

In City Council January 24, 2022

The regularly scheduled meeting of the Brockton City Council was held on Monday, January 24, 2022 at 7:00PM in the Council Chambers, 2nd. Fl., City Hall, 45 School St., Brockton, MA. The meeting was called to order at 7:00 PM with all eleven members present.

President Lally introduced Officer Leedberg, Lt. William Schlieman, and K-9 trainer Charlie with the Brockton Police Department Community Education Program they introduced their newest member to their Peer Support Unit Bonnie the K-9. They explain that Bonnie helps students and people in general to just brighten their day.

24. Acceptance of the Minutes of the January 10, 2022 City Council meeting.

Accepted and placed on file

APPOINTMENTS:

25. Appointment of Patrick Hill of 39 Patterson Avenue, Brockton, MA 02301 to the position of Commissioner of Public Works of the City of Brockton for a three-year term ending January 2025.

Referred to Finance

26. Appointment of Monique Screen-Berry of 126 Torrey Street, Brockton, MA 02301 to Zoning Board of Appeals Alternate Member for a three-year term, ending January 2025.

Referred to Finance

Councilor Nicastro motioned to take items # 4-9 collectively and to move under Suspension of rules and to waive the reading of items #17-22 and place them on file and was properly seconded. The motion carried by a hand vote.

27. Re-Appointment of City of Brockton School Police Officer Alicia Fernandes of 56 Ford Street, Brockton, MA 02301 as a Special Police Officer.

28. Re-Appointment of City of Brockton School Police Officer Darnell Campbell of 770 E. Ashland Street Unit 1712, Brockton, MA 02301 as a Special Police Officer.

29. Re-Appointment of City of Brockton School Police Officer Kevin Smith of 130 Prospect St., West Bridgewater, MA 02379 as a Special Police Officer.

30. Re-Appointment of City of Brockton School Police Officer Daniel Vaughn of 43 Crescent St., Brockton, MA 02301 as a Special Police Officer.

31. Re-Appointment of City of Brockton School Police Officer Spencer Benoit of 15 Brentwood Ave, Brockton, MA 02302 as a Special Police Officer.

32. Re-Appointment of City of Brockton School Police Officer Jason Mosley of 85 Peterson Ave, Brockton, MA 02301 as a Special Police Officer.

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members present and all voting in the affirmative. Councilor Nicastro motioned to file for reconsideration with the wish that it not prevail and was properly seconded. Reconsideration failed by a hand vote.

REPORTS:

33. Of the Finance Committee for its meeting of January 18, 2022.

10. (REPORTS CONT.)

Accepted and placed on file

HEARINGS:

Petition of Brandon Rogers DBA B&M One Stop Shop for a Second-Hand Article License located at 181 Clinton St. Brockton, MA.

President Lally declared the hearing open.

Councilor Nicastro motioned to refer to Public Safety Committee and postpone hearing and was properly seconded. The motion carried by a hand vote.

COMMUNICATIONS:

34. From the Mayor informing the City Council that Eugene Marrow is stepping down from the Brockton Redevelopment Authority effective November 1, 2021.

Accepted and placed on file

35. From the Mayor informing the City Council that Richard Bath is stepping down from the Council on Aging effective October 26, 2021 due to moving out of the city.

Accepted and placed on file

36. From the Mayor informing the City Council that Joe Moses is stepping down from the Elections Commission effective January 1, 2022 due to moving out of the City.

Accepted and placed on file

37. From the Mayor appointing Patrick Hill of 39 Patterson Avenue, Brockton, MA 02301 to the position of Commissioner of Public Works of the City of Brockton for a three-year term ending January 2025.

Accepted and placed on file

38. From the Mayor appointing Monique Screen-Berry of 126 Torrey Street Brockton, MA 02301 to Zoning Board of Appeals Alternate Member for a three-year term, ending January 2025.

Accepted and placed on file

39. From the Mayor re-appointing City of Brockton School Police Officer Alicia Fernandes of 56 Ford Street, Brockton, MA 02301 as a Special Police Officer.

Accepted and placed on file

40. From the Mayor re-appointing City of Brockton School Police Officer Darnell Campbell of 770 E. Ashland Street Unit 1712, Brockton, MA 02301 as a Special Police Officer.

Accepted and placed on file

41. From the Mayor re-appointing City of Brockton School Police Officer Kevin Smith of 130 Prospect St., West Bridgewater, MA 02379 as a Special Police Officer.

Accepted and placed on file

42. From the Mayor re-appointing City of Brockton School Police Officer Daniel Vaughn of 43 Crescent St., Brockton, MA 02301 as a Special Police Officer.

11. (COMMUNICATIONS CONT.)

Accepted and placed on file

43. From the Mayor re-appointing City of Brockton School Police Officer Spencer Benoit of 15 Brentwood Ave, Brockton, MA 02302 as a Special Police Officer.

Accepted and placed on file

44. From the Mayor re-appointing City of Brockton School Police Officer Jason Mosley of 85 Peterson Ave, Brockton, MA 02301 as a Special Police Officer.

Accepted and placed on file

UNFINISHED BUSINESS:

3. Appointment of Henry G. Soones of 5 Kenneth Ave Brockton, MA 02302 to the Council on Aging for a three (3) year term, ending January 2025.

Confirmed by a roll call vote taken by “yeas” and “nays”; eleven members voting all in the affirmative.

14. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$25,000.
From: MassDevelopment – Technical Assistance Grant
To: Department of Planning and Economic Development – Technical Assistance Grant Fund
(These grant funds will be used to assist the City study and develop a Business Improvement District (BID) and Plan for downtown Brockton.)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members voting all in the affirmative.

15. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$74,800.
From: U. S. Department of Justice (DOJ) – 2021 BJA FY21 Edward Byrne Memorial Justice Assistance Grant (JAG)
To: Brockton Police Department - 2021 BJA FY21 Edward Byrne Memorial Justice Assistance Grant (JAG) Fund
(These grant funds will be used to conduct community policing overtime, send youth to the Plymouth County District Attorney’s Office Summer Day Camp, and purchase Axon Taser non-lethal weapons, batteries, cartridges, and holsters to properly equip patrol officers. There is no match required for this grant.)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members voting all in the affirmative.

19. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$250,000.
From: Executive Office of Public Safety and Security’s Office of Grants and Research (OGR) – Massachusetts Municipal Public Safety Staffing Grant
To: Brockton Fire Department- Massachusetts Municipal Public Safety Staffing Grant Fund
(These grant funds will be used for overtime necessary to maintain staffing levels.)

Adopted by a roll call vote taken by “yeas” and “nays”; eleven members voting all in the affirmative.

Councilor Teixeira stepped out.

12. (UNFINISHED BUSSINESS CONT.)

23. 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: \$800,000

From: Brockton Fire Department – Personal Services- Other Than Overtime

To: Brockton Fire Department – Personal Services- Overtime

This transfer is necessary to supplement overtime spending due to vacations, increased members on injury leave, vacant positions, and a new collective bargaining agreement.

Adopted by a roll call vote taken by “yeas” and “nays”; ten members voting all in the affirmative. Councilor Teixeira not present.

Councilor Teixeira stepped back in.

ORDERS:

45. Ordinance: **“An Ordinance to establish Honorary Positions for the Poet Laureate and Youth Poet Laureate in the City of Brockton”**

Be it Ordained by the City Council of the City of Brockton as follows, and inserted into the Ordinances where appropriate:

(a) Poet Laureate

The City of Brockton shall designate a poet as the official Poet Laureate in the City of Brockton. The Poet Laureate shall be appointed by the mayor upon recommendation of the Brockton Library Board of Trustees and confirmed by the City Council. The Poet Laureate shall be a resident of the City of Brockton and shall serve for a two-year term.

(b) Youth Poet Laureate

The City of Brockton shall designate a poet as the official Youth Poet Laureate in the City of Brockton. The Youth Poet Laureate shall be appointed by the mayor upon recommendation of the Brockton Library Board of Trustees and confirmed by the City Council. The Youth Poet Laureate shall be a resident of the City of Brockton and shall serve for a one-year term. The Youth Poet Laureate shall be no more than twenty-one (21) years of age at the time of the appointment.

(c) Responsibilities

The responsibilities of the Poet Laureate and the Youth Poet Laureate may include, but not be limited to, providing public poetry readings, encouraging poetry appreciation within the city, and composing and publishing poems. These positions are honorary in nature and the positions shall not receive any monetary compensation from the city.

Referred to Ordinance

46. Ordinance: Be it ordained by the City Council of the City of Brockton as follows:

That the City Council adopt the following Amendments to the Section 24-24.4 “Adult use of Marijuana” relative to Regulation and Zoning of Marijuana:

To strike the language “*Marijuana Retailer operations shall not be conducted or located on the ground floor in C-3 Zones*” in its entirety in Sec. 27-24.4 (b)(i).

Referred to Ordinance

LATE FILES

Councilor Farwell motioned to accept a late file and was properly seconded. The motion carried by a hand vote.

COMMUNICATIONS:

47. From the Executive Director of Elections Commission requesting a transfer of \$20,000 to fund the Auditor – Postage line through the end of the fiscal year. The transfer is necessary due to large mailing for the 2 elections that were held this past year.

The amounts are as follows:

13. (LATE FILES CONT.)

From: Election-Polls \$20,000
To: Auditors-Postage \$20,000

Accepted and placed on file

48. From the Interim City Auditor requesting a total transfer of \$75,000 to fund the Auditor – Postage line through the end of the fiscal year. The transfer is necessary due to large mailing for the 2 elections that were held this past year.

The amounts are as follows:
From: Election-Polls \$20,000
And
From: Auditor-Auditing \$55,000
To: Auditor-Postage \$75,000

Accepted and placed on file

49. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the total transfer of \$75,000...

From: Election-Purchase of Services \$20,000
And
From: Auditor- Purchase of Services \$55,000
To: Auditor- Purchase of Services \$75,000

This transfer is necessary due to large mailing for the two elections that were held this past year.

Accepted and placed on file

50. 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 transfer of \$75,000....

From: Election-Purchase of Services \$20,000
And
From: Auditor- Purchase of Services \$55,000
To: Auditor- Purchase of Services \$75,000

Without a detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

ORDERS:

51. 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: \$75,000

From: Election- Purchase of Services \$20,000
and

Auditor- Purchase of Services \$55,000

To: Auditor Mail- Purchase of Services \$75,000

(This transfer is necessary due to large mailing for the two elections that were held this past year.)

Referred to Finance

Councilor Farwell motioned to accept a late file and was properly seconded. The motion carried by a hand vote.

ORDERS:

14. (LATE FILES CONT.)

61. Ordinance: Be it ordained by the City Council of the City of Brockton as follows: That the City Council adopt the following Amendments to the Section 24-24.4 “Adult use of Marijuana” relative to Regulation and Zoning of Marijuana:
To strike the language “8 p.m.” and insert it its place “10 p.m.” in Sec. 27-24.4 (b)(ii).

Referred to Ordinance

Councilor Asack motioned to accept a late file and was properly seconded. The motion carried by a hand vote.

COMMUNICATIONS:

52. From the Acting Chief of Police requesting authorization to expend grant monies related to the Executive Office of Public Safety & Security’s 2022 Senator Charles E. Shannon, Jr. Community Safety Initiative grant award in the amount of \$718,400.
53. From the Police Department Grant Coordinator requesting Grant Award documents be processed to allow the City of Brockton to expend \$718,400 in funds from the Executive Office of Public Safety and Security 2022 Senator Chares E. Shannon, J. Community Safety Initiative grant award.

Accepted and placed on file

54. 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 \$718,400 from.... EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY – 2022 SENATOR CHARLES E. SHANNON, JR. COMMUNITY SAFETY INITIATIVE GRANT to..... BROCKTON POLICE DEPARTMENT – 2022 SENATOR CHARLES E. SHANNON, JR. COMMUNITY SAFETY INITIATIVE GRANT FUND.

These grant funds will be used to pay for gang prevention efforts throughout the city. Police overtime will be used for outreach efforts to at-risk youth, including a new mentoring program to launch in the fall, hot spot suppression, and SRO/School Police home visits. This award will also fund Old Colony YMCA street outreach and case management services through Safe Corners and positive youth development through Kidz Konnect; Boys and Girls Club memberships, summer camperships, and paid summer counselor positions; mentoring, winter and spring clubs and workshops, a summer academy, and Kidz ‘n the Park program from Brockton Christian Mentoring Initiative, a summer work program run by MassHire YouthWorks; case management and the PLAAY group-based intervention program from Luminosity Behavioral Services; prevention efforts and positive youth development through discussion groups from Health Imperatives; positive youth development through recovery art projects from 24 Hr. Power, Inc.; and a Juvenile Justice Jeopardy positive youth development program from Strategies for Youth.

This grant requires a match of in-kind services only.

Accepted and placed on file

55. 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 \$718,400 from from.... EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY – 2022 SENATOR CHARLES E. SHANNON, JR. COMMUNITY SAFETY INITIATIVE GRANT to..... BROCKTON POLICE DEPARTMENT – 2022 SENATOR CHARLES E. SHANNON, JR. COMMUNITY SAFETY INITIATIVE GRANT FUND

15. (LATE FILES CONT.)

without a detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

ORDERS:

56. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$718,400.

From: Executive Office of Public Safety and Security - 2022 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant

To: Brockton Police Department – 2022 Senator Charles E. Shannon, Jr. Community Safety Initiative Grant Fund

(These grant funds will be used to pay for gang prevention efforts throughout the city. Police overtime will be used for outreach efforts to at-risk youth, including a new mentoring program to launch in the fall, hot spot suppression, and SRO/School Police home visits. This award will also fund Old Colony YMCA street outreach and case management services through Safe Corners and positive youth development through Kidz Konnect; Boys and Girls Club memberships, summer camperships, and paid summer counselor positions; mentoring, winter and spring clubs and workshops, a summer academy, and Kidz ‘n the Park program from Brockton Christian Mentoring Initiative, a summer work program run by MassHire YouthWorks; case management and the PLAAAY group-based intervention program from Luminosity Behavioral Services; prevention efforts and positive youth development through discussion groups from Health Imperatives positive youth development through recovery art projects from 24 Hr. Power, Inc.; and a Juvenile Justice Jeopardy positive youth development program from Strategies for Youth.

This grant requires a match of in-kind services only.)

Referred to Finance

Councilor Asack motioned to accept a late file and was properly seconded. The motion carried by a hand vote.

COMMUNICATIONS:

57. From the Director of Planning and Economic Development requesting acceptance of a \$150,000 Recoverable Site Readiness grant from MassDevelopment in the amount of \$150,000. (No match is required for this grant)

Accepted and placed on file

58. 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....MASSDEVELOPMENT-SITE READINESS GRANT to.....DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT-SITE READINESS GRANT FUND. These grant funds will be used to prepare a strategy for the implementation of the trout Brook Urban Renewal Plan. This grant does not require a match.

Accepted and placed on file

59. 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 \$150,00 fromMASSDEVELOPMENT-SITE READINESS GRANT to.....DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT-SITE READINESS GRANT FUND without a detrimental impact on the continuous provision of the existing level of municipal services.

16. (LATE FILES CONT.)

Accepted and placed on file

ORDERS:

60. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$150,000.
From: MassDevelopment-Site Readiness Grant
To: Department of Planning and Economic Development-Site Readiness Grant Fund
(These grant funds will be used to prepare a strategy for the implementation of the trust Brook Urban Renewal Plan. This grant does not require a match.)

Referred to Finance

Councilor's Recognition

Councilor Asack invited everyone to the first African American flag raising on Tuesday February 1st at 2:30PM right outside the City Hall Plaza.

Councilor Nicastro stated that on Wednesday February 2nd at 6:30PM the Standing Committee of Public Safety will be having a meeting in Council Chambers and everyone is invited to attend.

Councilor D'Agostino just wanted to reach out to all the Ward 3 residents for them to please send their emails and contact information so that he can keep them informed on meetings and as well as get any input from the residents at mdagostino@cobma.us.

Meeting Adjourned at 7:25PM

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.