

Notice is hereby given that the regularly scheduled meeting of the City Council will be held on Monday evening May 13, 2024 at 7:00PM in the Council Chambers, City Hall, 45 School St., Brockton, MA. The meeting was called to order at 7:03 PM with ten members present. Councilor Minichiello absent.

199. Acceptance of the Minutes of the April 22, 2024 City Council meeting.

Accepted and placed on file

APPOINTMENTS:

200. Reappointment of Mr. Steve Lainas, of 5 Rock Meadow Drive, Brockton, MA 02301, to the Brockton Zoning Board of Appeals for a three (3) year term, ending May 2027.

Referred to Finance

201. Reappointment of Mr. Matthew Stanton, of 160 Tribou Street, Brockton, MA 02301, as a member of the Brockton Beautification Committee for a three (3) year term, ending May 2027.

Referred to Finance

202. Appointment of Mr. Matthew Gallagher, of 15 Vinedale Road, Brockton, MA 02301, to the Brockton Planning Board for a five (5) year term, ending May 2029.

Referred to Finance

203. Appointment of the following retired officers as Special Police Officers:

Charles J. Cassiani, Jr.
 Andrew Cesarini
 Hermer E. Cole
 William Healy
 Thomas Keating
 Kenneth Lofstrom
 Donald J. Mills, Jr.
 Callie H. Royster, Jr.
 Robert Smith
 Scott D. Uhlman

Referred to Finance

HEARINGS:

Petition of Francis Fistori of 11 Gilberts Way, Norton, MA 02766, for a Garage License located at 528 N. Montello Street, Brockton, MA 02301 (New Construction).

Hearing held.

Attorney Jake Creedon of 71 Legion Parkway Brockton, MA and Francis Fistori and Family appeared in favor of the petition and was there to answer any questions.

Attorney Creedon stated this is the lot that Mr. Fistori owns located across the street from his Modern Auto Body Garage now. Mr. Fistori is the President of Fistori Corporation and has own and operated his business for 38 years. Mr. Fistori built a new building on the lot and is seeking approval from the council for a new garage license at this location. His daughter Taylor is the General manager and his two sons work there there every day. In the 38 years of business no violations have ever been issued.

74.(HEARINGS CONT.)

Councilor Nicastro stated that they always keep the property well maintain and she is in support of this transfer.

No one was in opposition.

Granted by a hand vote.

Petition of Zailah Inc. DBA Mario's Car Care/Marwan Elzailah of 35 Crocker Ave., Brockton, MA 02302, for the Motor Vehicle Repair License Mechanical Transfer located at 642 Main Street, Brockton, MA 02301.

Marwan Elzaiah of 35 Crocker Ave., Brockton, MA 02302, appeared in favor of the petition and was there to answer any questions.

Hearing held.

Councilor Nicastro stated that this property is in ward four. She stated that Mr. Elzailah owns the property behind this one on 9 Packer St. and has been successful for many years. Mr. Elzailah has agreed to the conditions that are on the license at 9 packer St. will also be placed on this MVR License as well. and she is in support of this transfer. She also states the Parking lay out has been changed and he has agreed to this as well. (available upon request at City Clerk's Office.) She is in support of this transfer.

Councilor Thompson stated that Mr.Elzailah is a constituent of his and he has known him to be an honest and hard worker and runs a well maintain business. He is in support of this transfer.

Councilor Asack stated he runs an amazing business has worked many years in the City of Brockton and is a customer of 9 Packer St. She is excited and is in support of this transfer.

Stipulations: 1. Hours of operation M-F 8AM-6PM, Sat 8AM-2PM. No Sundays. 2. No outside storage of automotive parts and/or byproducts such as oil, grease, gasoline, etc. 3. No outside payphones or vending machines. 4. No cars out front overnight. 5. The property shall be kept clean and neat and free of rubbish at all times.

No one was in opposition.

Granted with stipulations by a hand vote.

REPORTS:

204.Of the Finance Committee for its meeting of April 16, 2024.

Accepted and placed on file

205.Of the Finance Committee for its meeting of May 6, 2024.

Accepted and placed on file

COMMUNICATIONS:

206.From the Mayor advising that in accordance with the Revised Ordinances of the City of Brockton Chapter 2, Section 2-186 appointing Zachary Lenhardt to the position of Assistant City Solicitor-Full time for a three-year term, effective April 29th, 2024.

Accepted and placed on file

75.(COMMUNICATIONS CONT.)

207.From the Mayor notifying the City Council that Mr. Clarence Hassan, of 14 Ridge Hill Avenue, Brockton, MA 02301 is resigning from the Brockton Planning Board, effective May 1, 2024.

Accepted and placed on file

208.From the Mayor reappointing Mr. Steve Lainas, of 5 Rock Meadow Drive, Brockton, MA 02301, to the Brockton Zoning Board of Appeals for a three (3) year term, ending May 2027.

Accepted and placed on file

209.From the Mayor reappointing Mr. Matthew Stanton, of 160 Tribou Street, Brockton, MA 02301, as a member of the Brockton Beautification Committee for a three (3) year term, ending May 2027.

Accepted and placed on file

210.From the Mayor appointing Mr. Matthew Gallagher, of 15 Vinedale Road, Brockton, MA 02301, to the Brockton Planning Board for a five (5) year term, ending May 2029.

Accepted and placed on file

211.From the Mayor appointing the following retired officers as Special Police Officers:
Charles J. Cassiani, Jr.
Andrew Cesarini
Hermer E. Cole
William Healy
Thomas Keating
Kenneth Lofstrom
Donald J. Mills, Jr.
Callie H. Royster, Jr.
Robert Smith
Scott D. Uhlman

Accepted and placed on file

212.From the Emergency Management Director requesting that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$4,932 from the Massachusetts Emergency Management Agency (MEMA) to the City of Brockton Emergency Management Agency.

Accepted and placed on file

213.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 \$4,932 from the Massachusetts Emergency Management Agency (MEMA) to the City of Brockton Emergency Management Agency.

Accepted and placed on file

214.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 \$4,932 from the Massachusetts Emergency Management Agency (MEMA) to the City of Brockton Emergency Management Agency, without detrimental impact on the continuous provision of the existing level of municipal services. The funds will be used to purchase fifty-three (53) CERT kits and fifty (53) CERT safety vests to be utilized by the Community Emergency Response Team.

76.(COMMUNICATIONS CONT.)

Accepted and placed on file

215.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council re-authorize the Cable Revolving Fund for FY25.

Accepted and placed on file

216.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 re-authorization of the Cable Revolving Fund for FY25, without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

217.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the transfer of \$7,947,925.

FROM: CERTIFIED FREE CASH	\$7,947,925
TO: THE CHAPTER 324 SUPPLEMENTAL RESERVE	\$7,947,925

This transfer will replenish the Chapter 324 Reserve after it was depleted in order to cover the school deficit.

Accepted and placed on file

218.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 \$7,947,925, without a detrimental impact on the continuous provision of the existing level of municipal services.

FROM: CERTIFIED FREE CASH	\$7,947,925
TO: THE CHAPTER 324 SUPPLEMENTAL RESERVE	\$7,947,925

This transfer will replenish the Chapter 324 Reserve after it was depleted in order to cover the school deficit.

Accepted and placed on file

219.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council re-authorize the Demolition Revolving Fund.

Accepted and placed on file

220.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 re-authorization of the Demolition Revolving Fund, without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

221.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council re-authorize the Economic Development Revolving Fund.

Accepted and placed on file

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 re-authorization of the Economic Development

77.(COMMUNICATIONS CONT.)

222.Revolving Fund without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

223.From the Emergency Management Director requesting that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$51,480 from the Massachusetts Emergency Management Agency (MEMA) to the City of Brockton Emergency Management Agency.

Accepted and placed on file

224.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 \$51,480 from the Massachusetts Emergency Management Agency (MEMA) to the City of Brockton Emergency Management Agency.

Accepted and placed on file

225.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 \$51,480 from the Massachusetts Emergency Management Agency (MEMA) to the City of Brockton Emergency Management Agency, without detrimental impact on the continuous provision of the existing level of municipal services. The funds will be used to purchase ten (10) Motorola APX6000 portable radios, related equipment and five (5) additional batteries.

Accepted and placed on file

226.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 \$147,500 from the Executive office of Housing and Livable Communities to the City of Brockton Planning Department.

Accepted and placed on file

227.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 \$147,500 from the Executive office of Housing and Livable Communities to the City of Brockton Planning Department, without detrimental impact on the continuous provision of the existing level of municipal services. The funds will be used to create a Master Plan for the heart of the historic Montello Station area and drafting new zoning to support the plan.

Accepted and placed on file

228.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council re-authorize the Roadway Design and Construction Revolving Fund.

Accepted and placed on file

229.From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying that it is my professional opinion, after an evaluation of all pertinent financial information reasonably available, that the financial resources and revenues of the City of Brockton are and will continue to be adequate to support the re-authorization of the

78.(COMMUNICATIONS CONT.)

Roadway Design and Construction Revolving Fund, without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

230.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council accepts the lease agreement entered into with U.S Bank Equipment Finance. Said lease agreement shall run for a three-year term July 2024 through June 2027. The Mayor is authorized to execute any and all documents necessary in connection with said Lease Agreement.

Accepted and placed on file

231.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 lease agreement entered into with U.S Bank Equipment Finance, without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

232.From the Acting Superintendent of Schools requesting that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$50,000 from the Department of Conservation and Recreation to Brockton Public Schools.

Accepted and placed on file

233.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 \$50,000 from the Department of Conservation and Recreation to Brockton Public Schools.

Accepted and placed on file

234.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 Earmark in the amount of \$50,000 from the Department of Conservation and Recreation to Brockton Public Schools, without detrimental impact on the continuous provision of the existing level of municipal services. The funds will be used for the renovation of tennis courts into basketball courts at the Davis Elementary School park area.

Accepted and placed on file

235.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council re-authorize the Transportation Program Revolving Fund.

Accepted and placed on file

236.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 re-authorization of the Transportation Program Revolving Fund, without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

79.(COMMUNICATIONS CONT.)

237.From the Director of Veterans Services requesting that the City Council authorize the acceptance and expenditure of a donation in the amount of \$161 from the Stop and Shop Community Bag Program to the Veterans' Services Department.

Accepted and placed on file

238.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 \$161 from the Stop and Shop Community Bag Program to the Veterans' Services Department.

Accepted and placed on file

239.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 \$161 from the Stop and Shop Community Bag Program to the Veterans' Services Department, without a detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

240.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council re-authorize the Vacant and Abandoned Buildings Revolving Fund.

Accepted and placed on file

241.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 re-authorization of the Vacant and Abandoned Buildings Revolving Fund, without detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

UNFINISHED BUSINESS:

152.Appointment of Mr. Nicholas Palantzas, of 80 Weston Street, Brockton, MA 02301, to serve as a member of the Brockton Parking Authority for a five (5) year term, March 2029. (FAVORABLE)

Confirmed by a roll call vote taken by "yeas" and "nays"; ten members present and all voting in the affirmative. Councilor Minichiello absent.

180.Reappointment of Mr. Miles Jackson, of 25 Stearns Avenue, Brockton, MA 02302, to the War Memorial Building Board of Trustees for a three (3) year term, ending April 2027. (FAVORABLE)

Confirmed by a roll call vote taken by "yeas" and "nays"; ten members present and all voting in the affirmative. Councilor Minichiello absent.

181.Reappointment of Mr. Ryan Burke, of 81 Rockford Street, Brockton, MA 02301, to the War Memorial Building Board of Trustees for a three (3) year term, ending April 2027. (FAVORABLE)

Confirmed by a roll call vote taken by "yeas" and "nays"; ten members present and all voting in the affirmative. Councilor Minichiello absent.

80.(UNFINISHED BUSINESS CONT.)

168.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

FROM: HUMAN RESOURCES- EMPLOYEE BENEFITS- \$20,000
CONTRACTUAL UNION COSTS

TO: ANIMAL CONTROL – PERSONAL SERVICES NON-OT \$20,000

This transfer will be used to cover union contractual agreements. (FAVORABLE)

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

170.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: \$50,000

FROM: PUBLIC PROPERTY- NET SCHOOL SPENDING \$50,000

TO: PUBLIC PROPERTY- OTHER CONTRACT SERVICES
\$50,000

This transfer will be to cover anticipated expenses for the Campanelli Stadium.
(FAVORABLE)

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

171.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: \$1,000,000

FROM: POLICE DEPARTMENT – PERSONAL SERVICES NON-OT \$200,000
FIRE DEPARTMENT – PERSONAL SERVICES NON-OT \$200,000
DPW HIGHWAY- PURCHASE OF SERVICE \$200,000
MAYOR- PURCHASE OF SERVICE \$200,000
CITY CLERK- PERSONAL SERVICE NON-OT \$100,000
DPW MAINTENANCE – GOODS AND SUPPLIES \$100,000

TO: LAW DEPARTMENT - PURCHASE OF SERVICE \$400,000
LAW DEPARTMENT - PROPERTY INSURANCE \$225,000
LAW DEPARTMENT - COURT JUDGEMENTS \$375,000

(FAVORABLE)

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

196.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: \$500,000

FROM: TREASURER’S DEBT - \$500,000
INTEREST SHORT TERM NOTES

TO: TREASURER- MEDICARE TAX \$450,000
TREASURER PERSONAL SERVICES NON-OT \$50,000

81.(UNFINISHED BUSINESS CONT.)

This transfer will be used to cover union contractual agreements. (FAVORABLE)

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

197.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: \$100,000

FROM: AUDITOR MAIL – POSTAGE	\$50,000
AUDITOR – FULL TIME SALARIES NON-OT	\$43,000
AUDITOR- GOODS AND SUPPLIES	\$7,000
TO: AUDITOR- PURCHASE OF SERVICE	\$100,000

This transfer will be used to cover unanticipated auditing expenditures for the remainder of FY24. (FAVORABLE)

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

121.Ordered: WHEREAS, Chapter 324 of the Acts of 1990 was specifically enacted by the Legislature relative to the finances of the City of Brockton; and

WHEREAS, Chapter 324 of the Acts of 1990 provides in part “The city council by majority vote may request such assessment, analysis or other financial information, without otherwise limiting its authority to request such, at any time it receives formal or informal notice of: (i) an expenditure which is or may be in excess of an appropriation; (ii) a condition where an allotment is or may be exceeded;”.

THEREFORE, BE IT ORDERED:

(A) The city council affirms that provisions of Chapter 324 of the Acts of 1990 apply to the city and its departments, including the school department.

(B) Pursuant to Section 5 (d) of the Act, the chief financial officer be invited to a meeting of the council in March, 2024, to provide a detailed report on the current Fiscal Year 2024 expenditures and remaining balances in accounts for all city departments.

(C) Pursuant to Section 7 of the Act, all city departments shall immediately comply with the provisions requiring periodic reports on the allotments provided to departments for their operation as enumerated in the following language from the Act:

“...the amounts to be expended by such department or unit for such purposes during each of the five following allotment periods: July first through September thirtieth, October first through December thirty-first, January first through the last day of February, March first through April thirtieth, and May first through June thirtieth.”

(D) Notwithstanding the provisions of section “C” above, the chief financial officer shall provide a monthly report of allotments provided for the operation of the public schools and the remaining balances in all accounts, including funds received through grants.

(E) Reports generated pursuant to Section 7 of the Act shall be filed with the City Clerk for dissemination to the members of the city council.

(F) The provisions of Section 7 relative to the joint responsibility of the city auditor and the chief financial officer shall be followed, as contained in the following provision of the Act:

82.(UNFINISHED BUSINESS CONT.)

“Whenever the chief financial officer or the city auditor determines that any department, board, commission, agency or other unit of city government, including the school department, will exhaust or has exhausted its time period allotment and any amounts unexpended in previous periods before the end of such time period, he shall give notice in writing to such effect to the department head or officer in charge thereof, the mayor, the city solicitor, the chief financial officer or the city auditor as appropriate, and to the city clerk who shall forthwith transmit the same to the city council and finance control board, if such board remains in existence at the time. Upon such a determination and notice thereof, the chief financial officer shall provide the foregoing officials additional reports on at least a monthly basis indicating the status of each of such accounts.”

(G) This Order shall remain in full force and effect until amended or rescinded by vote of the city council. (FAVORABLE)

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

- 172.Resolve: To invite Ms. Jazmine Bradsher, MSW, with any designees she may choose to accompany her, to appear at a meeting of the Finance Committee to discuss trauma in city youth that arises from being unhoused, mental health issues, substance abuse, family disfunction, sex trafficking and other related reasons, and existing opportunities for addressing such underlying issues. (FAVORABLE)

Adopted by a hand vote. Councilor Minichiello absent.

81. Resolve: WHEREAS, There have been news media accounts of upcoming initiatives to provide restrooms and other services to unhoused populations;
NOW, THEREFORE, BE IT RESOLVED: The director of human services and/or other appropriate staff in the Office of the Mayor appear before a committee of the council to provide updated information on future services and the anticipated costs to the city.
(FAVORABLE)

Adopted by a hand vote. Councilor Minichiello absent.

- 198.Resolve: Be it resolved by the Brockton City Council to invite Matthew Stanton, Chairperson of the Brockton Beautification Committee or his designee, to appear at a meeting of the Finance Committee to discuss “Keep Brockton Beautiful Day” which has been scheduled by Mayor Sullivan to take place on Saturday May 18, 2024 throughout the City of Brockton. (FAVORABLE)

Adopted by a hand vote. Councilor Minichiello absent.

- 173.Resolve: Be it resolved by the Brockton City Council to invite Troy Clarkson, Chief Financial Officer of the City of Brockton, to appear at a meeting of the Finance Committee to discuss the FY 23 School deficiency balance of approximately \$9 Million dollars, after payment of \$7.9 Million Dollars from the City Stabilization Account and \$2 Million Dollars of certified free cash that was approved by the Council at a Special Meeting held on December 20, 2023. Be is further resolved to discuss the representation at the Special Meeting that these funds would be paid from FY24 Local Receipts and to discuss whether the City is on target to have adequate funds to satisfy this representation.
(FAVORABLE)

Adopted by a hand vote. Councilor Minichiello absent.

80. Resolve: WHEREAS, Clean streets and sidewalks enhance the appearance of business and neighborhood areas, and,
WHEREAS, The Department of Public Works is specifically charged with maintenance and upkeep of these areas;

83.(UNFINISHED BUSINESS CONT.)

NOW, THEREFORE, BE IT RESOLVED:

That Commissioner Patrick Hill be invited to a meeting of the council to discuss the maintenance and cleaning of streets and sidewalks, and programs to enhance the attractiveness of neighborhood and commercial areas in the city. (FAVORABLE)

Adopted by a hand vote. Councilor Minichiello absent.

ORDERS:

242.Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$4,932

FROM: THE MASSACHUSETTS EMERGENCY MANAGEMENT AGENCY \$4,932

HOMELAND SECURITY GRANT PROGRAM

TO: THE BROCKTON EMERGENCY MANAGEMENT AGENCY \$4,932

Referred to Finance

243.Ordered: That the City Council re-authorize Comcast Revolving Fund for FY25, from all cash receipts from Comcast franchise fees, in excess of six hundred and seventy-five thousand (\$675,000), pursuant to the cable license contract, and that further, that the expenditure from this fund shall not exceed seven hundred and fifty (\$750,000) without further appropriation, during Fiscal Year 2025.

Referred to Finance

244.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: \$7,947,925

FROM: CERTIFIED FREE CASH \$7,947,925

TO: THE CHAPTER 324 SUPPLEMENTAL RESERVE \$7,947,925

This transfer will replenish the Chapter 324 Reserve after it was depleted in order to cover the school deficit.

Referred to Finance

245.Ordered: That the City Council re-authorize the Demolition Revolving Fund for the purpose of helping to fund cost in connection with demolition of buildings in the City of Brockton. The fund shall receive the receipts of payments of all demolition charges of the City of Brockton. Expenditures from the Demolition Revolving fund shall be made on the authority and direction of the Building Superintendent, with the written approval of the Mayor, provided that no more than one hundred and ten thousand (\$110,000) may be so expended without further appropriation from the Demolition Revolving Fund during the FY25. The Building Superintendent shall comply with the reporting requirements of M.G.L., Ch 44. Section 53E ½.

Referred to Finance

246.Ordered: That the City Council re-authorize Economic Development Revolving Fund for FY25, for the purpose of maintaining said fund. The Economic Development Revolving Fund shall receive the receipts of payments of fines and fees for the engineering, design, construction and paving of projects. Expenditures from the Economic Development

84.(ORDERS CONT.)

Revolving Fund shall be made on the authority and direction of the Chief Financial Officer, provided that no more than five hundred thousand (\$500,000) may be so expended without further appropriation from the Economic Development Revolving Fund during the FY25. The Brockton Chief Financial Officer shall comply with the reporting requirements of M.G.L., Ch 44. Section 53E ½.

Referred to Finance

247.Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$51,480

FROM: THE MASSACHUSETTS EMERGENCY MANAGEMENT AGENCY \$51,480
EMERGENCY MANAGEMENT PERFORMANCE GRANT

TO: THE BROCKTON EMERGENCY MANAGEMENT AGENCY \$51,480

Referred to Finance

248.Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$147,500

FROM: THE EXECUTIVE OFFICE OF HOUSING AND LIVABLE COMMUNITIES
\$147,500

TO: THE CITY OF BROCKTON PLANNING DEPARTMENT \$147,500

Referred to Finance

249.Ordered: That the City Council re-authorize the Roadway Design and Construction Revolving Fund for the purpose of maintaining said fund. The fund shall receive the receipts of payments of fines and fees for engineering, design, construction and paving of projects. 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 one million dollars (\$1,000,000) may be so expended without further appropriation from the Roadway Design and Construction Revolving Fund during the FY25. The Brockton Department of Public Works Commissioner shall comply with the reporting requirements of M.G.L., Ch 44. Section 53E ½.

Referred to Finance

250.Ordered: That pursuant to M.G.L. c. 40, § 14 and the City of Brockton's Ordinance 2-157, the City of Brockton hereby accepts the Lease Agreement entered into U.S Bank Equipment Finance. Said lease agreement for a three-year term July 2024 through June 2027. The Mayor is authorized to execute any and all documents necessary in connection with said Lease Agreement.

Referred to Finance

251.Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$50,000. The funds will be used for the renovation of tennis courts into basketball courts at the Davis Elementary School park area.

FROM: THE DEPARTMENT OF CONSERVATION AND RECREATION \$50,000

TO: BROCKTON PUBLIC SCHOOLS \$50,000

Referred to Finance

85.(ORDERS CONT.)

252.Ordered: That the City Council re-authorize Transportation Program Revolving Fund for FY25, for the purpose of maintaining the transportation of residents ages 60 and older in the City of Brockton. The Transportation Program Revolving Fund shall receive the receipts of payments of donations and fees for transportation. Expenditures from the Transportation Revolving Fund shall be made on the authority and direction of the Director of the Council on Aging, provided that no more than five hundred thousand (\$500,000) may be so expended without further appropriation from the Transportation Revolving Fund during the FY25. The Director of the Council on Aging shall comply with the reporting requirements of M.G.L., Ch 44. Section 53E ½.

Referred to Finance

253.Ordered: That the City Council authorizes the acceptance and expenditure of a donation in the amount of \$161.00

From: The Stop and Shop Community Bag Program

To: The Veterans' Services Department

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

Councilor Thompson stated this is the same program as last year it's a good program and they will be using the funds to buy some flowers for Memorial Day Celebration.

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

254.Ordered: That the City Council re-authorize the Vacant and Abandoned Buildings Revolving Fund for the purpose of maintaining the Abandoned Building Registry, as well as the closing, boarding up and care of vacant and abandoned buildings. The Vacant and Abandoned Building Revolving Fund shall receive the receipts of payments of fines and fees for the registration of vacant and abandoned buildings. Expenditures from the Vacant and Abandoned Buildings Revolving Fund shall be made on the authority and direction of the Building Superintendent, provided that no more than two hundred and fifty thousand dollars (\$250,000) may be so expended without further appropriation from the Vacant and Abandoned Building Revolving Fund during the FY25. The Building Superintendent shall comply with the reporting requirements of M.G.L., Ch 44. Section 53E ½.

Referred to Finance

RESOLVES:

255.Resolve: WHEREAS, Signature Healthcare, Brockton Hospital provides a critical link between medical care for city residents and those in other communities, and,

WHEREAS, it's important to receive an update on the progress toward reopening of the hospital, especially given the financial challenges reported by Steward Health Group;

NOW, THEREFORE, BE IT RESOLVED:

That Fire Chief Brian Nardelli and other staff whom he may designate, a representative from the Administrator's Office of Signature Healthcare - Brockton Hospital and Building Commissioner James Plouffe appear at a meeting of the

86.(ORDERS CONT.)

City Council to discuss progress and issues pertaining to restoration of full hospital services.

Referred to Finance

256.Resolve: Be it resolved by the Brockton City Council to invite Jennifer Sprague, Second Assistant District Attorney for the Plymouth County District Attorney's Office to appear before the Finance Committee to discuss the creation of a community court in the Brockton District courthouse, which said community court will be a restorative justice program to address low-level, quality of life offenses and will involve access to mental health counseling, drug/alcohol treatment, housing assistance, and other vital resources.

Referred to Finance

LATE FILE

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

260. ORDINANCE:

AN ORDINANCE AMENDING CHAPTER 11 SECTION 11-144 OF THE REVISED ORDINANCES OF THE CITY OF BROCKTON

Be it ordained by the City Council of the City of Brockton as follows:
The that language "Such establishment shall be allowed a maximum of sixty (60) automatic amusement devices, provided that its location is in a building containing not less than two hundred fifty thousand (25,000) square feet of retail space then in use" in section 11-144(c) be amended by striking "sixty (60)" and inserting in its place the words "one hundred (100)" to increase the allowable amount of automatic amusement devices from sixty (60) to one hundred (100) for amusement or entertainment establishments in the City of Brockton that do not hold an alcoholic beverage license issued under Chapter 138 Section 12 of the General Laws of Massachusetts and do not have a common victualer licensed issued under Chapter 140 Section 2 of the General Laws of Massachusetts.

Referred to Ordinance

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

Communication:

257.From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the increase of the Sewer rates by 18% per each rate block quarterly usage.

Accepted and placed on file

258.From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the financial resources and revenues of the City of Brockton are and will continue to be adequate to support the increase of the Sewer rates by 18% per each rate block quarterly usage, without a detrimental impact on the continuous provision of the existing level of municipal services.

Accepted and placed on file

87.(LATE FILES CONT.)

259.ORDINANCE:

AN ORDINANCE AMENDING CHAPTER 23 SECTION 23-61—23-69 OF THE REVISED ORDINANCES OF THE CITY OF BROCKTON

The following language

“Rate Block Quarterly Usage (per 100 cubic ft of water usage)

Rate Effective on all bills mailed on or after July 1, 2020

Shall be replaced from:

To:

1. 0—1250		1. 0—1250	
2. 1251—2500	6.20	2. 1251—2500	7.32
3. 2501—5000	7.60	3. 2501—5000	8.97
4. 5001—10000	8.60	4. 5001—10000	10.15
5. 10001—25000	8.40	5. 10001—25000	9.91
6. 25001—999999	9.00	6. 25001—999999	10.62

Rate shall be effective on all bills mailed on or after July 1,2024

Referred to Ordinance

Councilor’s Recognition

Councilor Asack congratulated the BHS Drama Club on the Wedding Singer, great performance as always and she wanted to thank all the students and teachers. Also, the Garden Club will be having their annual Plant Sale this Saturday May 18 from 8:30Am-11AM at 45 Meadow Lane. Please come out and support.

Councilor Nicastro reminded everyone this Saturday May 18 is keep Brockton Beautiful Day hosted at Heights Crossing. After the Clean-up is to follow up with a Barbecue.

Councilor Derenoncourt stated Haitian Celebration will be held at Brockton High School on May 17 at 10AM there will be music and dancing. He encourages all of City of Brockton to attend it will be a wonderful day. Also because of construction outside of City Hall the Haitian Flag raising will be held inside City Hall at 3PM.

Meeting Adjourned: 7:50PM

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.