

A regular meeting of the City Council was held in the Council Chambers with Councilor Sullivan presiding. The meeting was called to order at 8:02 pm with 10 members present. Councilor Studenski absent.

Councilor Sullivan thanked everyone for participating in the Veteran's Day Parade. He also thanked Councilors Rodrigues and Studenski for their service in the military.

Councilor Sullivan stated that Councilor Studenski unfortunately could not be at the meeting this evening.

Councilor Cruise takes a moment of personal privilege to congratulate the Brockton High School Soccer team, Coach Furtado, who won for the second time the South Sectional Championship, Division 1. Tomorrow night at 7:15pm at the Marciano Stadium, come out and support the boys playing for the Eastern Mass. Championship. They are playing against the undefeated St. John's Prep. from Danvers. Hopefully on Saturday, they will go on to the state championship.

Councilor Sullivan stated that Councilor Beauregard requested winter parking ban schedule from Larry Rowley the councilors have received it.

Clerk to the Council congratulated the re-elected Councilors and the new Councilors on their victory and he looks forward to working with them.

In City Council, November 13, 2017

452 Acceptance of the minutes of the October 23, 2017 City Council meeting.

Accepted and placed on file.

REPORTS

453 Of the Ordinance Committee for its meeting of October 25, 2017.

Accepted and placed on file.

COMMUNICATIONS

454 From the Mayor requesting favorable consideration of the acceptance of two local options under MGL c. 59, Section 5 Clause 17D and Clause 41C. The first would increase the amount of the Clause 17D property tax exemption for senior citizens, surviving spouses and surviving minors from the current \$175.00 to \$250.00, while also increasing the allowable asset limit from \$40,000 to \$48,000. The second option would increase the Clause 41C property tax exemption for senior citizens from \$500.00 to \$750.00, decrease the minimum age limit from age 70 to 65, and increase the allowable income and asset limits to qualify. These proposed options would make more of our senior citizens eligible for both tax exemptions while increasing the dollar amounts received by those who qualify. These increased tax exemptions will provide those seniors some additional property tax relief while making many more senior citizens eligible to receive these property tax credits.

Accepted and placed on file.

455 From the Assistant Auditor certifying that the balance of the Ambulance Fees Account as of October 23, 2017 is \$879,835.97.

Accepted and placed on file.

COMMUNICATIONS (cont'd)

- 456** From Chief of the Fire Department requesting a transfer of \$318,500.00 from the Ambulance Receipts Account to Department Equipment (for purchase of Radio Dispatch Console, Radio Communication Equipment, Emergency Medical Equipment and Replacement and support of direct connection equipment from Fire Alarm to EMS Stations).

Accepted and placed on file.

- 457** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the total appropriation of \$318,500.00 from Fire Dept.- Ambulance Receipts to Fire Dept.-Capital-\$312,000, and from Fire Dept.- Ambulance Receipts to Fire Dept.-Ordinary Maintenance Goods- \$6,500 (in order to purchase of Radio Dispatch Console, Radio Communication Equipment, Emergency Medical Equipment and Replacement and support of direct connection equipment from Fire Alarm to EMS Stations).

Accepted and placed on file.

- 458** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the total proposed appropriation of \$318,500.00 from Fire Dept.- Ambulance Receipts to Fire Dept.-Capital-\$312,000, and from Fire Dept.- Ambulance Receipts to Fire Dept.-Ordinary Maintenance Goods- \$6,500

Accepted and placed on file.

- 459** From the Chief of the Police Department requesting authorization to expend grant monies related to the FY2017 Edward Byrne Justice Assistance (Heroin Grant) from the US Dept. of Justice and the Massachusetts Executive Office of Public Safety and Security Office in the amount of \$50,000.

Accepted and placed on file.

- 460** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the acceptance and expenditure of the total grant in the amount of \$50,000 from FY2017 US Dept. of Justice/Massachusetts Executive Office of Public Safety and Security Edward Byrne Memorial Justice Assistance Grant to City of Brockton Police Dept.-FY2017 US Dept. of Justice/Massachusetts Executive Office of Public Safety and Security Edward Byrne Memorial Justice Assistance Grant Fund (to be used to hire the services of a local agency to carry out the Champion Plan services for individuals requesting Heroin and Opioid substance abuse treatment services via the Brockton Police Department).

Accepted and placed on file.

- 461** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the appropriation of \$50,000 from FY2017 US Dept. of Justice/Massachusetts Executive Office of Public Safety and Security Edward Byrne Memorial Justice Assistance Grant to City of Brockton Police Dept.- FY2017 US Dept. of Justice/Massachusetts Executive Office of Public Safety and Security Edward Byrne Memorial Justice Assistance Grant Fund.

Accepted and placed on file.

- 462** From the Emergency Management Director requesting that the City Council authorize the acceptance and expenditure of a total grant in the amount of \$22,460 from 2016 Emergency Management Planning (EMPG) Grant to City of Brockton Emergency Management 2016 Emergency Management Planning (EMPG) Grant

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COMMUNICATIONS (cont'd)

Fund (to be used to purchase interoperability radio equipment for BEMA, Fire, Police and Schools). No match required.

Accepted and placed on file.

- 463** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the acceptance and expenditure of the total grant in the amount of \$22,460 from 2016 Emergency Management Planning (EMPG) Grant to City of Brockton Emergency Management 2016 Emergency Management Planning (EMPG) Grant Fund (to be used to purchase interoperability radio equipment for BEMA, Fire, Police and Schools). All goods and services for the EMPG & HMEP Grants must be procured prior to June 30, 2018. No match required.

Accepted and placed on file.

- 464** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the appropriation of the total grant in the amount of \$22,460 from 2016 Emergency Management Planning (EMPG) Grant to City of Brockton Emergency Management 2016 Emergency Management Planning (EMPG) Grant Fund

Accepted and placed on file.

UNFINISHED BUSINESS

- 389** Ordinance: An Ordinance Amending Chapter XXVII of the Revised Ordinance of the City of Brockton. Be it ordained by the City Council of Brockton as follows: Chapter 27. Section 27-24.3 (c)(6)(d) is hereby amended by deleting the section in its entirety and inserting in place thereof the following: Five hundred (500) feet from any boys' and girls' club, or registered child care center defined as any facility operated on a regular basis whether known as a day nursery, nursery school, kindergarten, child play school, day care center or preschool. Child Care center shall not include programs for behavioral or mental health services. (UNFAVORABLE in Planning, FAVORABLE in Ordinance)

Passed to third reading

- 429** An Ordinance Amending Chapter 20 Streets and Sidewalks of the Revised Ordinance of the City of Brockton: Now Therefore be it Ordained, that Chapter 20, Article IV Section V Subsection B of the Revised Ordinance of the City of Brockton be deleted in its entirety and be replaced.(FAVORABLE, as amended) (FAVORABLE in Planning)

Amendment passed by a hand vote.

Passed to a third reading as amended.

- 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) (IN CITY COUNCIL OCTOBER 23, 2017, PASSED TO A THIRD READING, BY A HAND VOTE).

UNFINISHED BUSINESS (cont'd)

Councilor Rodrigues motion to amend and was properly seconded. The motion carried by a hand vote.

Amendment: "I hereby amend the forgoing ordinance specifically to make it mandatory that the area Ward Councilor where the event is taking place, Must be notified by the License Commission at least 7 days prior to the issuance of the license for the event. The notification will be made by mail and/or email with a copy to the City Clerk.

Amendment passed by a hand vote.

Councilor Sullivan motioned to amend and was properly seconded. The motion carried by a hand vote.

Amendment: "To add the word business to the 7 days prior to the issuance of the license."

Amendment passed by a hand vote

Ordained as amended by a roll call vote taken by "yeas" and "nays"; ten members present and all voting in the affirmative. Councilor Studenski absent.

Councilor President Sullivan Steps down before next reading

Councilor Eaniri steps in as President pro tempore.

- 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 VOTE.) (IN CITY COUNCIL OCTOBER 10, 2017, REFERRED TO FINANCE) (FAVORABLE in Finance) (IN CITY COUNCIL OCTOBER 23, 2017, POSTPONED TO NEXT MEETING, BY A HAND VOTE).

Councilor Cruise as chairman of Ordinance Committee motioned to refer back to Planning and Ordinance due to not being acted on by deadline of 90 days. He was properly seconded. The motion carried by a hand vote.

Referred to Planning and Ordinance

Councilor Sullivan steps back in

ORDERS

- 465** Ordered: That the City of Brockton accept the provision of General Laws Chapter 59, Section 5 added by Chapter 181 of the Acts of 1995, which authorizes an annual increase in the amount of the exemption granted to senior citizens, surviving spouses and surviving minors under General Laws Chapter 59, Section 5, Clause 17D to be effective for exemptions granted for any fiscal year beginning on or after July 1, 2018.

Referred to Finance

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ORDERS (cont'd)

- 466** Ordered: That the City of Brockton accept the provisions of General Laws Chapter 59, Section 5, Clause 41C which authorize an increase in the value of the exemption, a decrease in the age limit, an increase in the income limits and an increase in the asset (whole estate) limit and that such changes be effective for exemptions granted for any fiscal year beginning on or after July 1, 2018.

Referred to Finance

- 467** Appropriation of \$318,500.00
From: Fire Dept.-Ambulance Receipts
To: Fire Dept. - Capital-\$312,000, and
From: Fire Dept.-Ambulance Receipts
To: Fire Dept. - Ordinary Maintenance Goods- \$6,500

Referred Finance

- 468** Appropriation of \$50,000
From: FY2017 US Dept. of Justice/Massachusetts Executive Office of Public Safety and Security Edward Byrne Memorial Justice Assistance Grant
To: City of Brockton Police Dept.- FY2017 US Dept. of Justice/Massachusetts Executive Office of Public Safety and Security Edward Byrne Memorial Justice Assistance Grant Fund.

Councillor Farwell motioned to move under suspension of rules due to time sensitivity. He was properly seconded. The motion carried by a hand vote.

Adopt by a roll call vote taken by “yeas” and “nays”; 10 members present and all voting in the affirmative. Councilor Studenski absent.

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

- 469** Appropriation: of \$22,460
From: 2016 Emergency Management Planning (EMPG) Grant
To: City of Brockton Emergency Management 2016 Emergency Management Planning (EMPG) Grant Fund

Referred to Finance

- 470** Resolve: That Pastor Frances of Iglesia Pentecostal (199 Crescent Street – Brockton, MA) appear before the Finance Committee to discuss her mission and goal to foster youth safe-driving workshops and initiatives within the City of Brockton and the Commonwealth.

Referred to Finance

Councilor Sullivan informs everyone that in two weeks on November 27, 2017 there will be a regular Council meeting at 8:00PM. There will also be a Tax Rate Hearing before the Council meeting at 7pm.

On January 1, 2018 Inaugural Day ceremony will be held at City hall at 10am in the Council Chambers.

Councilor Sullivan also takes time to congratulate all re-elected Councilors and new Councilors Nicasro and Deroncourt coming aboard while also thanking Councilor Barnes and Studenski for all their work and dedication to the City of Brockton.

Councilor Farewell takes personal privilege to announce a Public Safety Committee meeting on November 20, 2017 at 6pm.

Councilor Cruise takes personal privilege to announce an Ordinance Committee meeting on Thursday, December 7, 2017 at 630pm.

Adjourned 8:21pm