

A regular meeting of the City Council was held on Monday February 10, 2020 in the City Council Chambers, 2nd Floor of City Hall, 45 School St., Brockton, MA, Councilor Asack presiding. The meeting was called to order at 7:05 PM with eleven members present.

President Asack announced that due to technical difficulties, tonight's council meeting will not be aired live on BCA. The recording should be available tomorrow. The issue involves repairs and will take a few weeks to resolve so future meetings will also not air live.

73 Acceptance of the minutes of the January 27, 2020 City Council meeting.

Accepted and placed on file

HEARINGS

Petition of Verizon New England, Inc., requesting permission to lay and maintain underground conduit with the wires and cables to be placed therein, under the surface of the following public way or ways: Place two-4' PCS's-(205) feet each, of conduit-from existing manhole, MH 5, easterly to a customer placed conduit going to the new parking garage at #31 Petronelli Way.

President Asack opened the hearing.

Russ Bilodeau of Verizon New England appeared in favor.

Councilor Farwell stated he spoke with Mr. Jenkins of the Brockton Redevelopment Authority and Mr. Malley of the Parking Authority and they did not understand the reason for this. He questioned whether this was additional work or something different. Mr. Jenkins had a conflict or would have appeared to answer questions. Mr. Bilodeau stated he believed this was for the relocation of existing lines on the existing network. Councilor Farwell asked if the City was the customer in this case. Mr. Bilodeau said it is for the Parking Authority. Councilor Farwell was concerned about approving this not knowing if this was for something additional, as he was told no additional work was necessary. Councilor Farwell asked if tabling this for two weeks would cause a problem. Mr. Bilodeau stated no.

Councilor Cruise motioned to postpone the hearing for two weeks and invite Mr. Jenkins to attend the next meeting and was properly seconded. Motion to postpone carried by a hand vote.

Councilor Thompson stepped down.

Petition of Giovanni Albanese, Equipment East, LLC of 61 Silva Lane, Dracut, MA for a Garage License located at 196 Manley St.

President Asack opened the hearing.

Attorney John McCluskey representing Equipment East appeared in favor on behalf of the petitioners. He stated that Mr. Giovanni & Mrs. Gilda Albanese have a business selling new heavy machinery on the North Shore and in New Hampshire and will be looking to purchase the building at 196 Manley St. and to rehab the interior for a showcase for the sales of this machinery. Machinery includes large generators, tractors and bulldozers. A zoning variance has already been approved for the location. Atty. McCluskey stated this will be an attraction for contractors in this region. A Class 1 License has already been received from the License Commission.

Councilor Eaniri stated he has no problem with this proposal and thanked the Albaneses for bringing their business to Brockton.

No one was in opposition

18.
HEARINGS (CONT'D)

Hearing held.

License was granted by a hand vote.

Petition of Giovanni Albanese, Equipment East, LLC of 61 Silva Lane, Dracut, MA for a Motor Vehicle Repair Mechanical License located at 196 Manley St.

President Asack opened the hearing.

Attorney John McCluskey appeared in favor on behalf of the petitioner. Councilor Eaniri stated he had no problem with the license. Councilor Cardoso asked about the repairs and the statement that repairs would be done in the rear of the building. Atty. McCluskey stated there would not be repairs done outside of the building. Councilor Farwell asked if there were any stipulations on the license. Atty. McCluskey stated there were stipulations relating to hours or operation, location for doing repairs in the rear of the building, display inventory in front of the property and that reprocessed blacktop and fencing will be needed for the property. Hours of Operation will be: Monday-Friday, 7am-7pm, Saturday 7am-1pm. No Sunday hours.

Councilor Farwell motioned that when the question comes in granting, it be done with those stipulations and was properly seconded. Motion carried by a hand vote.

No one was in opposition

License with stipulations was granted by a hand vote.

Councilor Thompson absent.

REPORT

Councilor Thompson stepped back in.

80 Of the Finance Committee for its meeting of February 3, 2020

Accepted and placed on file

COMMUNICATIONS

81 From the Mayor stating that effective 8:30am on January 30, 2020, Captain Emanuel Gomes has been appointed as Acting Chief of Police for the City of Brockton pursuant to M.G.L., Ch. 41, Sec. 61A.

Accepted and placed on file

82 From the Chief of Police requesting authorization to expend grant monies related to the Executive Office of Public Safety & Security's 2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant in the amount of \$623,808.04.

Accepted and placed on file

83 From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$623,808.04 from Executive Office of Public Safety & Security's Office of Grants and Research-2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant to Brockton Police Department-2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant Fund. (These grant funds will pay for gang prevention efforts throughout the city. Police overtime will be used for outreach efforts to at-risk youth, hot spot suppression by the Brockton Police Department Gang Unit, ride alongs between police and Juvenile Probation, and SRO/School Police home visits. This award will also fund

19.
COMMUNICATIONS (CONT'D)

Old Colony YMCA street outreach and case management services through its Kidz Konnect program and weekend programming at housing developments through its Youth Focus program; Boys and Girls Club memberships, summer camperships, Counselor-in-Training camperships, and five paid summer counselor positions; mentoring and tutoring from Brockton Christian Mentoring Initiative, a summer jobs program run by MassHire YouthWorks; graffiti removal conducted by Father Bills/Mainspring Coalition/WorkExpress; and a boxing fitness at the Keith Center. The match consists of in-kind services only.

Accepted and placed on file

- 84** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990 certifying the proposed acceptance and expenditure of the grant award in the amount of \$623,808.04 from Executive Office of Public Safety & Security's Office of Grants and Research-2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant to Brockton Police Department-2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant Fund.

Accepted and placed on file

- 85** From the City Auditor certifying that the balance in the Supplemental Reserve Account as of February 3, 2020 to be \$6,557,616.00.

Accepted and placed on file

- 86** From the City Auditor certifying that the balance of the Stabilization Fund as of February 3, 2020 is \$4,913,806.97.

Accepted and placed on file.

- 87** From the Library Director requesting a transfer of \$3,000.00 from the Library Night Differential to Library Overtime (in order to cover unforeseen overtime costs incurred when both Library custodians worked overtime for library maintenance).

Accepted and placed on file

- 88** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the total transfer of \$3,000 from Library-Personal services Non Overtime to Library-Overtime (in order to cover unforeseen overtime costs incurred when both Library custodians worked overtime for library maintenance).

Accepted and placed on file.

- 89** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the total proposed transfer of \$3,000 from Library-Personal Services Non Overtime to Library-Overtime.

Accepted and placed on file.

- 90** From the Acting Chief of Police requesting the authorization to expend grant monies in the amount of \$30,823 related to Executive Office of Public Safety and Security/Office of Grants and Research/Highway Safety Division's FFY 2020 Sustained Traffic Enforcement Program (STEP) Grant.

Accepted and placed on file.

- 91** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the total transfer of \$30,823 from Executive Office of Public Safety and Security/Office of Grants and Research/Highway Safety Division-FFY2019 Sustained

20.
COMMUNICATIONS (CONT'D)

Traffic Enforcement Program (STEP) grant to City of Brockton Police Department-FFY2019 Sustained Traffic Enforcement Program (STEP) Grant fund.

Accepted and placed on file.

- 92** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of the grant award in the amount of \$30,823 from Executive Office of Public Safety and Security/Office of Grants and Research/Highway Safety Division-FFY2019 Sustained Traffic Enforcement Program (STEP) grant to City of Brockton Police Department-FFY2019 Sustained Traffic Enforcement Program (STEP) Grant fund.

Accepted and placed on file.

- 93** From the Superintendent of Schools requesting to file a Statement of Interest (SOI) with the Massachusetts School Building Authority (MSBA) for the remodel/rehabilitation of Brockton High School.

Accepted and placed on file.

- 94** From the Mayor in accordance with M.G.L. Ch. 44 requesting that the City Council authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated April 3, 2020, for the Brockton High School, located at 470 Forest Avenue, Brockton, MA, which describes and explains the deficiencies and the priority category(s), as delineated on the addendum, for which an application may be submitted to the Massachusetts School Building Authority in the future: Brockton High School-full renovation; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, The Massachusetts School Building Authority in no way guarantees the acceptance or approval of the application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Brockton to filing an application for funding with the Massachusetts School Building Authority.

Accepted and placed on file.

- 95** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed authorization by the City Council for the submission of the Statement of Interest only, to the Massachusetts School Building Authority (MSBA) dated April 3, 2020 for the Brockton High School, located at 470 Forest Avenue, Brockton, MA. The addendum describes and explains the deficiencies and the priority category(s), for which an application may be submitted to the MSBA in the future: Brockton High School-full renovation; and hereby further specifically acknowledges that by submitting this Statement of Interest form, the MSBA in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the MSBA or commits the City of Brockton to filing an application for funding with the MSBA. Furthermore, the City Council and Mayor should be aware that MSBA regulations indicate that a SOI should not be submitted unless the community has the ability to fund the project within two fiscal years. This will entail appropriating funds for planning and feasibility as well as construction. At the present, these costs are unknown, but in his professional opinion, funding these costs most likely will have a negative impact on continuous provision of services unless the City obtains a favorable vote on a debt exclusion.

Accepted and placed on file.

- 96** From the Director of Social Services requesting that the City Council authorize the amendment to the acceptance and expenditure of the grant award in the amount of \$300,000 From Department of Public Health's Bureau of Addiction Services-Substance Abuse Prevention Program (SAPC) Grant to Brockton Mayor's Office-Substance Abuse

21.
COMMUNICATIONS (CONT'D)

Prevention Program (SAPC) Grant Fund. The goal of the grant is to prevent/reduce opioid overdoses in the region; including Brockton, East Bridgewater, Whitman-Hanson and Rockland. The City will be working with our state grant manager on a strategic plan. The grant is through June 30,2022. No grant match from city.

Accepted and placed on file.

- 97** From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the amendment to the acceptance and expenditure of the grant award in the amount of \$300,000 From Department of Public Health's Bureau of Addiction Services-Substance Abuse Prevention Program (SAPC) Grant to Brockton Mayor's Office-Substance Abuse Prevention Program (SAPC) Grant Fund. The goal of the grant is to prevent/reduce opioid overdoses in the region; including Brockton, East Bridgewater, Whitman-Hanson and Rockland. The City will be working with our state grant manager on a strategic plan. The grant is through June 30,2022. No match required.

Accepted and placed on file.

- 98** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed amendment to acceptance and expenditure of the grant award in the amount of \$300,000 From Department of Public Health's Bureau of Addiction Services-Substance Abuse Prevention Program (SAPC) Grant to Brockton Mayor's Office-Substance Abuse Prevention Program (SAPC) Grant Fund.

Accepted and placed on file.

- 99** From the Fire Chief requesting the acceptance and expenditure of a grant in the total amount of \$13,780
From: Commonwealth of Massachusetts- Executive Office of Public Safety- FY20 Student and Senior Awareness of Fire Education (S.A.F.E.) Grant
To: City of Brockton Fire Department FY20 Student Awareness of Fire Education (S.A.F.E.) Grant Fund \$10,655 and To: City of Brockton Fire Department- FY20 Senior SAFE Grant Fund \$3,125. The grant funds will be used for Fire Safety Education. No Match Required.

Accepted and placed on file.

- 100** 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 award in the amount of \$13,780 From: Commonwealth of Massachusetts- Executive Office of Public Safety- FY20 Student and Senior Awareness of Fire Education (S.A.F.E.) Grant
To: City of Brockton Fire Department FY20 Student Awareness of Fire Education (S.A.F.E.) Grant Fund \$10,655 and To: City of Brockton Fire Department- FY20 Senior SAFE Grant Fund \$3,125. The grant funds will be used for Fire Safety Education. No Match Required.

Accepted and placed on file.

- 101** From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of the grant award in the amount of \$13,780
From: Commonwealth of Massachusetts- Executive Office of Public Safety- FY20 Student and Senior Awareness of Fire Education (S.A.F.E.) Grant
To: City of Brockton Fire Department FY20 Student Awareness of Fire Education (S.A.F.E.) Grant Fund \$10,655 and To: City of Brockton Fire Department- FY20 Senior SAFE Grant Fund \$3,125.

Accepted and placed on file.

22.

UNFINISHED BUSINESS

- 40** Ordered: that sum of \$5,457,233 is appropriated to pay various capital costs as set forth, including the payment of all costs incidental and related thereto: to Cemetery Department-\$650,000, Fire Department-\$1,260,000, Information Technology Total-\$448,000, Water Department Total-\$1,126,233 and Parks and Recreation Total-\$1,973,000 (IN CITY COUNCIL, JANUARY 27, 2020, PASSED TO A THIRD READING BY HAND VOTE)

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

Councilor Cruise motion to take Items #45- 54 collectively and was properly seconded. Motion carries by a hand vote.

- 45** Reappointment of Spencer Benoit as a Special Police Officer of the City of Brockton for a one-year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 46** Reappointment of Alicia Fernandes as a Special Police Officer of the City of Brockton for a one-year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 47** Reappointment of Jonathan Drane as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 48** Reappointment of Michael Gomes as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 49** Reappointment of Darnell Campbell as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 50** Reappointment of Adilson Andrade as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 51** Reappointment of Daniel J. Vaughn as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 52** Reappointment of Jason Mosley as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

23.

UNFINISHED BUSINESS (CONT'D)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 53** Reappointment of Kevin A. Smith as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 54** Reappointment of Julie Myshrall as a Special Police Officer of the City of Brockton for a one year term ending January 2021. (FAVORABLE)

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative.

- 74** Ordered: Acceptance and expenditure of the grant award in the amount of \$14,015.80
From: US Department of Justice-FY2019 Bulletproof Vest Program Grant
To: Brockton Police Department-FY2019 Bulletproof Vest Program Grant Fund. (FAVORABLE)

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

- 75** Ordered: Total transfer of \$20,000
From: Information Technology-Full-Time Salaries \$20,000
To: Information Technology-Overtime \$18,000 and,
To: Information Technology-Out of State Travel \$2,000 (FAVORABLE)

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

- 76** Ordered: Acceptance and expenditure of the grant award in the amount of \$275,000
From: Executive Office of Public Safety and Security-FY2018 Municipal Police Services Staffing Grant
To: Brockton Police Department-FY2018 Municipal Police Services Staffing Grant Fund. (FAVORABLE)

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

- 77** Ordered: The Acceptance and expenditure of the grant award in the amount of \$12,030
From: Mass Humanities Grant
To: Brockton Public Library. (FAVORABLE)

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

- 78** Ordered: That the City Council hereby amend the Tax Increment Exemption Agreement between the City of Brockton and 127 Center Corner, LLC to read in Section 4, Subsection A; the base value \$423,800. (FAVORABLE)

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

- 79** Ordered: Total transfer of \$25,195.69
From: Veterans Services Purchase of services-other services
To: Veterans Services-Personal Services-Full Time Salaries. (FAVORABLE)

UNFINISHED BUSINESS (CONT'D)

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

ORDERS

- 102** Ordered: Acceptance and expenditure of the grant award in the amount of \$623,808.04
From: Executive Office of Public Safety & Security’s Office of Grants and Research-2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant
To: Brockton Police Department-2020 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant Fund.

Referred to Finance

- 103** Ordered: Total transfer of \$3,000
From: Library-Personal services Non Overtime
To: Library-Overtime

Councilor Farwell motioned to take this item under the suspension of rules and was properly seconded. Motioned carried by a hand vote.

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

- 104** Ordered: Acceptance and expenditure of the grant award in the amount of \$30,823
From: Executive Office of Public Safety and Security/Office of Grants and Research/Highway Safety Division-FFY2020 Sustained Traffic Enforcement Program (STEP) grant
To: City of Brockton Police Department-FFY2020 Sustained Traffic Enforcement Program (STEP) Grant fund.

Referred to Finance

- 105** Ordered: That the City Council authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated April 3, 2020, for the Brockton High School, located at 470 Forest Avenue, Brockton, MA , which describes the deficiencies and the priority category(s), as delineated on the addendum, for which an application may be submitted to the Massachusetts School Building Authority in the future: Brockton High School-full renovation; and hereby further specifically acknowledges that by submitting the Statement of Interest Form, The Massachusetts School Building Authority in no way guarantees the acceptance or approval of the application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City of Brockton to filing an application for funding with the Massachusetts School Building Authority.

Referred to Finance

- 106** Ordered: Acceptance and expenditure of the grant award in the amount of \$300,000
From: Department of Public Health’s Bureau of Addiction Services-Substance Abuse Prevention Program (SAPC) Grant
To: Brockton Mayor’s Office-Substance Abuse Prevention Program (SAPC) Grant Fund.

Referred to Finance

- 107** Ordered: Acceptance and expenditure of the grant award in the amount of \$13,780
From: Commonwealth of Massachusetts- Executive Office of Public Safety- FY20 Student and Senior Awareness of Fire Education (S.A.F.E.) Grant
To: City of Brockton Fire Department FY20 Student Awareness of Fire Education (S.A.F.E.) Grant Fund \$10,655 and
To: City of Brockton Fire Department- FY20 Senior SAFE Grant Fund \$3,125.

25.
ORDERS (CONT'D)

No Match Required.

Referred to Finance

- 108** Resolve: 1) That the City of Brockton recognizes the importance of the 2020 Census and supports participation in helping to ensure a complete, fair, and accurate count.

Referred to Finance

- 109** Resolve: That the Superintendent of Schools appear before the City Council to explain the impact of The Student Opportunity Act in the Brockton Public Schools.

Referred to Finance

- 110** Resolved: The Brockton City Council adopts an official position that such a reduction in services contemplated is not in the best interests of our veterans and urges the Veterans Administration to reconsider its decision to consolidate and eliminate resources on the Brockton VA Campus. Further, the Council by this Resolve communicates to our federal legislative delegation the urgent need to reverse this potentially harmful decision.

Referred to Finance

Granting of Verizon New England, Inc., requesting permission to lay and maintain underground conduit with the wires and cables to be placed therein, under the surface of the following public way or ways: Place two-4' PCS's-(205) feet each, of conduit-from existing manhole, MH 5, easterly to a customer placed conduit going to the new parking garage at #31 Petronelli Way.

Postponed for two weeks.

Councilor's Recognition

Councilor Cruise announced that the Ordinance Committee meeting originally scheduled for Tuesday February 11th has been rescheduled for Wednesday, February 19th at 6PM in the Council Chambers to address the sewer rates.

Councilor Eaniri stated the Accounts Committee meeting will be held Tuesday, February 18th at 5:30PM in the Council Chambers.

Councilor Farwell reminded all that the year's first quarterly Councilor at Large meeting will be held at the Arnone School Theater on Wednesday, February 12th at 6:30PM. The principle speaker will be Superintendent Michael Thomas to talk about the new Student Opportunity Act. Mayor Sullivan and Acting Police Chief Gomes have also been invited to introduce themselves.

President Asack stated the Old Colony Planning Council meeting is scheduled for Tuesday, February 18th at 6PM at the Main Library regarding the Main St. Corridor study.

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.

Meeting adjourned at 7:40PM

