

The regularly scheduled meeting of the Brockton City Council will be held on Monday, December 13, 2021 at 7:00PM in the Council Chambers, 2nd. Fl., City Hall, 45 School St., Brockton, MA.

1. Acceptance of the Minutes of the November 22, 2021 Special Meeting.
2. Acceptance of the Minutes of the November 22, 2021 City Council meeting.

APPOINTMENTS:

3. Promotion of Firefighter Andrew P. Wisocky to the rank of Lieutenant in the Brockton Fire Department.

REPORTS:

4. Of the Ordinance Committee for its meeting of November 23, 2021.
5. Of the Finance Committee for its meeting of November 29, 2021.
6. Of the Ordinance Committee for its meeting of December 1, 2021.
7. Of the Finance Committee for its meeting of December 6, 2021.

COMMUNICATIONS:

8. From the Fire Chief recommending the promotion of Firefighter Andrew P. Wisocky to the rank of Fire Lieutenant in the Brockton Fire Department.
9. From the Mayor recommending the promotion of Firefighter Andrew P. Wisocky to the rank of Fire Lieutenant in the Brockton Fire Department.
10. From the Mayor informing the City Council that Stephen Bernard is stepping down from the Zoning Board of Appeals effective November 16, 2021. Mr. Bernard is stepping down due to moving out of the City of Brockton.
11. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the total proposed approval of \$7,587.96 from FINANCE DEPARTMENT – PURCHASE OF SERVICES to PUBLIC CONSULTING GROUP, INC. in order to pay for an invoice dated April, 28, 2021.
12. 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 approval of \$7,587.96 from FINANCE DEPARTMENT – PURCHASE OF SERVICES to PUBLIC CONSULTING GROUP, INC. without a detrimental impact on the continuous provision of the existing level of municipal services.
13. From the Police Department Grant Coordinator requesting that the grant award documents be processed to allow the City of Brockton to expend the BJA FY 21 The Kevin and Avonte Program: Reducing Injury and Death of Missing Individuals with Dementia and Development Disabilities funding opportunity award #15PBJA-21-GG-02963-MAPX in the amount of \$150,000. These grant funds will be used to re-introduce the Project Lifesaver program into the Brockton Police Department. Locative bracelets and accessories will be purchased to be distributed to individuals with dementia or developmental disabilities, corresponding receivers will be purchased for the Police Station, Project Lifesaver Train the Trainer training will be provided to eight officers all sworn staff and cadets can then be trained in the

program, and overtime for bi-monthly battery checks which will also serve as family check-ins and resource referral opportunities will be funded.

14. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$150,000 from.... OFFICE OF JUSTICE PROGRAMS (OJP)- 2021 BJA FY21 THE KEVIN AND AVONTE PROGRAM: REDUCING INJURY AND DEATH OF MISSING INDIVIDUALS WITH DEMENTIA AND DEVELOPMENTAL DISABILITIES GRANT AWARD to..... BROCKTON POLICE DEPARTMENT - 2021 BJA FY21 THE KEVIN AND AVONTE PROGRAM: REDUCING INJURY AND DEATH OF MISSING INDIVIDUALS WITH DEMENTIA AND DEVELOPMENTAL DISABILITIES GRANT AWARD FUND.

These grant funds will be used to re-introduce the Project Lifesaver program into the Brockton Police Department. Locative bracelets and accessories will be purchased to be distributed to individuals with dementia or developmental disabilities, corresponding receivers will be purchased for the Police Station, Project Lifesaver Train the Trainer training will be provided to eight officers all sworn staff and cadets can then be trained in the program, and overtime for bi-monthly battery checks which will also serve as family check-ins and resource referral opportunities will be funded.

15. 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 grant funds in the amount of \$150,000 from OFFICE OF JUSTICE PROGRAMS (OJP)- 2021 BJA FY21 THE KEVIN AND AVONTE PROGRAM: REDUCING INJURY AND DEATH OF MISSING INDIVIDUALS WITH DEMENTIA AND DEVELOPMENTAL DISABILITIES GRANT AWARD to..... BROCKTON POLICE DEPARTMENT - 2021 BJA FY21 THE KEVIN AND AVONTE PROGRAM: REDUCING INJURY AND DEATH OF MISSING INDIVIDUALS WITH DEMENTIA AND DEVELOPMENTAL DISABILITIES GRANT AWARD FUND without a detrimental impact on the continuous provision of the existing level of municipal services.

16. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the acceptance of a donation for 28.20 Acres of Vacant Land, Map C4 Lots 12 and 26 Off School St. Pembroke, MA owned by Richard M. Clemence. The value of this land is \$725,000.

17. 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 donation for 28.20 Acres of Vacant Land, Map C4 Lots 12 and 26 Off School St. Pembroke, MA owned by Richard M. Clemence. The value of this land is \$725,000. without a detrimental impact on the continuous provision of the existing level of municipal services.

PETITIONS:

18. Petition of James Murphy for a license to Solicit and Canvass on behalf of C C- Teknologies, a Solar and Energy Storage provider.

UNFINISHED BUSINESS:

19. Ordinance: An Ordinance Creating a Revolving Fund pursuant to Massachusetts General Law, Chapter 44, Section 53E ½ Be it ordained by the City Council of the City of Brockton pursuant to the Massachusetts General Law, Chapter 44, Section 53E ½, that the following language be adopted as a City of Brockton Ordinance: *The Roadway Design and Construction Revolving Fund shall be created. Programs or activities for which the Roadway Design and Construction Revolving Fund may be expended shall be consistent with purposes for road paving, roadway repairs, design and construction of roads in the City of Brockton. Receipts of payments of fines and*

fees for the engineering, design, construction and paving of projects in the City of Brockton shall be credited to the Roadway Design and Construction Revolving Fund. Expenditures from the Roadway Design and Construction Revolving Fund shall be made on the authority and direction of the Brockton Department of Public Works Commissioner, provided that no more than \$1,000,000 may be expended from the Roadway Design and Construction Revolving Fund during fiscal year 2022.

(FAVORABLE)

20. Ordinance: An Ordinance Amending Article III, Division 2, Section 2-127 – Pay Plan Be it ordained by the City Council of the City of Brockton, Article III, Section 2-127 is hereby amended as follows: The chart in Sec. 2-127 – Pay Plan See Attached.
(FAVORABLE AS AMENDED)

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

22. 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. (FAVORABLE)

23. 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. (FAVORABLE)

24. Re-appointment of John O'Donnell of 30 Rock Meadow Dr. Brockton, MA 02301 to the Board of Assessors for a three-year term, ending in November 2024.
(FAVORABLE)

25. Appointment of Peggy Curtis of 153 Dixon Rd. Brockton, MA 02302 to the Conservation Commission for a three-year term, ending in November 2024.

26. Appointment of Ruby Clay of 607 Summer St Brockton, MA 02302 to the Conservation Commission for a three-year term, ending November 2024.

27. Appointment of Janet Trask of 121 Longwood Avenue Brockton, MA 02301 to the Diversity Commission for a three-year term, ending in November 2024.

28. Ordered: That the City Council of Brockton hereby authorizes the creation and operation of a municipal light plant, including a telecommunications system as allowed by Massachusetts General Law, Chapter 164, Sections 36 and 47E.
(FAVORABLE)

29. Ordered: That the City of Brockton does hereby take in fee in accordance with M.G.L. ch.79 and/or other applicable law, The following described parcel of land, to wit:

99 Warren Avenue Parcel ID:053-014: for further reference see Plymouth County Registry of Deeds Book 55385, Page 81 and Book 27411, Page 97

And

(0) Highland Street (not numbered) Parcel ID: 053-015: further reference see Plymouth County Registry of DEEDs Book 55385, Page 81 and Book 27411, Page 97

We have considered and estimated the damages sustained by all persons who have not waived damages in their several estates and hereby determine and award the same as follows, to be paid from the bond amounts previously authorized by the City Council for purchase or taking of property for public safety and general municipal purposes.

PROPERTY/OWNER AMOUNT

99 Warren Avenue and (0) Highland Street

Owner: E-Z Cashing LLC \$2,447,080.00

Said taking shall include all trees, soil, or fixtures thereon. (FAVORABLE)

30. 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
To: Police- FY20 Personal Services Other Than Overtime Retroactive Payment	\$265,904.67
Police-FY20 Overtime Retroactive Payment	\$28,585.09
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. (FAVORABLE)

31. 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.

32. Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out and acceptance of Sheridan Street, extending from the end of the 1944 layout, northerly, a distance of about 1,355 feet, more or less, to Kathleen Road, 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.

33. Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out of **Roberta Avenue**, from the end of the 1966 layout, a distance of 502.18 feet, to Harlan Circle, 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, said easement passing by or over lands, now or formerly, of those persons shown on "Exhibit A" attached hereto and made a part of this taking.

34. Ordered: That the common necessity and convenience of the inhabitants of the City of Brockton require the laying out of **Harlan Terrace**, from Roberta Avenue easterly a distance of 367.38 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, said

easement passing by or over lands, now or formerly, of those persons shown on “Exhibit A” attached hereto and made a part of this taking.

ORDERS:

35. Ordered: That the City Council authorizes the total proposed approval of \$7,587.96.
From: Finance Department – Purchase of Services
To: Public Consulting Group, Inc.
(This will be used to pay an invoice dated April 28, 2021)

36. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$150,000.
From: Office of Justice Programs (OJP) – 2021 BJA FY21 The Kevin and Avonte Program: Reducing Injury and Death of Missing Individuals with Dementia and Developmental Disabilities Grant Award
To: Brockton Police Department- 2021 BJA FY21 The Kevin and Avonte Program: Reducing Injury and Death of Missing Individuals with Dementia and Developmental Disabilities Grant Award Fund
(These grant funds will be used to re-introduce the Project Lifesaver program into the Brockton Police Department. Locative bracelets and accessories will be purchased to be distributed to individuals with dementia or developmental disabilities, corresponding receivers will be purchased for the Police Station, Project Lifesaver Train the Trainer training will be provided to eight officers all sworn staff and cadets can then be trained in the program, and overtime for bi-monthly battery checks which will also serve as family check-ins and resource referral opportunities will be funded.)

37. Ordered: That the City Council authorizes the acceptance of a donation for 28.20 Acres of Vacant Land, Map C4 Lots 12 and 26 Off School St. Pembroke, MA owned by Richard M. Clemence. The value of this land is \$725,000.

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.