

In City Council, September 9, 2019

1. Acceptance of the minutes of the August 26, 2019 City Council meeting.

APPOINTMENTS:

2. Reappointment of Daniel Campbell, 16 Belcher Ave., Brockton, MA as a Constable in the City of Brockton for a term of three (3) years.
3. Communication: From the Mayor submitting a letter of resignation of Lawrence Siskind from the Brockton License Commission.
4. Appointment of Eugene S. Marrow of 128 Healey Terrace, Brockton, MA to the Brockton License Commission to fill the unexpired term of Lawrence Siskind.

HEARINGS:

5. Petition of Hector Sabillon, dba Trader's World Brockton, LLC, 723 Belmont St., Brockton, MA for a Transfer of Second Hand Articles License from 21 Torrey St., Brockton, MA.
6. Petition of Hector Sabillon, dba Trader's World Brockton, LLC, 723 Belmont St., Brockton, MA for a Transfer of Second Hand Precious Metals and Gems License from 21 Torrey St., Brockton, MA.

REPORTS:

7. Of the Ordinance Committee for its meeting of August 21, 2019
8. Of the Finance Committee for its meeting of September 3, 2019

COMMUNICATIONS:

9. From the Chief Financial Officer requesting that the City Council authorize the payment of \$43,494.98 from FY20 Finance-Purchase of Services to Rehoboth Solar for the billing period of May 28, 2019 through June 25, 2019. Money was encumbered at the end of Fiscal Year 19, but the final bill was more than the anticipated amount.
10. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the payment of \$43,494.98 from FY20 Finance-Purchase of Services to Rehoboth Solar for the billing period of May 28, 2019 through June 25, 2019. Money was encumbered at the end of Fiscal Year 19, but the final bill was more than the anticipated amount.
11. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the total proposed approval of \$43,494.98 from FY20 Finance-Purchase of Services to Rehoboth Solar.
12. From the Law Department requesting that the City Council authorize a transfer in the amount of \$433,324 from Law Department-Purchase of Services to Law Department-Personal Services Other than Overtime. This transfer is necessary due to an error made at budget hearings for the FY20 budget.
13. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer in the amount of \$433,324 from Law Department-Purchase of Services to Law Department-Personal Services Other than Overtime. This transfer is necessary due to an error made at budget hearings for the FY20 budget.
14. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the transfer of \$433,324 from Law Department-Purchase of Services to Law Department-Personal Services Other than Overtime.

UNFINISHED BUSINESS:

15. Ordered: An order amending Licensing and Business Regulations for Marijuana Businesses Section 1.009 (b) (2) of the licensing and business regulations is hereby amended. (IN CITY COUNCIL, AUGUST 26, 2019 PASSED TO A THIRD READING, BY A HAND VOTE).
16. Ordinance: An Ordinance Amending Revised Ordinance of the City of Brockton, Chapter 6, Article 1, Section 6-2 Composition That Chapter 6, Article 1, Section 6-2 of the Revised Ordinances of the City of Brockton be amended to increase the number of Fire Department Captains by one (1), from seventeen (17) to eighteen (18), for a limited period of time, subject to a sunset clause. . (IN CITY COUNCIL, AUGUST 26, 2019 PASSED TO A THIRD READING, BY A HAND VOTE).
17. The Zoning request change from industrial to commercial for the properties map of East Ashland Street. Previously voted on by the Planning Board and forwarded to City Clerk and City Council. The proposed amendment; that the following parcels be included in the proposed change 161-094,161-096, 161-097, 161-097R, 161-098, and 161-113. The addition of these properties will protect the existing residential zones from the possibility of any future expanded industrial uses. (POSTPONED until August 21, 2019 and public hearing assigned for August 21, 2019 Ordinance Committee meeting) (FAVORABLE)
18. An Ordinance Amending the Revised Ordinances, Chapter 2, Article I, Section 2-9 relative to Executive Director of Election Commission). (POSTPONED until August 21, 2019 Ordinance Committee Meeting) (UNFAVORABLE)
19. An Ordinance Amending Chapter II, Division 5, Section 2-183 of the Revised Ordinances of the City of Brockton. _Be it Ordained by the City Council of the City of Brockton: Section 2-183 of Chapter II of the Revised Ordinances is hereby amended by inserting subsection “c” as follows: “Section (c) The City Solicitor shall provide to the City Council copies of all documents which would otherwise be available to the public, and which are related to any Civil or other legal action wherein the City, its officers, agents, or departments, are named as a defendant or respondent, or where the City is a plaintiff. For the purposes of this section, ‘public’ is defined as those documents which are received by the city, or filed by the city, and which are deemed ‘public’ pursuant to applicable Court rules, regulations or law. The Solicitor shall provide such copies within fourteen (14) days of the date of filing of said documents. Annually, not later than April 1st and thereafter, the City Solicitor shall provide to the City Council a quarterly report of pending legal actions and the status of that litigation. (POSTPONED until August 21, 2019 Ordinance Committee meeting) (FAVORABLE, as amended)
20. Ordered: Pursuant to Article II, section 2-93 of the Revised Ordinances of the City of Brockton, it is referred to the Ordinance Committee the responsibility to undertake a review of the current salary for all positions governed by the Ordinances of the city as well as the proposed creation of any new position. Provided further, the Ordinance Committee shall present any recommended amendments to the Ordinances governing positions and salary levels to the City Council for review and approval. (Relative to salary of Dir. of Human Resources and the creation of the position of Assistant Director of Human Resources). (FAVORABLE, to generate report of Ordinance Committee relative to salaries)
21. Reappointment of Joe Miranda of 19 Wallace St., Brockton, MA to the Brockton Community Cable Television Board for a three year term. (FAVORABLE)

22. Reappointment of Kenneth Galligan of 25 Messina Drive, Brockton, MA to the Brockton Zoning Board of Appeals for a three year term. (FAVORABLE)
23. Ordered: Acceptance and expenditure of grant funds in the amount of \$200,000
From: Commonwealth of Massachusetts-Department of Environmental Protection (MassDEP)- Gap II Grant Funding Program
To: City of Brockton Department of Public Works- Gap II Grant Funding Program Grant Fund. (FAVORABLE)
24. Ordered: Acceptance and expenditure of total grant funds in the amount of \$365,586.00
From: Executive Office of Public Safety and Security/State 911 Department-FY2020 Public Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grants
To: Brockton Police Department-FY2020 Public Safety Answering Point and Regional Emergency Communication Center Support and Incentive Grant Fund. (FAVORABLE)
25. Ordered: Acceptance and expenditure of the total grant funds in the amount of \$275,110.27
From: Executive Office of Public Safety and Security/State 911 Department-FY20 State 911 Training Grant
To: Brockton Police Department-FY20 State 911 Training Grant Fund. (FAVORABLE)
26. Ordered: Acceptance and expenditure of total grant funds in the amount of \$430,000
From: Executive Office of Health and Human Service's FY20 Safe and Successful Youth Initiative Grant
To: Brockton Police Department-FY2020 FY20 Safe and Successful Youth Initiative Grant Fund. (FAVORABLE)
27. Ordered: Acceptance and expenditure of the total grant funds in the amount of \$300,000
From: Environmental Protection Agency-Brownfield Assessment Grant
To: City of Brockton Planning and Economic Development- Brownfield Assessment Grant Fund. (FAVORABLE)
28. Ordered: That the City Council authorize the approval of the proposed Housing Development Incentive Program (HDIP) Tax Increment Exemption Agreement (TIE), for 93 Centre St., between the City and 93 Centre Street, LLC. (FAVORABLE)
29. Ordered: That the City Council authorize the approval of the proposed Housing Development Incentive Program (HDIP) Tax Increment Exemption Agreement (TIE), for 127 Centre St., between the City and 127 Center Corner, LLC. (FAVORABLE)

ORDERS:

30. Order: An Order for the City to Seek Authorization for the Acceptance of Streets in the City of Brockton. Purpose: Common convenience and necessity requires the acceptance of streets in the City of Brockton as public ways for purposes of public access, repairs, snow removal, emergency vehicle access, maintenance, and care of all roads in the City of Brockton.
31. Order: Authorization of the payment of \$43,494.98
From: FY20 Finance-Purchase of Services
To: Rehoboth Solar for the billing period of May 28, 2019 through June 25, 2019.

32. Ordered: Transfer in the amount of \$433,324
From: Law Department-Purchase of Services
To: Law Department-Personal Services Other than Overtime.

All items on agenda are available in their entirety for review in the City Clerk's Office for all interested parties.

All council business as listed on the agenda have been emailed to the City Council members in their complete form, with exception of oversized material, such as maps, photos, etc.