

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 22, 2021

1. Acceptance of the minutes of the March 8, 2021 City Council meeting

#### APPOINTMENTS:

2. Of Manuel Centeio of 29 Kenneth Ave., Brockton, to the Brockton Community Cable Television Board for a three (3) year term ending March 2024.
3. Of John McGarry of 68 Cambo St., Brockton to the License Commission as an alternate for a three (3) year term ending March 2024.

#### REPORTS:

4. Of the Finance Committee for its meeting of March 15, 2021

#### COMMUNICATIONS:

5. From the Mayor submitting a letter of Resignation from Robert J. Pelaggi of 87 Westfield Dr., Brockton, from the Planning Board effective April 9, 2021.
6. From the Mayor notifying the City Council that Robert J. Pelaggi of 87 Westfield Dr., Brockton has resigned from the Zoning Board of Appeals, as an alternate member, effective March 1, 2021.
7. From the Chief of the Police Department requesting authorization to expend donated funds from the Cape Verdean Association to be used towards the purchase of a new K-9 and equipment as needed for the Brockton Police Department in the amount of \$1,000.
8. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the acceptance and expenditure of the donation in the amount of \$1,000.00 from Cape Verdean Association to the City of Brockton Police Department.
9. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the support of the donation in the amount of \$1,000 from Cape Verdean Association to the Brockton Police Department.
10. From the Chief of the Police Department requesting authorization to expend donated funds to be used exclusively to purchase 2 new K-9s, cruiser and equipment as needed for the Brockton Police Department in the amount of \$50,000. The donor wishes to remain anonymous.
11. From the Mayor in accordance with M.G.L., Ch. 44, recommending that the City Council authorize the acceptance and expenditure of the donation in the amount of \$50,000.00 from an Anonymous Donor to the City of Brockton Police Department. (the donation will be used to purchase 2 new K-9s, cruiser and equipment as needed for the Brockton Police Department).

12. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the support of the donation in the amount of \$50,000.00 from an Anonymous Donor to the City of Brockton Police Department.
13. From the Deputy Director of Contracts and Records for MassDOT submitting a signed agreement relative to the Shared Streets Grant in the amount of \$165,100.00 regarding the Main Streets project in Brockton.
14. 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 \$165,100.00 from the Massachusetts Department of Transportation Highway Division-Shared Winter Streets and Spaces Program to the City of Brockton Planning and Economic Development-Shared Winter Streets and Spaces Program. The shared Winter Streets Grant will be used to transform the former Brockton Area Transit (BAT) bus terminal into a new public space called Sycamore Grove in order to host community events in the City. There is no required match for these funds.
15. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the support of the grant funds in the amount of \$165,100 from Massachusetts Department of Transportation Highway Division-Shared Winter Streets and Spaces Program to the City of Brockton Planning and Economic Development-Shared Winter Streets and Spaces Program.
16. From the Chief of the Police Department requesting authorization to expend grant monies related to the FY 2021 National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) subgrant in the initial amount of \$5,000.00.
17. 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 \$5,000.00 from the National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award to the City of Brockton Police Department-National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award Fund. The National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award will be used to create four informative videos about victims' rights and resources available in the City of Brockton, focusing in honor of National Crime Victims' Rights Week, which occurs from April 18-24, 2021. There is no match required for these funds.
18. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the support of the grant funds in the amount of \$5,000.00 from the National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award to the City of Brockton Police Department-National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award Fund.
19. From the Chief of the Police Department requesting authorization to expend grant monies related to the FY 2021 First Responders Naloxone Grant from the Massachusetts Department of Public Health, Bureau of Substance Addiction Services (BSAS) in the additional amount of \$9,240.00 distributed between the police and fire departments as needed.
20. 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 \$9,240.00 from the Commonwealth of Massachusetts Department of Public Health, Bureau of Substance Addiction Services (BSAS)-FY2021 First Responders Naloxone Grant to the City of Brockton Police Department-FY2021 First Responders Naloxone Grant Fund. The FY2021 First Responders Naloxone Grant are used by both the Fire and Police Departments to purchase Naloxone and supplies related to administering of this drug. There is no required match for these funds.
21. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the support of the grant funds in the amount of \$9,240.00 from Massachusetts Department of Public Health, Bureau of Substance Addiction Services (BSAS)-FY2021 First

Responders Naloxone Grant to the City of Brockton Police Department-FY2021 First Responders Naloxone Grant Fund.

22. From the Chief of the Police Department requesting authorization to expend grant monies in the amount of \$1,300 related to the 2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program (funding only grant).
23. 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 \$1,300 from the Commonwealth of Massachusetts Department of Health-2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program to the City of Brockton Police Department-2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program Grant Fund. The 2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Grant will be used to support the safe and secure collection of residential unwanted medicine on the Commonwealth through Law Enforcement Agencies.
24. From the CFO in accordance with Section 5 of Ch. 324 of the Acts of 1990, certifying the support of the total grant in the amount of \$1,300 from the Commonwealth of Massachusetts Department of Health-2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program to the City of Brockton Police Department-2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program Grant Fund.

UNFINISHED BUSINESS:

25. Appointment of James Sweeney of 33 Montrose St. Brockton, MA 02301 to the Planning Board for a five (5) year term ending March 2026. (FAVORABLE)
26. Appointment of Laura Biechler of 37 Fern Ave. Brockton, MA 02301 to the Conservation Commission for a three (3) year term ending March 2024. (FAVORABLE)
27. 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. (FAVORABLE)
28. Resolve: That the Mayor and the Chief Finance Officer of the City, come before the Finance Committee to discuss the status of establishing a fund and allocation of said fund relative to the marijuana impact tax fees and to further discuss any taxes which have already been received from the marijuana impact tax fees and how those funds have been spent in the City. Be it further Resolved that the City Council recommend to the Mayor that the City of Brockton create a fund for the marijuana impact tax fees to create a Recreation and Innovation Center that substantially supports the youth (over 17,000 children) of the City Brockton. (FAVORABLE)
29. Resolved, that the Mayor come before the Finance Committee to discuss establishing a Committee on Cannabis Industry in the City of Brockton, comprised of residents and City Councilors, to ensure that Social Equity (SE) and Economic Empowerment (EE) applicants have access to participate as license owners in Marijuana operations in the City. Be it further Resolved, that City Councilor recommend the establishment of this committee by the Mayor. (FAVORABLE)

ORDERS:

30. Ordinance: An Ordinance Amending Article II, Section 1.004 of the Revised Ordinances of the City of Brockton Be It Ordained By The City Council Of The City Of Brockton As Follows: Section 1.004, Regulation of Marijuana Sales, is amended by adding the following sections where appropriate: (a) There shall be no more than two (2) licenses issued for the delivery of marijuana products pursuant to regulations promulgated by the

Massachusetts Cannabis Control Commission. Priority shall be given to an applicant for a license to deliver marijuana products who currently holds a license for the conduct of marijuana businesses within the City of Brockton. (b) There shall be a moratorium on the issuance of any license to allow social consumption of marijuana for a period of two (2) years from the date of adoption of this ordinance.

31. Ordered: That the City, pursuant to the provisions of M.G.L. Ch. 44, hereby accepts as a surplus gift from The Brockton Housing Authority, Plot 9 Newbury Street (map 53, route 56). This is a parcel of land containing about 5,960 square feet and identified in book 32024, page 319. The Mayor is authorized to execute any and all documents necessary to effectuate such gift.
32. Ordered: That the City Council hereby declare the City owned parcel identified as parcel id 118-157 as surplus and available for disposition. This is a parcel of land containing about 4.00 AC and identified in book 40707, page 165. And that the Mayor be and hereby is authorized to transfer ownership in said parcels to the Eros Realty LLC for the sum of \$15,602.00. The Mayor is authorized to execute any and all documents necessary to effectuate property transfer.
33. Ordered: Acceptance and expenditure of donated funds from the Cape Verdean Association to be used towards the purchase of a new K-9 and equipment as needed for the Brockton Police Department in the amount of \$1,000.
34. Ordered: Acceptance and expenditure of a donation in the amount of \$50,000.00  
From: an Anonymous Donor  
To: the City of Brockton Police Department.
35. Ordered: Acceptance and expenditure of the total grant award in the amount of \$165,100.00  
From: the Massachusetts Department of Transportation Highway Division-Shared Winter Streets and Spaces Program  
To: the City of Brockton Planning and Economic Development-Shared Winter Streets and Spaces Program.
36. Ordered: Acceptance and expenditure of the total grant award in the amount of \$5,000.00  
From: the National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award  
To: the City of Brockton Police Department-National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) Subgrant Award Fund.
37. Ordered: Acceptance and expenditure of the total grant award in the amount of \$9,240.00  
From: the Commonwealth of Massachusetts Department of Public Health, Bureau of Substance Addiction Services (BSAS)-FY2021 First Responders Naloxone Grant  
To: the City of Brockton Police Department-FY2021 First Responders Naloxone Grant Fund.
38. Ordered: Acceptance and expenditure of the total grant award in the amount of \$1,300  
From: the Commonwealth of Massachusetts Department of Health-2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program  
To: the City of Brockton Police Department-2021 Massachusetts Unwanted Opioid & Benzodiazepine Product Stewardship Program Grant Fund.
39. Resolve: That the Mayor, Building Inspector James Plouffe, and State Representative Michelle Dubois come before the Finance Committee to discuss the possibility of the City acquiring the Massasoit Conference Center for use as a multi-generational community center.
40. Resolved: To invite Brockton Fire Chief Michael Williams and Brockton Police Chief Emmanuel Gomes, and/or their designated representatives, to appear before the Standing Committee on Public Safety to discuss the impacts of COVID-19 on their staff, the

operations of their respective departments and their work in the community, including without limitation, operational changes the departments embraced as the result of COVID-19, and future planning.

41. Resolved: To invite Brockton Fire Chief Michael Williams and Brockton Police Chief Emmanuel Gomes, and/or their designated representatives, to appear before the Standing Committee on Public Safety to discuss the impacts of sales of Marijuana for Medicinal and Recreational Use on the community work of their respective departments, including without limitation, educating staff on applicable laws and regulations, and the enforcement thereof, and future planning for the impacts of delivery of marijuana and social consumption in the City of Brockton.

### **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.