation enforcement and repair and maintenance of lots, facilities and equipment. Amounts in excess of \$250,000 shall be credited to the General Fund.

Referred to Finance.

The Council President stated that the Budget Hearings will be held on Mon. at 6p.m. and on Tues. and Wed. at 6:30p.m.; Thurs. if needed. Also, the Budget Books are available in the Clerk's Office for the Councillors.

Councillor DuBois takes a moment of personal privilege to state that she objects to the short notice of the Budget Hearings.

Councillor Sullivan takes a moment of personal privilege to thank everyone involved in the Memorial Day Parade. He thanked Dave Farrell and all the citizens that attended.

Councillor Monahan stated that tomorrow night there will be a ward meeting at the Arnone School at 7p.m. Councillor Gomes will be in attendance. The subject is violence in the city.

Councillor MacMillan takes a moment of personal privilege to state that he agrees with Councillor DuBois and also objects to the short notice of the Budget Hearings in 6 days.

Adjourned 8:39p.m.