

This meeting is being held in accordance with Governor Charlie Baker's signed open meeting law order dated March 12, 2020 which relieves a public body from the requirement of section 20 of chapter 30A that it conduct its meetings in a public place that is open and physically accessible to the public, provided that the public body makes provision to ensure public access to the deliberations of the public body for interested members of the public through adequate, alternative means **following COVID-19 procedures.**

In City Council, December 14, 2020
Via ZOOM

1. Acceptance of the minutes of November 23, 2020 City Council meeting.
2. Acceptance of the minutes of the Special Meeting to set the Tax Levy on December 7, 2020.

REPORT:

3. Of the Finance Committee for its meeting of December 7, 2020.

APPOINTMENTS:

4. Of Retired Sergeant Michael V. Damiano as a Special Police Officer.
5. Reappointment of Robert Graham of 6 Alphonse Rd. Brockton, MA to the Council on Aging Board of Directors for a three-year term ending December 2023.
6. Reappointment of Irene R. Clague of 179 Bellevue Avenue Brockton, MA to the Council on Aging Board of Directors for a three-year term ending December 2023.
7. Reappointment of Daniel S. Clague of 179 Bellevue Avenue Brockton, MA to the Council on Aging Board of Directors for a three-year term ending December 2023.
8. Reappointment of Clayton A. Reichenberg Jr. of 115 Darren Drive Brockton, MA to the Council on Aging Board of Directors for a three-year term ending December 2023.
9. Reappointment of Joan Madden of 96-A Earle St. Brockton, MA to the Council on Aging Board of Directors for a three-year term ending December 2023.
10. Reappointment of Carol DeLorey of 19 North Bassett Road. Brockton, MA to the Council on Aging Board of Directors for a three-year term ending December 2023.

HEARINGS:

11. Petition of National Grid and Verizon New England, Inc. requesting permission to erect and maintain poles and wires to be placed thereon, together with such sustaining and protecting fixtures as said companies may deem necessary to be owned and used in common by your petitioners, in the following public way or ways: Main St. National Grid petitions to install a new intermediate pole, P138 between P137 & P139 so a new stitching equipment can be installed for the high voltage lines.
12. Petition of Clinton Street LLC 589 Raymond Rd. Plymouth, MA 02360 for a transfer of a Garage License located at 189 Clinton St. Brockton, MA (Previous Owner, Trojano Family Series LLC)
13. Petition of Clinton Street LLC 589 Raymond Rd. Plymouth, MA 02360 for a transfer of a Garage License located at 189 Clinton St. Brockton, MA (Previous Owner, Trojano Family Series LLC)

14. Petition of Claudinei DeOliveira/S&C Oliveira LLC of 65 Park St. Rockland, MA 02370 for a transfer of a Garage License located at 772 North Main St. Brockton, MA (Previous Owner - Phong Tat)
15. Petition of Claudinei DeOliveira/MGC Auto sales Inc. of 65 Park St. Rockland, MA 02370 for a transfer of a Motor Vehicle Repair Mechanical License located at 772 North Main St. Brockton, MA (Previous Owner - Phong Tat, Champion Auto Group)
16. Petition of Alvide Depina of 94 Prospect St. Brockton, MA 02301 for a transfer of a Motor Vehicle Repair Mechanical License located at 50 Meadowbrook Rd., Unit 3, Brockton, MA (Previous Owner, Expo Classic Auto Body and Repair)
17. Petition of Alvide Depina of 94 Prospect St. Brockton, MA 02301 for a transfer of a Motor Vehicle Repair Body License located at 50 Meadowbrook Rd., Unit 3, Brockton, MA (Previous Owner, Expo Classic Auto Body and Repair)
18. Petition of Terrasol Group, LLC of 87 East Ashland Street, Brockton, MA, requesting an Adult Use Retail Marijuana License located at 702 N. Montello St., Brockton, MA 02301.
19. Petition of Commonwealth Alternative Care, Inc. of 26 Watson St., Cambridge, MA, requesting an Adult Use Retail Marijuana License located at 1090 West Chestnut St., Brockton, MA 02302.
20. Petition of Elevation, Inc. located at 156-160 Main St. Brockton MA 02301 for Retail Marijuana License

COMMUNICATIONS:

21. From the Director of Veteran Services requesting the transfer of \$1,500 from Humanistic Supplies and Costs to Departmental Equipment Rent/Lease.
22. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the transfer of \$1,500 from Veteran's Services-Humanistic Supplies and Costs to Veteran's Services-Departmental Equipment Rent/Lease.
23. From the CFO, in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the total transfer of \$1,500 from veteran's Services-Humanistic Supplies & Cost to Veteran's Services-Department Equipment Rent/Lease.
24. From the Lieutenant Governor, informing that the City of Brockton has been awarded a \$136,000 grant through the Community Compact cabinet's Information Technology grant program.
25. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the acceptance and expenditure of the total grant award in the amount of \$136,000 from the Executive Office of Administration and Finance (EOAF)-Community Compact Grant to the Mayor's Office-Community Compact Grant fund. (will be used for the costs associated with the implementation of permitting software to allow the City to automate and integrate the process of permitting and code enforcement). No match is required.
26. From the CFO, in accordance with Section 5 of Chapter 324 of the Acts of 1990 certifying the total acceptance and expenditure of the grant award in the amount of \$136,000 from Executive Office of Administration and Finance (EOAF)-Community Compact Grant to the Mayor's Office-Community Compact Grant fund.
27. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the total appropriation of \$98,000,000 using the form of order with language as recommended by Attorney Richard Manley of Locke Lord, LLP, the City's Bond Counsel, in order to provide funding through borrowing said amount, for the purpose to pay costs of designing, constructing and equipping a public safety

complex to house the Police, Fire, Information Technology departments and the Brockton Emergency Management Agency and pay costs of designing and improving roadways and utilities in the vicinity of the public safety complex.

28. From the CFO, in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of and borrowing authorization for \$98,000,000, to pay costs of designing, constructing and equipping a public safety complex to house the Police, Fire, and Information Technology departments and the Brockton Emergency Management Agency including the payment of all design, engineering and any other costs incidental and related thereto without a detrimental impact on the continuous provision of the existing level of municipal services. As we have been discussing for some time, the financing of this project is part of the overall comprehensive approach to bonded indebtedness and the management of our retiring debt. He is meeting regularly with our debt advisors at Hilltop **Securities** and conferring with bond counsel to take a full and inclusive view of all of our current and upcoming debt to maximize our funding opportunities with upcoming retiring debt. As a result, this project is proposed to be funded within the levy limit, that is, within our current operating budget so that it will not have any further impact on the City's taxpayers outside of Proposition 2 ½.

UNFINISHED BUSINESS:

29. Reappointment of Stephen Hooke of 31 Hammond St. Brockton, MA to the Traffic Commission for a three-year term. (FAVORABLE)
30. Ordered: Acceptance of an anonymous donation of \$8,000 to be used to purchase equipment for K-9 related needs.
From: An anonymous donation
To: Police Department.
There is no required match for these funds. (FAVORABLE)
31. Ordered: Appropriation of \$68,000
From: Massachusetts Department of Environmental Protection (MassDEP)-Sustainable Materials Recovery Program grant
To: Department of Public Works-Sustainable Materials Recovery Program fund.
(FAVORABLE)
32. Communication from the Mayor authorizing the City of Brockton Public Works Department to transfer \$1,400,000 of the \$2,000,000 that was originally appropriated to fund the water main replacement on Thomas Street, Thomas Circle and Morse Avenue. While this transfer is not required to be authorized by the City Council, CFO Troy Clarkson and the Mayor committed to communicate with the City Council about the way in which these funds would be expended. The Mayor respectfully requests that this communication be referred to the City of Brockton Finance Committee, so that this matter may be further discussed. (FAVORABLE)
33. Ordinance: An Ordinance to Provide Noise Control and Establish, and To Enforce, Civil Infraction for Violation Be it ordained by the City Council of the City of Brockton, a new ordinance to be added to the Revised Ordinances, Chapter 14 – Offenses – Miscellaneous, as Section 14-49 or in the next section available. (IN CITY COUNCIL, NOVEMBER 23, 2020, AMENDMENT PASSED BY S HAND VOTE. PASSED TO THIRD READING, AS AMENDED)

ORDERS:

34. Ordered: Transfer of \$1,500
From: Veteran's Services-Humanistic Supplies and Costs
To: Veteran's Services-Departmental Equipment Rent/Lease.
35. Ordered: Appropriation of \$136,000
From: Executive Office of Administration and Finance (EOAF)-Community Compact grant

To: Mayor's Office-Community Compact Grant fund.
No match is required.

36. Ordered: That the City of Brockton appropriate the amount of Ninety-Eight Million Dollars (\$98,000,000) for the purpose of paying costs of designing, constructing and equipping a public safety complex to house the Police, Fire, and Information Technology departments, as well as the Brockton Emergency Management Agency, including the payment of costs of designing and improving roadways and utilities in the vicinity of the public safety complex, making improvements to enhance traffic flow, and for the payment of all costs incidental or related thereto. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said amount under G.L.c.44, ss7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c.44, ss20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount. Further Ordered: That the City Treasurer is authorized to file an application with The Commonwealth of Massachusetts' Municipal Finance Oversight Board to qualify under G.L. c. 44A 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.
37. Resolve: That the Mayor, Chief Financial Officer, and such other individuals as the Mayor may determine to be appropriate, be invited to a Finance Committee meeting on December 21, 2020, to provide information to the City Council on the status of the public safety facilities project.
38. Granting of National Grid and Verizon New England, Inc. requesting permission to erect and maintain poles and wires to be placed thereon, together with such sustaining and protecting fixtures as said companies may deem necessary to be owned and used in common by your petitioners, in the following public way or ways: Main St. National Grid petitions to install a new intermediate pole, P138 between P137 & P139 so a new stitching equipment can be installed for the high voltage lines.

Councilor's Recognition

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. Recommendations are based on reports from committees.