

In City Council December 26, 2023

Notice is hereby given that the regularly scheduled meeting of the City Council will be held on Tuesday evening December 26, 2023 at 7:00PM in the Council Chambers, City Hall, 45 School St., Brockton, MA. The meeting was called to order at 7:04 PM with 10 members present. Councilor Thompson absent.

1381. Acceptance of the Minutes of the December 11, 2023 City Council meeting.

Accepted and placed on file

**APPOINTMENTS:**

Councilor Lally motioned to move under Suspension of rules and was properly seconded. The motion carried by a hand vote.

1382. Appointment of the following as Firefighters to the City of Brockton Fire Department:  
Andrew J. Merriam of 7 Gary Road, Brockton, MA 02302  
Kevin J. Dixon of 41 Mara Circle, Stoughton, MA 02072

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

Brief recess

Back in session

Councilor Lally motioned to move under Suspension of rules and was properly seconded. The motion carried by a hand vote.

1383. Appointment of Harriet Beasley of 9 Roger Road, Brockton, MA 02301 to the Council on Aging Board for a three (3) year term ending in December 2026.

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

Councilor Lally motioned to take items 2 & 3 and file for reconsideration with the wish that it not prevail and was properly seconded. Reconsideration failed by a hand vote.

**HEARINGS:**

Petition of National Grid and Verizon New England, Inc to install one JO Pole on Oak Street. Beginning at a point approximately 190 feet Southwest of the centerline of the intersection of Oak Street and Felton Street. Installation of new Pole 85-50.

A representative from National Grid appeared in favor of the petition and was there to answer any questions.

Hearing held.

No one was in opposition.

Granted by a hand vote.

#### 457. (HEARINGS CONT.)

Petition of National Grid and Verizon New England, Inc to install one JO Pole on Wilmington Street. Beginning at a point approximately 175 feet Southwest of the centerline of the intersection of Wilmington Street and North Montello Street. Installation of new Pole 6-50.

A representative from National Grid appeared in favor of the petition and was there to answer any questions.

Hearing held.

A resident had questions and concerns about pole placement.

Councilor Asack commented and motioned to postpone this item to the end of the meeting and was properly seconded. The motion carried by a hand vote.

#### PETITIONS:

Petition of Green World, LLC dba Green Heart requesting approval for a Structural Change on a retail marijuana license located at 897 North Montello Street, Brockton, MA. Approved by License Commission on November 16, 2023 pending approval of the Brockton City Council.

Attorney Scott Rubin appeared in favor of the petition and was there to answer any questions.

Councilors Asack and Rodrigues commented.

Granted by a hand vote.

#### REPORTS:

1384.Of the Finance Committee for its meeting of December 18, 2023.

Accepted and placed on file

#### COMMUNICATIONS:

1385.From Dr. Larry Green of 937 Pleasant Street, Brockton, MA 02301 informing the City Council that he has resigned from the Council on Aging Board effective December 10, 2023.

Accepted and placed on file

1386.From the Mayor notifying the City Council that Dr. Larry Green of 937 Pleasant Street, Brockton, MA 02301 has resigned from the Council on Aging Board effective December 10, 20301.

Accepted and placed on file

1387.From the Fire Chief informing the City Council that they have selected two (2) candidate for appointments to the Brockton Fire Department. These candidates were found suitable for a Public Safety Position with the Brockton Fire Department. Andrew J. Merriam of 7 Gary Road, Brockton, MA 02302 to the rank of Firefighter in the Brockton Fire Department. Kevin J. Dixon of 41 Mara Circle, Stoughton, MA 02072 to the rank of Firefighter in the Brockton Fire Department.

Accepted and placed on file

**458. (COMMUNICATION CONT.)**

1388. From the Mayor appointing the following as Firefighters to the City of Brockton Fire Department:

Andrew J. Merriam of 7 Gary Road, Brockton, MA 02302

Kevin J. Dixon of 41 Mara Circle, Stoughton, MA 02072

Accepted and placed on file

1389. From the Mayor appointing Harriet Beasley of 9 Roger Road, Brockton, MA 02301 to the Council on Aging Board for a three (3) year term ending in December 2026.

Accepted and placed on file

1390. From the Chief of Police requesting acceptance of the enclosed money order for \$20.00 made payable to the Brockton Police Department from the "Tonea and Family" that was given to the Police Department as a holiday donation.

Accepted and placed on file

1391. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the acceptance and expenditure of a donation in the amount of \$20 from "Tonea and Family" to the City of Brockton Police Department as a holiday donation.

Accepted and placed on file

1392. 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 acceptance and expenditure of a donation in the amount of \$20.00 from "Tonea and Family" to the City of Brockton Police Department, without a detrimental impact on the continuous provision of the existing level of municipal services. This is a holiday donation from Tonea and Family.

Accepted and placed on file

1393. 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 Earmark in the amount of \$200,000.00 from the Massachusetts Department of Conservation and Recreation to the City of Brockton. The grant funds will be used to fund the necessary improvements on the puffer playground. There is no match required.

Accepted and placed on file

1394. 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 Earmark in the amount of \$200,000.00 from the Massachusetts Department of Conservation and Recreation to the City of Brockton, without detrimental impact on the continuous provision of the existing level of municipal services. This is direct funding from the legislature for the improvements necessary for the Puffer Playground. There is no match required.

Accepted and placed on file

1395. From the Director of Council on Aging respectfully requesting acceptance of \$307,454.00 from the Executive Office of Elder Affairs. The City required to match the funds. The Funds will be dispersed in the following manner: Salaries including overtime, energy, Printing, Office Supplies, registration, memberships and subscriptions.

Accepted and placed on file

**459. (COMMUNICATION CONT.)**

1396.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 \$307,454.00 from the Executive Office of Elderly Affairs to the City of Brockton Council on Aging. This award will be used to fund salaries, energy, printing, office supplies and registrations.

FROM: Executive Office of Elderly Affairs

TO: City of Brockton Council on Aging

Accepted and placed on file

1397.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 acceptance and expenditure of the grant award in the amount of \$307,454.00 from the Executive Office of Elderly Affairs to the City of Brockton Council on Aging, without detrimental impact on the continuous provision of the existing level of municipal services. This award will be used to fund salaries, energy, printing, office supplies and registrations.

FROM: Executive Office of Elderly Affairs

TO: City of Brockton Council on Aging

Accepted and placed on file

**UNFINISHED BUSINESS:**

Councilor Asack stepped out.

1372.Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$267,600.00.

From: The Commonwealth of Massachusetts Executive Office of Public Safety

To: The Brockton Fire Department.

This grant will be used to fund necessary overtime to maintain staffing levels.

(FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”: nine members present and all voting in the affirmative. Councilor Asack not present. Councilor Thompson absent.

Councilor Farwell motioned to take items #22 & #23 collectively and waive the reading and was properly seconded. The motion carried by a hand vote.

1374.Ordered: That the City Council authorizes the appropriation of \$62,271.26 for purposes of funding the Brockton Association of Engineers, Technicians and Inspectors contract. This provides funding for the first year of a three (3) year contract (July 1, 2022-June 30, 2025).

FROM: HUMAN RESOURCES – EMPLOYEE BENEFITS –

CONTRACTUAL UNION COSTS

TO: BOARD OF HEALTH- PERSONAL SERVICES OTHER THAN OVERTIME \$23,270.91

BOARD OF HEALTH- OVERTIME \$384.61

DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION- PERSONAL SERVICES OTHER THAN OVERTIME \$4,728.40

DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION- OVERTIME \$193.62

**460. (UNFINISHED BUSINESS CONT.)**

DEPARTMENT OF PUBLIC WORKS WATER ENTERPRISE- PERSONAL SERVICES OTHER THAN OVERTIME	\$8,163.45
DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT- PERSONAL SERVICES OTHER THAN OVERTIME	\$5,560.97
DEPARTMENT OF PLANNING & ECONOMIC DEVELOPMENT- OVERTIME	\$126.06
PUBLIC PROPERTY- PERSONAL SERVICES OTHER THAN OVERTIME	\$19,258.20
PUBLIC PROPERTY- OVERTIME	\$585.04
(FAVORABLE AS AMENDED)	

1375.Ordered: That the City Council authorizes the appropriation of \$363,581.23, for purposes of funding the Brockton City Hall Administrative Services Association contract.

This provides funding for the first year of a three (3) year contract (July 1, 2022-June 30, 2025).

FROM: HUMAN RESOURCES – EMPLOYEE BENEFITS –  
CONTRACTUAL UNION COSTS

TO:

ANIMAL CONTROL – PERSONAL SERVICES OTHER THAN OVER TIME  
\$3,845.50

ANIMAL CONTROL – OVERTIME  
\$3.38

ASSESORS – PERSONAL SERVICES OTHER THAN OVERTIME  
\$14,615.57

ASSESORS – OVERTIME  
\$27.34

AUDITING – PERSONAL SERVICES OTHRT THAN OVER TIME  
\$18,168.55

AUDITING – OVERTIME  
\$496.18

BOARD OF HEALTH – PERSONAL SERVICES OTHER THAN OVERTIME  
\$4,353.84

BOARD OF HEALTH – OVERTIME  
\$15.90

CEMETERY – PERSONAL SERVICES OTHER THAN OVERTIME  
\$4,925.46

CEMETERY – OVERTIME  
\$86.63

CITY CLERKS – PERSONAL SERVICES OTHER THAN OVERTIME  
\$14,249.38

**461. (UNFINISHED BUSINESS CONT.)**

CITY CLERKS – OVERTIME

\$130.94

CITY COUNCIL – PERSONAL SERVICES OTHER THAN OVERTIME

\$25,069.81

CITY COUNCIL – OVERTIME

\$727.19

COUNCIL ON AGING – PERSONAL SERVICES OTHER THAN OVERTIME

\$4,564.56

COUNCIL ON AGING -

\$13.88

DEPT OF PLANNING & ECONOMIC DEVELOPMENT- PERSONAL SERVICES  
OTHER THAN OVERTIME

\$9,713.88

DEPT OF PLANNING & ECONOMIC DEVELOPMENT- OVERTIME

\$119.84

DPW ADMIN – PERSONAL SERVICES OTHER THAN OVERTIME

\$2,034.97

DPW ADMIN – OVERTIME

\$39.09

DPW ENGINEERING – PERSONAL SERVICES OTHER THAN OVERTIME

\$4,915.90

DPW HIGHWAY – PERSONAL SERVICES OTHER THAN OVERTIME

\$24,190.57

DPW HIGHWAY – OVERTIME

\$7,356.49

DPW REFUSE – PERSONAL SERVICES OTHER THAN OVERTIME

\$5,675.74

DPW REFUSE – OVERTIME

\$329.29

DPW WATER – PERSONAL SERVICES OTHER THAN OVERTIME

\$27,911.49

DPW WATER – OVERTIME

\$315.47

ELECTIONS – PERSONAL SERVICES OTHER THAN OVERTIME

\$12,605.06

ELECTIONS – OVERTIME

\$333.78

FINANCE – PERSONAL SERVICES OTHER THAN OVERTIME

\$9,203.09

FIRE DEPARTMENT – PERSONAL SERVICES OTHER THAN OVERTIME

\$18,640.99

FIRE DEPARTMENT – OVERTIME

\$2,712.50

HUMAN RESOURCES – PERSONAL SERVICES OTHER THAN OVERTIME

\$7,091.91

HUMAN RESOURCES – OVERTIME

**462. (UNFINISHED BUSINESS CONT.)**

\$83.00

LAW DEPARTMENT – PERSONAL SERVICES OTHER THAN OVERTIME  
\$6,568.71

LAW DEPARTMENT – OVERTIME

\$57.58

PARKS AND RECREATION – PERSONAL SERVICES OTHER THAN OVERTIME

\$22,785.17

PARKS AND RECREATION – OVERTIME

\$4,328.47

POLICE DEPARTMENT – PERSONAL SERVICES OTHER THAN OVERTIME

\$33,309.69

POLICE DEPARTMENT – OVERTIME

\$2,121.27

PUBLIC PROPERTY – PERSONAL SERVICES OTHER THAN OVERTIME

\$13,677.73

PUBLIC PROPERTY – OVERTIME

\$514.08

PROCUREMENT – PERSONAL SERVICES OTHER THAN OVERTIME

\$7,388.81

TAX DEPARTMENT – PERSONAL SERVICES OTHER THAN OVERTIME

\$28,395.39

TAX DEPARTMENT – OVERTIME

\$358.34

TREASURERS – PERSONAL SERVICES OTHER THAN OVERTIME

\$15,774.88

TREASURERS – OVERTIME

\$.42

VETERANS – PERSONAL SERVICES OTHER THAN OVERTIME

\$3,723.59

VETERANS – OVERTIME

\$125.09

(FAVORABLE AS AMENDED)

Items #22 & #23 Adopted by a roll call vote taken by “yeas” and “nays”: nine members present and all voting in the affirmative. Councilor Asack not present. Councilor Thompson absent.

Councilor Asack stepped back in.

**ORDERS:**

Councilor Farwell motioned to take items #24,25, and 26 collectively and to move under Suspension of rules and was properly seconded. The motion carried by a hand vote.

1398.Ordered: That the City Council authorizes the acceptance and expenditure of a donation in the amount of \$20.00  
From: “Tonea and Family”  
To: The City of Brockton Police Department  
This is a holiday donation from “Tonea and Family”.

#### 463. (ORDERS CONT.)

1399.Ordered: That the City Council authorizes the acceptance and expenditure of the Earmark in the amount of \$200,000.00.

From: Massachusetts Department of Conservation and Recreation

To: The City of Brockton

(These grant funds will be used to fund the necessary improvements to the Puffer Playground. There is no matched required.)

1400.Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$307,454.00.

From: The Executive Office of Elder Affairs

To: City of Brockton Council on Aging

Adopted by a roll call vote taken by “yeas” and “nays”; ten members present and all voting in the affirmative. Councilor Thompson absent.

Petition of National Grid and Verizon New England, Inc to install one JO Pole on Wilmington Street. Beginning at a point approximately 175 feet Southwest of the centerline of the intersection of Wilmington Street and North Montello Street. Installation of new Pole 6-50.

A representative from National Grid appeared in favor of the petition and was there to answer any questions.

Hearing held.

No one was in opposition.

Granted by a hand vote.

#### LATE FILE

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

1401.Acceptance of the Minutes of the December 20, 2023 Special City Council meeting.

Accepted and placed on file

#### **Councilor’s Recognition**

Councilor D’Agostino stated his farewells and thanked his family and collages for his term on City Council and School Committee.

Councilor Minichiello stated his farewells to Councilor D’Agostino and thanked him for there years together on School committee and City Council together.

Councilor Mendes stated her farewells and thanked her collages and stated she will still be representing and helping the City of Brockton in the State House.

Councilor Lally stated his farewells to Councilors Mendes and D’Agostino.

Councilor Minichiello thanked Councilor Nicastro on her presidency this year.

Councilor Nicastro thanked her collages and her family and stated she enjoyed her term as president this year. She welcomed new Councilors Phillip Griffin and Jean Bradley Derenoncourt to City Council.



**464. (COUNILOR RECOGNITION CONT.)**

Caucus to elect Council President for 2024 and seat placement

CAUCUS...

CAUCUS...

CAUCUS...

Meeting adjourned at 8:05 PM

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.