

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**.

Out of respect for public health and in response to the Governor's declared state of emergency, this meeting will be via ZOOM. Interested parties can instead access the deliberations via a livestream

<https://www.youtube.com/user/TheBrocktonChannels/live>

In City Council, March 8, 2021

1. Acceptance of the minutes of the February 22, 2021 City Council meeting

APPOINTMENTS:

2. Of James Sweeney of 33 Montrose St. Brockton, MA 02301 to the Planning Board for a five (5) year term ending March 2026.
3. Of Laura Biechler of 37 Fern Ave. Brockton, MA 02301 to the Conservation Commission for a three (3) year term ending March 2024.

REPORTS:

4. Of the Public Safety Committee for its meeting of February 18, 2021
5. Of the Finance Committee for its meeting of March 1, 2021
6. Of the Real Estate Committee for their meeting on February 24, 2021

HEARINGS:

7. Petition of Velasquez Management, LLC requesting a Transfer of the name only on the Garage, Motor Vehicle Mechanical/Body Repair License located at 743 Warren Ave., Brockton, to be changed to Velasquez Management, LLC DBA Country Auto Body and Repair
8. Petition of Orlando Gomes 73 Cleary Dr. Stoughton, MA 02072 of Gomes Auto Body requesting a Transfer of the Motor Vehicle Mechanical/Body Repair Licenses located at 64 Elliot St. Brockton. Previously licensed to Lubras Auto Body and Repair.

COMMUNICATIONS:

9. From the Chief of the Fire Department requesting the repair of two apparatus bays at Station 1 on Pleasant St. The Building Department is aware of the deteriorating situation and is working to come up with a safe solution. It is estimated to be somewhere in the neighborhood of \$450,000.
10. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the transfer of \$492,000 from Stabilization Fund to Fire Department-Capital for \$200,000, Information Technology Center –Capital for \$136,000, Planning & Economic Development–Capital for \$120,000 and Weights and Measures–Capital for \$36,000.
11. From the CFO, in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the total transfer of \$492,000 from Stabilization Fund to Fire Department-capital for \$200,000, Information Technology Center-Capital for \$136,000, Planning &

Economic Development-Capital for \$120,000 and Weights & Measures Department-Capital for \$36,000.

12. From the IT Director requesting the transfer of \$136,000; \$100,000 for the digitizing in the Board of Health and to lay the ground work for documents moving forward and \$36,000 to fund three high capacity printers for the IT Center.
13. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the transfer of \$492,000 from Stabilization Fund to Fire Department-Capital for \$200,000, Information Technology Center –Capital for \$136,000, Planning & Economic Development–Capital for \$120,000 and Weights and Measures–Capital for \$36,000.
14. From the CFO, in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the total transfer of \$492,000 from Stabilization Fund to Fire Department-capital for \$200,000, Information Technology Center-Capital for \$136,000, Planning & Economic Development-Capital for \$120,000 and Weights & Measures Department-Capital for \$36,000.
15. From the Director of Planning and Development requesting funds to prepare a Professional Community Assessment and Planning process that includes: Market Service and Incumbent Analysis, Demand Aggregation, Preliminary Design, Construction Rideout and Make Ready Engineering and Financial Model and Business Plan.
16. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the transfer of \$492,000 from Stabilization Fund to Fire Department-Capital for \$200,000, Information Technology Center –Capital for \$136,000, Planning & Economic Development–Capital for \$120,000 and Weights and Measures–Capital for \$36,000.
17. From the CFO, in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the total transfer of \$492,000 from Stabilization Fund to Fire Department-capital for \$200,000, Information Technology Center-Capital for \$136,000, Planning & Economic Development-Capital for \$120,000 and Weights & Measures Department-Capital for \$36,000.
18. From the Sealer of Weights and Measures requesting a supplemental budget appropriation of \$36,000 to purchase a new vehicle for the Weights and Measures Department.
19. From the Mayor, in accordance with M.G.L. Chapter 44, recommending that the City Council authorize the transfer of \$492,000 from Stabilization Fund to Fire Department-Capital for \$200,000, Information Technology Center –Capital for \$136,000, Planning & Economic Development–Capital for \$120,000 and Weights and Measures–Capital for \$36,000.
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21. From the Director of Animal Control requesting the following transfers from the FY21 supplemental budget: \$8,274 into full time salaries line item for the hiring of an Administrative Assistant1 position and \$6,135 into the department equipment line item for the purchase of seven portable radios.
22. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:
Animal Control-Full Time Salaries- \$8,274.00;
Animal Control-Department Equipment-\$6,135.00;
Auditing-Personal Services Other than Overtime-\$10,315.00;

Finance Department-Personal Services Other than Overtime-\$11,463.00;
Human Resources-Advertising-\$10,000.00;
Law Department-Medical S 100B- \$175,000.00
Law Department-Workers Compensation Medical- \$200,000.00;
Library-Purchase of Services- \$45,000.00;
Mayor's Office-Other Contracted Services-\$100,000.00;
Mayor's Office-Consulting- \$50,000.00;
Parks & Recreation-Pool Operations-\$63,305.00;
Public Property-Overtime-\$25,000.00;
Schools-Net School Spending-\$10,276,321.00;
Schools-Youth Initiative- \$100,000.00;
Treasurer Collector-Full Time Salaries- \$8,674.00;
Treasurer Collector-Medicare Tax- \$300,000.00

The funding that the Mayor has requested for Other Contracted Services will be dedicated to the Youth Task Force and youth initiatives, and the funding the Mayor has requested for Consulting will be covering our COVID-19 medical consultant, Dr. Richard Herman.

23. From the CFO in accordance with Section 5 of Ch. 326 of the Acts of 1990, certifying to support the amendment to the FY21 Budget Order, approved by the City Council on June 26, 2020. Requesting a total transfer of \$11,389,487 from the Stabilization Fund, to:

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Human Resources-Advertising-\$10,000
Law Department-Medical S 100B- \$175,000
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24. From the Interim City Auditor requesting a supplemental budget appropriation totaling \$39,332 to cover a shortfall in Auditing's Personal Services, due to the unexpected departure of the City Auditor and the hiring of a payroll clerk.

25. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:

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27. From the Director of Human Resources requesting an additional \$10,000 in supplemental funds for advertising expenses for the remainder of FY21.

28. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:
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30. From the City Solicitor requesting an additional appropriation of \$375,000 to the FY21 Law department budget for the purpose of payment of work-related medical bills.

31. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:

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33. From the Library Director requesting the transfer of \$45,000 for the Library Purchase of Services for the supplemental budget of FY22.

34. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:

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36. From Superintendent of Parks requesting a supplemental budget appropriation totaling \$63,305 to Pool Operations account to cover the cost of lifeguards at the Manning Pool for the summer of 2020.

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39. From the Chief Financial Officer requesting funding for the position of Junior Financial Analyst that was vacated when Tiffani Ciasullo was promoted to Financial Analyst then left vacant when the overall budget was reduced as part of our COVID-19 related budget reductions. The request would fund the position for the remainder of the fiscal year; it is currently proposed for funding for next year's budget as well. Given the demands on the office, this position is critical to the fulfillment of their many responsibilities and, when filled, will be the primary source of support for grants and legislation management.
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42. From the Building Superintendent requesting supplemental appropriation for \$25,000 to be added to the Building Department Overtime account. Under a prior Superintendent an agreement had been made with the Traffic Commission to install, repair and change the time on the 20 m.p.h. signs outside of our schools, as it would be less expensive to have the Public Property electricians perform the work than to have a private company perform the same work. In addition, the city has reorganized the Library Custodians into Junior Custodians under the administrative control the Public Property Department. While the payroll is processed through the Library Budget, the overtime for these two custodians is borne by Public Properties budget. As of March 6, 2021, the Library Trustees have voted to reopen the Main Library on Saturdays. This reopening is outside normal operating hours of our custodians and will need to be treated as overtime, on a rotating basis. This additional cost will also cause their current appropriation to be inadequate. With the unknown circumstances of the pandemic and the increase in overtime expenses that he has outlined, he is requesting an appropriation of \$25,000. This amount will cover the amounts and any additional emergency needs that they may face until the new budget is approved.

43. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:

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45. From the Superintendent of Schools requesting a supplemental appropriation to the School Department's FY2021 Net School Spending budget in the amount of \$10,276,321 which represents Chapter 70 increase in the final FY21 Cherry Sheet net of the Charter & School Choice revenue and expenses factored through the Schedule 19 City cost allocations. The School Department CFO has worked the final allocation out with the City CFO to balance out the Schedule 19 and requests this appropriation, which meets the Department of Education Foundation Budget for FY21 as required by the state. Also, requesting a supplemental appropriation to the School Department's FY21 Net School Spending budget in the amount of \$100,000 which represents an appropriation for Student Youth Initiative as discussed and requested by the Mayor.
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Animal Control-Department Equipment-\$6,135
Auditing-Personal Services Other than Overtime-\$10,315
Finance Department-Personal Services Other than Overtime-\$11,463
Human Resources-Advertising-\$10,000
Law Department-Medical S 100B- \$175,000
Law Department-Workers Compensation Medical- \$200,000
Library-Purchase of Services- \$45,000
Mayor's Office-Other Contracted Services-\$100,000
Mayor's Office-Consulting- \$50,000
Parks & Recreation-Pool Operations-\$63,305
Public Property-Overtime-\$25,000
Schools-Net School Spending-\$10,276,321
Schools-Youth Initiative- \$100,000
Treasurer Collector-Full Time Salaries- \$8,674

Treasurer Collector-Medicare Tax- \$300,000

48. From the Treasurer Collector requesting that the following items be transferred to the Treasurer/Collector's budget in the Supplemental FY2021 Budget: \$8,674 to fund the vacant Tax Office Administrative Assistant I position; \$300,000 to Medicare Tax

49. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the transfer of \$11,389,487.00 from the Stabilization Fund, to:
 - Animal Control-Full Time Salaries- \$8,274.00;
 - Animal Control-Department Equipment-\$6,135.00;
 - Auditing-Personal Services Other than Overtime-\$10,315.00;
 - Finance Department-Personal Services Other than Overtime-\$11,463.00;
 - Human Resources-Advertising-\$10,000.00;
 - Law Department-Medical S 100B- \$175,000.00
 - Law Department-Workers Compensation Medical- \$200,000.00;
 - Library-Purchase of Services- \$45,000.00;
 - Mayor's Office-Other Contracted Services-\$100,000.00;
 - Mayor's Office-Consulting- \$50,000.00;
 - Parks & Recreation-Pool Operations-\$63,305.00;
 - Public Property-Overtime-\$25,000.00;
 - Schools-Net School Spending-\$10,276,321.00;
 - Schools-Youth Initiative- \$100,000.00;
 - Treasurer Collector-Full Time Salaries- \$8,674.00;
 - Treasurer Collector-Medicare Tax- \$300,000.00The funding that the Mayor has requested for Other Contracted Services will be dedicated to the Youth Task Force and youth initiatives, and the funding the Mayor has requested for Consulting will be covering our COVID-19 medical consultant, Dr. Richard Herman.

50. From the CFO in accordance with Section 5 of Ch. 326 of the Acts of 1990, certifying to support the amendment to the FY21 Budget Order, approved by the City Council on June 26, 2020. Requesting a total transfer of \$11,389,487 from the Stabilization Fund, to:
 - Animal Control-Full Time Salaries- \$8,274
 - Animal Control-Department Equipment-\$6,135
 - Auditing-Personal Services Other than Overtime-\$10,315
 - Finance Department-Personal Services Other than Overtime-\$11,463
 - Human Resources-Advertising-\$10,000
 - Law Department-Medical S 100B- \$175,000
 - Law Department-Workers Compensation Medical- \$200,000
 - Library-Purchase of Services- \$45,000
 - Mayor's Office-Other Contracted Services-\$100,000
 - Mayor's Office-Consulting- \$50,000
 - Parks & Recreation-Pool Operations-\$63,305
 - Public Property-Overtime-\$25,000
 - Schools-Net School Spending-\$10,276,321
 - Schools-Youth Initiative- \$100,000
 - Treasurer Collector-Full Time Salaries- \$8,674
 - Treasurer Collector-Medicare Tax- \$300,000

51. From the DPW Commissioner requesting that the City Council have a hearing on the Executive Summary for the Integrated Water Infrastructure Vulnerability Assessment and Economic Development Plan for Climate Resiliency for the City of Brockton by Fuss & O'Neil to address questions and concerns by the City Council pertaining to the report. (The DPW Commissioner is requesting the hearing to be in early March, to be able to comply with MVP Action Grant Guidelines).

52. From the Mayor requesting on behalf of the DPW Commissioner Larry Rowley that there be a hearing on the Executive Summary for the Integrated Water Infrastructure Vulnerability Assessment and Economic Development Plan for Climate Resiliency for the City of Brockton by Fuss & O'Neil to address questions and concerns by the City Council pertaining to the report.

UNFINISHED BUSINESS:

53. Resolved: To invite Ms. Michelle St. James, JD, Grant writer for the Brockton Police Department, to appear before the standing committee on Public Safety, to discuss the various grants and other funding obtained to address city issues, including without limitation, crime prevention, youth services, gang violence, and traffic safety, and in particular, to forecast the funding that will be available for such programs and endeavors in FY 22. (FAVORABLE)
54. Appointment of Pierre Robinson Tulin, 56 Clarence St., Brockton, MA as a Constable in the City of Brockton for a term of three (3) years. (FAVORABLE)
55. Appointment of Jeanne Fuller-Jones of 54 Cushing Ave., Brockton, MA to the Council on Aging Board of Directors as an alternate for a three (3) year term ending February 2024. (FAVORABLE)
56. Appointment of Andrew Ambroise of 10 Moore St., Brockton, MA to the Conservation Commission for a three (3) year term ending February 2024. (FAVORABLE)
57. Ordered: Acceptance and expenditure of the total grant award in the form of PPE, hand sanitizer, and disinfectant wipes worth \$12,000.00
From: Ocean State Job Lot
To: The City of Brockton Fire Department and City of Brockton Police Department.
(FAVORABLE)
58. Ordered: Acceptance and expenditure of the total grant award in the amount of \$14,599.00
From: Commonwealth of Massachusetts Executive Office of Public Safety-FY21 Student Awareness of Fire Education (S.A.F.E.) Grant \$11,380
And Commonwealth of Massachusetts Executive Office of Public Safety-FY21 Senior Awareness of Fire Education (S.A.F.E.) Grant \$3,219
To: City of Brockton Fire Department- FY21 Student & Senior Awareness of Fire Education (S.A.F.E.) Grant Fund \$14,599
(FAVORABLE)
59. Ordered: Acceptance and expenditure of the total Grant award in the form of 76 additional car seats valued at \$4,000.00
From: The Buckle Up for Life Gift of Safety Partnership Grant
To: The City of Brockton Police Department- Buckle Up for Life Gift of Safety Partnership Grant Fund. (FAVORABLE)
60. Ordered: That the Mayor and/or Treasurer/Collector be authorized to execute any and all documents necessary to convey the property consisting of 2,693 square feet, located and known as Plot 6-1, 52 Market Street (FAVORABLE, AS AMENDED)

ORDERS:

61. Ordered: The City Council of the City of Brockton petitions the Great and General Court under the provisions of Section 8 of Article 89 of the Amendments to the Constitution of the Commonwealth of Massachusetts for an Act as follows: An Act Authorizing The City Of Brockton To Grant Additional Wine And Malt Beverage Licenses
62. Ordered: Transfer of \$492,000
From Stabilization Fund
To Fire Department-Capital for \$200,000, Information Technology Center –Capital for \$136,000, Planning & Economic Development–Capital for \$120,000 and Weights and Measures–Capital for \$36,000
63. Ordered: Transfer of \$11,389,487.00
From: The Stabilization Fund, to various departments, such as Animal Control, Auditing, Finance Department, Human Resources, Law Department, Library, Mayor’s Office, Parks & Recreation, Public Property, Schools and Treasurer Collector.

64. Ordered: That the request made by the Mayor on behalf of the DPW Commissioner Larry Rowley that there be a hearing on the Executive Summary for the Integrated Water Infrastructure Vulnerability Assessment and Economic Development Plan for Climate Resiliency for the City of Brockton by Fuss & O'Neil to address questions and concerns by the City Council pertaining to the report.

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.

In accordance with M.G.L., Chapter 30A, the City Council will go into Executive Session. The purpose is to discuss pending litigation.