

A regular meeting of the City Council was held in the Council Chambers with Councillor Eaniri presiding. The meeting was called to order at 8:08 pm with 8 members present. Councillors Barnes, Monahan and Sullivan absent

Councillor Cruise asked for a moment of silence for Paul “Red” Sullivan, also known as Mr. Democrat, who passed away. He was involved in the city and was on the Planning Board and in License Commission. He was a past councillor. He will be missed.

In City Council, October 23, 2017

439 Acceptance of the minutes of the October 10, 2017 City Council meeting.

Accepted and placed on file.

APPOINTMENTS

440 Of Brendan R. Weeks to the rank of Fire Lieutenant in the Brockton Fire Department.

Councillor Cruise motioned to move under suspension of the rules and vote on the matter tonight and was properly seconded. Motion carried by a hand vote. Confirmed by a roll call vote taken by “yeas” and “nays; eight members present and all voting in the affirmative. Councillors Barnes, Monahan and Sullivan absent. Councillor Cruise motioned for reconsideration with the wish that it not prevail and was properly seconded. Reconsideration failed by a hand vote.

A two minute recess was called.

Back in session.

HEARINGS

Petition of Verizon New England and Massachusetts Electric Company proposing to relocate Pole 1 Chester Avenue, approximately 13’ (feet) Northerly along the Easterly sideline of Chester Avenue. (This work is required for the relocation and placement of new anchor needed for guying).

Joellen Mullen appeared in favor on behalf of the petitioner. No one in was in opposition. Hearing held.

Councillor Studenski motioned to take item 139 out of order and was properly seconded. Motion carried by a hand vote.

REPORTS

441 Of the Ordinance Committee for its meeting of October 12, 2017

Accepted and placed on file.

442 Of the Finance Committee for its meeting of October 16, 2017

Accepted and placed on file.

COMMUNICATIONS

443 From the Council President appointing Janice Johnson-Plumer to the Brockton Commission on Women’s Issues to fill the unexpired term of Lizzetta Johnson.

Accepted and placed on file.

COMMUNICATIONS (Cont'd)

- 444** From Brockton Affordable Housing Trust requesting that Brockton City Council consider removing their order of June 24, 2002 regarding Parcel ID 087-086 David Street that declared lot as “not buildable” so that possible development may take place. The intention is to create a first-time owner-occupied home buyer opportunity.

Accepted and placed on file.

- 445** From the DPW Commissioner requesting that the City Council authorize the appropriation of monies awarded under the Sustainable Materials Recovery Program Municipal Grant from the Massachusetts Department of Environmental Protection (MASS DEP) to Refuse Department in the amount of \$52,000. (to be used to defray the cost of purchasing 96 gallon wheeled containers for the new curbside single stream recycling program).

Accepted and placed on file.

- 446** From the Mayor recommending that the City Council appropriate the Sustainable Materials Recovery Program Municipal Grant from the Massachusetts Department of Environmental Protection (MASS DEP) to Refuse Department in the amount of \$52,000. (to be used to defray the cost of purchasing 96 gallon wheeled containers for the new curbside single stream recycling program).

Accepted and placed on file.

- 447** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the appropriation of \$52,000 from the Massachusetts Department of Environmental Protection (MASS DEP) to Refuse Department.

Accepted and placed on file.

UNFINISHED BUSINESS

- 330** Ordinance: An Ordinance Amending Revised Ordinances Of the City of Brockton, Chapter 11. Licenses, Permits and Business Regulations. Be it ordained by the City Council of the City of Brockton as follows: Chapter 11. Licenses, Permits and Business Regulations, is hereby amended by adding the following Article: Article IV. Special Events (FAVORABLE)

Passed to a third reading by a hand vote.

Councillor Asack asked to have the Ordinance read. Councillor Cruise offered a shorter explanation due to length of the order. He stated that with this Ordinance the license commission needed to issue permits for block parties and only the city is allowed to close the roads off and not residents.

Councillor Rodrigues requested an augmentation of the ordinance specifically to make it mandatory that ward councilor is notified prior to the event taking place. Councillor Cruise stated that in November meeting that the amendment can be added since at this meeting it has been passed to a third reading.

Petition of Verizon New England Inc. and Mass Electric Company to relocate one jointly owned pole (P81) on the westerly side of Main Street. Pole 81 to be placed at a point on the westerly side of Main Street approximately 16’ in a general northerly direction from existing location of Pole 81. The one pole relocation is necessary in order to allow ingress/egress from an existing driveway. (POSTPONED FROM OCTOBER 10, 2017 CITY COUNCIL MEETING)

UNFINISHED BUSINESS (Cont'd)

Joellen Mullen appeared in favor on behalf of the petitioner.
No one in was in opposition. Hearing held.

Granting of Verizon New England Inc. and Mass Electric Company to relocate one jointly owned pole (P81) on the westerly side of Main Street. Pole 81 to be placed at a point on the westerly side of Main Street approximately 16' in a general northerly direction from existing location of Pole 81. (POSTPONED FROM OCTOBER 10, 2017 CITY COUNCIL MEETING)

Granted by a hand vote

Councillor Farwell motioned to take items **331, 354, 355, 356,** and **357** collectively and was properly seconded. Motion carried by a hand vote.

- 331** Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out and acceptance of Blueberry Circle, extending from Dudley Avenue to Dudley Avenue, a distance of about 650 feet, more or less, and for that purpose it is necessary to take an easement for Highway Purposes. (FAVORABLE)
- 354** Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out and acceptance of Dudley Avenue, extending from Parker Avenue northerly about 775 feet, more or less, and for that purpose it is necessary to take an easement for Highway Purposes.(FAVORABLE)
- 355** Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out and acceptance of Brookville Avenue, extending from Boundary Street to North Quincy Street, a distance of about 1,410 feet, more or less, and for that purpose it is necessary to take an easement for Highway Purposes. (FAVORABLE)
- 356** Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out and acceptance of Gary Road, extending from Boundary Avenue to Brookville Avenue, a distance of 1,131.46 feet, and for that purpose it is necessary to take an easement for Highway Purposes. (FAVORABLE)
- 357** Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out and acceptance of Randolph Avenue, extending from Boundary Avenue to Brookville Avenue, a distance of 1,117.82 feet, and for that purpose it is necessary to take an easement for Highway Purposes. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eight members present and all voting in the affirmative. Councillors Barnes, Monahan and Sullivan absent
Councillor Lally motioned for reconsideration with the wish that it does not prevail and was properly seconded. Reconsideration failed by a hand vote.

- 438** Ordered: That the City hereby accepts as a grant and gift From Anthony Prosper of 108 Belcher Ave. Brockton a Flag Box to be donated To City of Brockton Fire Department. The estimated value of the Flag box is five hundred fifty dollars. (\$550.00) The gift will be used by the City of Brockton Veterans Services Department for collection and proper flag disposal. (FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”; eight member present and all in the affirmative. Councillors Barnes, Monahan and Sullivan absent

- 139** An Ordinance Amending Chapter 27, Zoning. of the Revised Ordinances of the City of Brockton by adding ARTICLE XVIII. - THATCHER STREET SMART GROWTH OVERLAY DISTRICT (TSSGOD).(FAVORABLE in Planning with conditions) (FAVORABLE in Ordinance with stipulations) (IN CITY COUNCIL AUGUST 28, 2017, PASSED TO A THIRD READING, WITH STIPULATIONS, BY A HAND

UNFINISHED BUSINESS (Cont'd)

VOTE.) (IN CITY COUNCIL OCTOBER 10, 2017, REFERRED TO FINANCE)
(FAVORABLE in Finance)

Councillor Studenski motioned to postpone item #139 to next City Council meeting and was properly seconded. The motion carried by a hand vote.

- 398** Resolved: to invite Timothy Cruz to appear before a committee of this Council to update the Committee on current crime rates, the Safe Streets Collaborative and the current state of cooperation between the many public safety partners currently active in the City of Brockton, including all state and federal agencies. To also enlighten the Council on any other issues that may be of interest to this Council. (FAVORABLE)

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

- 311** Resolve: Be it resolved that the City Council requests that the City of Brockton's Real Estate Custodian Mr. Benjamin Albanese, the City Treasurer Mr. Brophy and the Mayor appear before the Finance Committee to provide a complete listing of what properties have been sold since his appointment; the schedule of the auction hearings (past/current/future); a full listing of properties currently listed as "available"; the amount of money raised/submitted to the general account and any other information pertinent to the information referenced above. (FAVORABLE)

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

ORDERS

- 448** Ordered: That the Brockton City Council remove their order of June 24, 2002 regarding Parcel ID 087-086 David Street that declared lot as “not buildable” so that possible development may take place.

Referred to Real Estate

- 449** Ordered: That the DPW is authorized to issue one single family home sewer connection to Neuza Barros, for the property located at 473 Howard Street, Brockton, MA.

Referred to Finance

- 450** Appropriation of \$52,000
From: Massachusetts Department of Environmental Protection (MASS DEP), Sustainable Materials Recovery Program Municipal Grant
To: Refuse Department

Referred to Finance

- 451** Resolve: to invite Ms. Paula Fisher assistant director of the Plymouth County Development Council/Convention and Visitors Bureau to present briefly how Brockton can benefit from a collaboration with this organization, acquire representation and become more involved with the upcoming events for celebrating four hundred years of Plymouth in 2020.

Referred to Finance

Granting of Verizon New England and Massachusetts Electric Company proposing to relocate Pole 1 Chester Avenue, approximately 13' (feet) Northerly along the Easterly sideline of Chester Avenue.

Granted by a hand vote.

Councillor Eaniri reminded everyone that there is no Finance Committee meeting scheduled for next week. Councillor Sullivan will make one for the future.

Councillor Cruise reminded everyone that on Wednesday, October 25th at 6 PM the Ordinance meeting will be held in the Council Chambers.

Adjourned: 8:31 PM