

The regularly scheduled meeting of the Brockton City Council will be held on Monday, November 22, 2021 at 7:00PM in the Council Chambers, 2<sup>nd</sup>. Fl., City Hall, 45 School St., Brockton, MA.

1. Acceptance of the Minutes of the November 8, 2021 City Council meeting.

APPOINTMENTS:

2. Promotion of Fire Lieutenant Brendan R. Weeks to the rank of Fire Captain in the Brockton Fire Department.
3. Promotion of Firefighter Jonathan A. Rodrick to the rank of Fire Lieutenant in the Brockton Fire Department.
4. Appointment of Peggy Curtis of 153 Dixon Rd. Brockton, MA 02302 to the Conservation Commission for a three-year term, ending in November 2024.
5. Re-appointment of Brian Madden of 15 Madrid Square #5 Brockton, MA 02301 to the Brockton Community Access Board for a three-year term, ending in November 2024.
6. Re-appointment of Julie Castor-Deas of 13 N Byron Ave Brockton, MA 02301 to the Board of Assessors for a three-year term, ending in November 2024.

HEARINGS:

7. Petition of National Grid and Massachusetts Electric Company requesting permission to erect and maintain poles and wires to be placed thereon, together with sustaining and protecting fixtures as said company may deem necessary, in the following public way or ways:  
**Montello St**  
**Installing two new poles (p85-50 & p85-51) to provide electrical service to new building at 1200 Montello St.**
8. Petition of BAS Holding Corp. George L. Carney, Jr. President of 122 Fairview Avenue Brockton, MA 02301, for a Garage License located at 433 Forest Avenue, Brockton, MA 02301.
9. Petition of Radiant Real Estate Trust/Andranik Arustamyan (Trustee), 92 Darmouth Street, Brockton MA for a Garage License Transfer located at 210 N. Cary Street, Brockton, MA 02301.
10. Petition of Advance Auto Performance LLC/Andranik Arustamyan, 92 Darmouth Street, Brockton, MA 02301, for a Motor Vehicle Repair Mechanical License Transfer located at 210 N. Cary Street, Brockton, MA 02301
11. Petition of Kevin Thompson at Xtreme Auto, LLC, 48 Waverly Street, Brockton, MA 02301 for a Garage License Transfer located at 350 North Main Street, Brockton, MA 02301.
12. Petition of Kevin Thompson at Xtreme Auto, LLC, 48 Waverly Street, Brockton, MA 02301 for a Transfer of Motor Vehicle Repair Mechanical License and Transfer of Motor Vehicle Repair Body License located at 350 North Main Street, Brockton, MA 02301.

REPORTS:

13. Of the Real Estate Committee for its meeting November 15, 2021.
14. Of the Finance Committee for its meeting of November 15, 2021.

COMMUNICATIONS:

15. From the Fire Chief recommending the promotion of Fire Lieutenant Brendan R. Weeks to the rank of Fire Captain in the Brockton Fire Department.
16. From the Mayor recommending the promotion of Fire Lieutenant Brendan R. Weeks to the rank of Fire Captain in the Brockton Fire Department.
17. From the Fire Chief recommending the promotion of Firefighter Jonathan A. Rodrick to the rank of Fire Lieutenant in the Brockton Fire Department.
18. From the Mayor recommending the promotion of Firefighter Jonathan A. Rodrick to the rank of Fire Lieutenant in the Brockton Fire Department.
19. From the Mayor appointing Peggy Curtis of 153 Dixon Rd. Brockton, MA 02302 to the Conservation Commission for a three-year term, ending in November 2024.
20. From the Mayor re-appointing Brian Madden of 15 Madrid Square #5 Brockton, MA 02301 to the Brockton Community Access Board for a three-year term, ending in November 2024.
21. From the Mayor re-appointing Julie Castor-Deas of 13 N Byron Ave Brockton, MA 02301 to the Board of Assessors for a three-year term, ending in November 2024.
22. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the appropriation of \$3,591,312.63.... From: STABILIZATION FUND \$2,289,781.84 and From: ARPA FUND \$1,301,530.79 for purposes of funding the Brockton Police Patrolmen's Association contract, without detrimental impact on the continuous provision of the existing level of municipal services. This appropriation provides funding for three (3) years (July 1, 2019-June 30, 2022), of a three (3) year contract.
23. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying that the financial resources and revenues of the City of Brockton are and will continue to be adequate to support the total proposed appropriation of \$3,591,312.63.... From: STABILIZATION FUND \$2,289,781.84 and From: ARPA FUND \$1,301,530.79 for purposes of funding the Brockton Police Patrolmen's Association contract, without detrimental impact on the continuous provision of the existing level of municipal services. This appropriation provides funding for three (3) years (July 1, 2019-June 30, 2022), of a three (3) year contract. This is a reasonable and financially sustainable settlement for the city.

PETITIONS:

24. Petition of KG Collective Brockton, LLC, requesting an Adult Use Retail Marijuana License located at 912 Crescent Street, Brockton, MA 02302.

UNFINISHED BUSINESS:

25. Appointment of Iolando Spinola of 23 Noyes Ave, Brockton, MA 02301 to Zoning Board of Appeals Associate Member for a three-year term, ending October 2024. (FAVORABLE)

26. Ordered: That the Mayor and/or Treasurer/Collector be authorized to execute any and all documents necessary to convey the property consisting of 4,739 square feet, located and known as Plot 66, 243 Green Street, Parcel ID: 051-081 to Nicole Wiggins, 245 Green Street, Brockton MA 02301 for the purchase price of One Thousand Four Hundred (\$1,400.00). Said property to be sold under the Abutter Lot Program and to be sold with a permanent non-buildable restriction. Said property shall also merge with abutting lot of the purchaser. The lots shall merge within 6 months of purchase. (FAVORABLE AS AMENDED)
27. Ordered: That the City of Brockton remove its order dated December 10, 2001 regarding the property located at and known as Plot 3 Melrose Ave Street (Map 164, Route 301) that declared said lot as having a “non-buildable” restriction so that a possible sewer main benefiting the residences of Melrose Ave may be installed and giving authority to the Mayor of the City of Brockton to execute any and all documents necessary to lift any restrictions in the deed to said property.(FAVORABLE)
28. Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out of Sunset Avenue, extending from Bouve Avenue, easterly a distance of 337.29 feet, and for that purpose it is necessary to take an easement for Highway Purposes and lay out as a Public Street or way of said City of Brockton. (FAVORABLE)
29. Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out of Berkley Street, from Rutland Square northerly to Market Street, a distance of 354.79 feet, and for that purpose it is necessary to take an easement for Highway Purposes and lay out as a public Street or way of said City of Brockton. (FAVORABLE)
30. Ordered: In accordance with the General Laws of Massachusetts, Chapter 44, Sec.53A, recommending that the City Council accept the grant amount up to \$34,590,793 from Unappropriated Estimated Receipts-American Rescue Plan Act (ARPA) for purposes of, including but not limited to, COVID response, mitigation, and prevention activities, said funds shall be held in a special revenue fund called the “ARPA Fund”. Any appropriation from the ARPA Grant in excess of \$750,000 shall be subject to City Council approval. (FAVORABLE AS AMENDED)
31. Ordered: That the following named sum be and the same is hereby transferred as the same was submitted by the Mayor as follows:  
Transfer of: \$2,000,000  
From: Retirement Fund- Contributory Pensions  
To: Stabilization Fund (FAVORABLE)
32. Ordered: That the following named sum be and the same is hereby transferred as the same was submitted by the Mayor as follows:  
Transfer of: \$20,000,000  
From: Retirement Fund- Contributory Pensions  
To: Pension Stabilization Fund (7251) (FAVORABLE)
33. Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows:  
Appropriation of: \$85,000  
From: Massachusetts Department of Public Health- Legislative Earmark Funding Grant  
To: The Mayor’s Office- Legislative Earmark Funding Grant Fund  
(These grant funds will be used to support the Champion Program. There is no matched required.) (FAVORABLE)
34. Ordered: That the City Council authorizes the acceptance and expenditure of a donation in the amount of \$20,000...  
From: In Good Health

To: Brockton Police Department  
(The donation will be used for K-9 related items as needed for the Brockton Police Department.) (FAVORABLE)

35. Ordered: That the City Council authorizes the acceptance and expenditure of a donation in the amount of \$100...

From: Quincy Credit Union

To: Brockton Police Department

(The donation will be used for K-9 related items as needed for the Brockton Police Department.) (FAVORABLE)

36. Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows: Appropriation of: \$50,000

From: Executive Office of Public Safety and Security's Office of Grants and Research (OGR) – FY22 Municipal Road Safety (MRS) Grant

To: Brockton Police Department- FY22 Municipal Road Safety (MRS) Grant Fund

(\$36,456.67 of these grant funds will be used to fund overtime shifts during five enforcement campaigns: Winter Impaired Driving (DSOGPO) in December 2021, Distracted Driving in April 2022, Click It or Ticket (CIOT) in May 2022, Summer Speed in June 2022, and Summer Impaired Driving (DSOGPO) in August and September 2022. \$6,028.26 will be used for the Bike Unit to conduct bike rodeos, \$6,028.27 will be used for overtime shifts for pedestrian and bike safety enforcement, \$1,186.80 will be used to purchase 750 bicycle lights for youth and \$300 will be used to print 750 resource cards to be distributed during the bike rodeo.) (FAVORABLE)

37. Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows:

Appropriation of: \$15,449.50

From: U.S. Department of Justice- FY21 Bulletproof Vest Program Grant

To: Brockton Police Department- FY21 Bulletproof Vest Program Grant Fund

(These grant funds are used for the reimbursement of 50% of the cost of bulletproof vests for Brockton police officers' whose vests need to be replaced in the upcoming cycle.

There is no required match for these funds because this program allows the Department to recoup 50% of bulletproof vest expenses it must make for officer safety.) (FAVORABLE)

38. Ordered: That the City Council authorizes the acceptance and expenditure of a donation in the amount of \$23...

From: Joao Monteiro

To: Brockton Police Department

(The donation will be used for K-9 related items as needed for the Brockton Police Department.) (FAVORABLE)

39. Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows:

Appropriation of: \$1,955,356.19

From: Stabilization Fund

\$1,356,621.87

To: Police- FY20 Personal Services Other Than Overtime

Retroactive Payment

\$167,002.40

Police-FY20 Overtime Retroactive Payment

\$12,719.77

Police- FY21 Personal Services Other Than Overtime

Retroactive Payment

\$345,770.27

Police-FY21 Overtime Retroactive

Payment

\$12,500.60

Police- FY22 Personal Services Other Than Overtime

\$799,070.77

Police-FY22 Overtime

\$19,558.06

and

From: ARPA Fund

\$598,734.32

To: Police- FY20 Personal Services Other Than Overtime

Retroactive Payment

\$7,556.09

Police- FY21 Personal Services Other Than Overtime

Retroactive Payment	\$100,250.94
Police- FY22 Personal Services Other Than Overtime	\$355,927.29
Police- COVID Bonus	\$135,000

for purposes of funding the Brockton Police Supervisors' Union contract.

This appropriation provides funding for three (3) years (July 1, 2019-June 30, 2022), of a three (3) year contract. (FAVORABLE)

40. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$18,750.

From: Massachusetts Emergency Management Agency- Hazard Mitigation Grant

To: Department of Public Works – Hazard Mitigation Grant Fund

(The grant funds will be used to update the Local Multi-Hazard Mitigation Plan.

There is a 25% required in-kind match.) (FAVORABLE)

41. Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows:

Appropriation of: \$250,000

From: United States Environmental Protection Agency (EPA) – EPA Cleanup Grant

To: Department of Planning and Economic Development – EPA Cleanup Grant Fund

(The grant funds will be used to remediate the environmental concerns at the Corcoran Building at 308 Montello Street. This grant requires a \$50,000 match.

Funds from the MassDevelopment Brownfield Grant award will be used as a source for this match.)

42. Resolve: To invite a representative of Brockton Community Access (BCA), to appear before the Finance Committee to discuss the television coverage of the September 14<sup>th</sup> preliminary election.

43. Resolve: Whereas: There is a continuing problem in the Brockton area with Opioid addiction and other substance abuse issues.

Whereas: There is an ongoing program with the cycle of homelessness and outreach to those persons most affected by the substance abuse problem.

Whereas: There is an ongoing problem with the volume and understanding of the programs administered in Brockton to battle the recurring issues caused by drug addiction.

Therefore, be it resolved to invite BAMSI, formerly known as Brockton Area Multi Service, Inc., and its staff to address members of the Brockton City Council to speak about services that are provided to individuals and families who are struggling with the disease of addiction.

Further that BAMSI speak about the services that are offered to people who are actively using substances in the City and in particular those evidence-based harm reduction practices that have proven successful in promoting recovery and saving lives.

Members of the BAMSI team will explain programs and reveal data, both national and local, to demonstrate the efficacy of these programs.

#### ORDERS:

44. Ordered: That the following named sum be and the same is hereby appropriated as the same was submitted by the Mayor as follows:

Appropriation of: \$3,591,312.63

From: Stabilization Fund	\$2,289,781.86
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To: Police- FY20 Personal Services Other Than Overtime	
Retroactive Payment	\$265,904.67

Police-FY20 Overtime Retroactive Payment	\$28,585.09
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Police- FY21 Personal Services Other Than Overtime	
Retroactive Payment	\$609,572.43

Police-FY21 Overtime Retroactive Payment	\$21,845.51
Police- FY22 Personal Services Other Than Overtime	\$1,333,359.52
Police-FY22 Overtime	\$30,514.62
and	
From: ARPA Fund	\$1,301,530.79
To: Police- FY20 Personal Services Other Than Overtime Retroactive Payment	\$16,212.80
Police- FY21 Personal Services Other Than Overtime Retroactive Payment	\$215,104.48
Police- FY22 Personal Services Other Than Overtime	\$641,213.51
Police- COVID Bonus	\$429,000
for purposes of funding the Brockton Police Patrolmen’s Association contract. This appropriation provides funding for three (3) years (July 1, 2019-June 30, 2022), of a three (3) year contract.	

45. Ordered: That the Brockton City Council adopts new precinct lines based upon the official United States 2020 Census block level data. These boundaries will take effect on December 31,2021. Attached maps and legal boundary descriptions as prepared by the Massachusetts Secretary of State’s Office.

**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.