

FINANCE COMMITTEE AGENDA

The Standing Committee on Finance will meet on **Monday, October 16, 2017 at 7:00 PM** in the **George M. Romm Little Theater, Fine Arts Building, Brockton High School, 470 Forest Avenue, Brockton, MA** to consider the following:

PUBLIC HEARING:

1. ORDER: 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.
Invited: Lawrence Rowley, DPW Commissioner
Howard B. Newton, DPW Supt. Engineer

2. ORDER: 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
Invited: Lawrence Rowley, DPW Commissioner
Howard B. Newton, DPW Supt. Engineer

3. ORDER: 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.
Invited: Lawrence Rowley, DPW Commissioner
Howard B. Newton, DPW Supt. Engineer

4. ORDER: 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.
Invited: Lawrence Rowley, DPW Commissioner
Howard B. Newton, DPW Supt. Engineer

5. ORDER: 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.
Invited: Lawrence Rowley, DPW Commissioner
Howard B. Newton, DPW Supt. Engineer

6. ORDER: 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.
Invited: Anthony Prosper
Michael F. Williams, Chief, Brockton Fire Department
David A. Farrell, Director, Veterans' Services

7. ORDER: 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).
Invited: Honorable Mayor Bill Carpenter
John A. Condon, Chief Financial Officer
Robert May, Director, Planning Economic & Development
Attorney James Burke
David Aiken and/or a representative from the Planning Office for Urban Affairs
8. ORDER: An Act Authorizing The City Of Brockton To Appropriate Funds To Acquire A Desalinization Plant Located In The Town of Dighton, Together With Any And All Related Water Transmission Facilities; Authorizing The City to Borrow All Or Any Portion Of Such Appropriation; Authorizing The City To Enter Into An Asset Purchase Agreement And Such Other Agreements As Shall Be Necessary And Convenient To The Acquisition Of Such Plant And Facilities, And Providing For The Transfer Of All Related Permits, Licenses And Regulatory Approvals Previously Granted By Any Agency Or Department Of The Commonwealth.
Invited: Honorable Mayor Bill Carpenter
Larry Rowley, Commissioner, Department of Public Works
Moises Pariente, General Manager, Aquaria Water, LLC
Philip C. Nessralla and/or Designee, City Solicitor
Martin S. Brophy, Treasurer
Andrew H. Cohn, Wilmer, Cutler, Pickering, Hale & Dorr LLP
Katherine M. Feodoroff, Mead, Talerman & Costa LLC
9. ORDER: That the sum of \$78,000,000 is appropriated to pay costs of purchasing the Aquaria water desalinization facility located in the Town of Dighton, including all transmission and other facilities incidental and related thereto, wherever such facilities shall be located, and as more particularly described in an Asset Purchase Agreement between the City and Aquaria, LLC, and be it further
Ordered: That the City Treasurer is authorized to file an application with The Commonwealth of Massachusetts' Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any and all bonds or notes of the City authorized by this vote, and to provide such information and execute such documents as the Municipal Finance Oversight Board of The Commonwealth of Massachusetts may require.
Invited: Honorable Mayor Bill Carpenter
Larry Rowley, Commissioner, Department of Public Works
Moises Pariente, General Manager, Aquaria Water, LLC
Philip C. Nessralla and/or Designee, City Solicitor
Martin S. Brophy, Treasurer
Andrew H. Cohn, Wilmer, Cutler, Pickering, Hale & Dorr LLP
Katherine M. Feodoroff, Mead, Talerman & Costa LLC
10. ORDER: That the Mayor, and any other appropriate officer of the City, are authorized to execute and deliver (a) the Asset Purchase Agreement, which shall be in substantially the form presented to this meeting, with such changes as the Mayor and any other appropriate officer of the City, by their signature thereon, approve, and (b) the Operations and Maintenance Agreement between the City and Aquaria, LLC, to be entered into

upon the closing of the transactions contemplated by the Asset Purchase Agreement (the "Operations and Maintenance Agreement").

Invited: Honorable Mayor Bill Carpenter

Larry Rowley, Commissioner, Department of Public Works

Moises Pariente, General Manager, Aquaria Water, LLC

Philip C. Nessralla and/or Designee, City Solicitor

Martin S. Brophy, Treasurer

Andrew H. Cohn, Wilmer, Cutler, Pickering, Hale & Dorr LLP

Katherine M. Feodoroff, Mead, Talerman & Costa LLC

11. ORDER: That the Mayor is authorized to grant exemptions to Sec. 2-110 of the City Ordinances (the City's residency requirement ordinance) for the personnel retained by Aquaria to operate the desalinization plant following its acquisition by the City in accordance with the terms of the Operations and Maintenance Agreement, and for the personnel retained by the City to operate the desalinization plant following the termination of the Operations and Maintenance Agreement.

Invited: Honorable Mayor Bill Carpenter

Larry Rowley, Commissioner, Department of Public Works

Moises Pariente, General Manager, Aquaria Water, LLC

Philip C. Nessralla and/or Designee, City Solicitor

Martin S. Brophy, Treasurer

Andrew H. Cohn, Wilmer, Cutler, Pickering, Hale & Dorr LLP

Katherine M. Feodoroff, Mead, Talerman & Costa LLC

12. RESOLVE: 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.

Invited: Timothy J. Cruz, District Attorney, Plymouth County

13. 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.

Invited: Honorable Mayor Bill Carpenter

John A. Condon, Chief Financial Officer

Benjamin Albanese, Real Estate Custodian

Martin S. Brophy, Treasurer/Collector