

In City Council February 10, 2025

Notice is hereby given that the regularly scheduled meeting of the City Council will be held on Monday evening February 10, 2025 at 7:00PM in the Council Chambers, City Hall, 45 School St., Brockton, MA.

1. Acceptance of the Minutes of the January 13, 2025 City Council Meeting.

HEARINGS:

2. Petition of Massachusetts Electric Company d/b/a National Grid to install 2 JO poles and relocate 6 JO poles on Centre Street, Lyman Street and Cary Street beginning at a point approximately 6 feet South of the centerline of the intersection of Centre Street and Barry Street and continuing approximately 1202 feet in a Northeast direction. P1 Cary St. relocate pole 21' – 8" and West 31'-7'. P20 Lyman St. relocate pole North 47'-5'. P23-1 Centre St/Union Ct. relocate pole South 10'-8' and West 6'-6". P23 Centre St. relocate pole South 7'-8" and East 1'-6". P24 Centre St. relocate pole South 12" and West 62'-5" //P25 Centre St. relocate pole South 11'-10" and East 26'-8", in Brockton, Ma.

REPORTS:

3. Of the Finance Committee for its meeting of January 21, 2025.
4. Of the Finance Committee for its meeting of February 3, 2025.
5. Of the Ordinance Committee for its meeting of February 3, 2025.

COMMUNICATIONS:

6. From the Mayor in accordance with the Revised Ordinances of the City of Brockton Chapter 2, Section 2-186 reappointing Aileen C. Wax to the position of Assistant City Solicitor-Full Time for a three-year term, effective February 8, 2025.
7. From the Fire Chief requesting to accept and expend forty-nine thousand nine hundred eighty-six dollars and zero cents (\$49,986.00) from the Firefighter Safety Equipment Grant Program and the Department of Fire Services. The Fire Department intends to use these funds to purchase a self-contained breathing apparatus (SCBA) washer and personal protection firefighter turnout gear.
8. 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 \$49,986.00 from the Executive Office of Public Safety and Security to the Brockton Fire Department. These funds are a part of the Firefighter Safety Equipment Program. This is a non-matching grant with no cost to the City.
9. 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 \$49,986.00 from the Executive Office of Public Safety and Security to the Brockton Fire Department, without detrimental impact on the continuous provision of the existing level of municipal services. These funds are a part of the Firefighter Safety Equipment Program. This is a non-matching grant with no cost to the City.
10. From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the transfer of \$1,098,593.00. This transfer is a requirement of the Department of Revenue to address a change in policy relative to opioid funds. A previous transfer into the general fund will be reversed by this order.

- 11.** 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 \$1,098,593.00, without a detrimental impact on the continuous provision of the existing level of municipal services. This transfer is a requirement of the Department of Revenue to address a change in policy relative to opioid funds. A previous transfer into the general fund will be reversed by this order.
- 12.** From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the transfer of \$8,106,226.00. This transfer is necessary to comply with the requirements of Ch. 324 of the Acts of 1990. We expect to ask you to transfer these funds again to support the FY26 operating budget.
- 13.** 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 \$8,106,226.00, without a detrimental impact on the continuous provision of the existing level of municipal services. This transfer is necessary to comply with the requirements of Ch. 324 of the Acts of 1990. We expect to ask you to transfer these funds again to support the FY26 operating budget.
- 14.** From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the transfer of \$50,000.00. These funds cover the postage costs for the remainder of the fiscal year.
- 15.** 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 total proposed transfer of \$50,000.00, without a detrimental impact on the continuous provision of the existing level of municipal services. These funds cover the postage costs for the remainder of the fiscal year.
- 16.** From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the transfer of \$750,000.00. These funds will cover unanticipated costs in the Law budget, for court settlements and insurance.
- 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 total proposed transfer of \$750,000.00, without a detrimental impact on the continuous provision of the existing level of municipal services. These funds will cover unanticipated costs in the Law budget, for court settlements and insurance.
- 18.** From the Mayor in accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council authorize the transfer of \$268,000.00. This transfer will fully fund the Parks and Recreation budget for the remainder of the fiscal year and leaves sufficient funds to support the FY26 budget, if necessary.
- 19.** 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 \$268,000.00, without a detrimental impact on the continuous provision of the existing level of municipal services. This transfer will fully fund the Parks and Recreation budget for the remainder of the fiscal year and leaves sufficient funds to support the FY26 budget, if necessary.
- 20.** From the Police Chief requesting authorization to expend grant monies related to the FY 2025 Senator Charles E. Shannon Community Safety initiative grant funding from the Executive Office of Public Safety and Security's Office of Grants and Research for \$775,475.14

21. From the BPD Grant Writer requesting that the enclosed grant award documents be processed to allow the City of Brockton to expend funds authorized under the FY 2025 Senator Charles E. Shannon Community Safety Initiative grant funding for \$775,475.14. The Shannon Grant provides wrap-around services and gang prevention for Brockton Youth. There is a 25% match of in-kind services.
22. 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 \$775,475.14 from the Executive Office of Public Safety and Security to the Brockton Police Department. These funds are part of the FY25 Senator Charles E. Shannon Community Safety Initiative which provides wrap-around services and gang prevention for Brockton Youth. There is a 25% match of in-kind services.
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 acceptance and expenditure of the grant award in the amount of \$775,475.14 from the Executive Office of Public Safety and Security to the Brockton Police Department, without detrimental impact on the continuous provision of the existing level of municipal services. These funds are part of the FY25 Senator Charles E. Shannon Community Safety Initiative which provides wrap-around services and gang prevention for Brockton Youth. There is a 25% match of in-kind services.

UNFINISHED BUSINESS:

24. Ordinance: An Ordinance to adopt a new section of the Zoning Ordinance to establish the Fair Grounds Overly District for mixed-use residential, commercial, and light industrial uses for the parcel identified in the ordinance, containing approximately 66.685 acres. (FAVORABLE AS AMENDED)
25. Ordinance: An Ordinance to replace Sec. 12-28 “Towing” in its entirety and to adopt a revised ordinance for Towing operations in the City of Brockton relative to the towing list, qualification, requirements and assignments. (FAVORABLE) (PASSED TO A THIRD READING) (POSTPONED FROM CITY COUNCIL MEETING JANUARY 27, 2025)
26. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$352,620.00.

FROM: EXECUTIVE OFFICE OF PUBLIC SAFETY	\$352,620.00
TO: BROCKTON POLICE DEPARTMENT (FAVORABLE)	\$352,620.00

27. 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: \$150,000.00

FROM: HUMAN RESOURCES – FULL TIME SALARIES	\$150,000.00
TO: HUMAN RESOURCES – CONSULTANTS (FAVORABLE)	\$150,000.00

28. 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: \$3,200,000.00

FROM: FY25 DPW WATER RETAINED EARNINGS	\$3,200,000.00
TO: NEW WATER MAIN CAPITAL FUND (FAVORABLE)	\$3,200,000.00

29. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$73,000.00.

FROM: DEPARTMENT OF ENVIRONMENTAL PROTECTION	\$73,000.00
TO: CITY OF BROCKTON (FAVORABLE)	\$73,000.00

30. Ordered: That the following previously approved transfer be revoked as follows:

Transfer of: \$130,000

FROM: PARKING AUTHORITY – RETAINED EARNINGS	\$130,000
TO: PARKING AUTHORITY – CAPITAL PROJECT FUND (FAVORABLE)	\$130,000

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: \$130,000

FROM: PARKING AUTHORITY – RETAINED EARNINGS	\$130,000
TO: PARKING AUTHORITY – CAPITAL PROJECT FUND (FAVORABLE)	\$130,000

32. Ordered: In accordance with the General Laws of Massachusetts, Chapter 44, recommending that the City Council approve the expenditure of \$254,714.15.

FROM: DPW SEWER – PURCHASE OF SERVICE	\$254,714.15
TO: REHOBOTH SOLAR LLC.	\$228,251.06
ALTUS POWER LLC. (FAVORABLE)	\$26,463.09

33. 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: \$30,000.00

FROM: CERTIFIED FREE CASH	\$30,000.00
TO: FIRE – PURCHASE OF SERVICE (FAVORABLE)	\$30,000.00

34. Ordered: In accordance with General Laws of Massachusetts, Chapter 44, that the City Council authorizes the Mayor to enter into an Intermunicipal Agreement between the City of Brockton and the Town of Easton for the treatment of wastewater.
(FAVORABLE)

35. 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: \$6,000,000

FROM: STABILIZATION FUND	\$6,000,000
TO: NON-NET SCHOOL SPENDING (FAVORABLE)	\$6,000,000

- 36. Ordered:** In accordance with General Laws of Massachusetts, Chapter 44, that the City Council authorizes the collector, treasurer or other department head, with the approval of the Mayor, to enter into contracts to identify and pursue federal government reimbursements for, or other revenues or available resources that may be generated by, programs or activities being carried out by the municipality, and to provide that payments for services under such contracts may be made from the reimbursements or revenues recovered as a result of the services performed without appropriation of such revenues.
(FAVORABLE)
- 37. Resolve:** To invite the Commissioner of the Department of Public Works and the Chief Financial Officer to provide an update on regional solutions to water supply, including the Aquaria water treatment plant in Dighton, MA.
(FAVORABLE)

ORDERS:

- 38. Ordered:** That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$49,986.00.

FROM: EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	\$49,986.00
TO: BROCKTON FIRE DEPARTMENT	\$49,986.00

- 39. 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: \$1,098,593.00

FROM: CERTIFIED FREE CASH	\$1,098,593.00
TO: OPIOID SETTLEMENT FUND	\$1,098,593.00

- 40. 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: \$8,106,226.00

FROM: CERTIFIED FREE CASH	\$8,106,226.00
TO: CHAPTER 324 SUPPLEMENTAL RESERVE	\$8,106,226.00

- 41. 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: \$50,000.00

FROM: AUDITOR – FULL TIME SALARIES	\$50,000.00
TO: AUDITOR - POSTAGE	\$50,000.00

- 42. 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: \$750,000.00

FROM: DPW HIGHWAY – SNOW REMOVAL	\$500,000.00
DPW HIGHWAY – PAVING	\$50,000.00
FINANCE – FULL TIME SALARIES	\$100,000.00

MAYOR – PURCHASE OF SERVICE	\$100,000.00
TO: LAW – PROPERTY INSURANCE	\$650,000.00
LAW - COURT JUDGEMENTS	\$100,000.00

43. 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: \$268,000.00

FROM: PARKS AND RECREATION - RETAINED EARNINGS	\$268,000.00
TO: PARKS AND RECREATION – PURCHASE OF SERVICE	\$160,000.00
PARKS AND RECREATION – GOODS AND SUPPLIES	\$68,000.00
PARKS AND RECREATION – PARK PLAYGROUND IMPROVEMNTS	\$15,000.00
PARKS AND RECREATION – SUMMER PLAYGROUND IMPROVEMENTS	\$25,000.00

44. Ordered: That the City Council authorizes the acceptance and expenditure of the total grant funds in the amount of \$775,475.14.

FROM: EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY	\$775,475.14
TO: BROCKTON POLICE DEPARTMENT	\$775,475.14

RESOLVES:

45. Resolve: Be it resolved by the Brockton City Council to invite Troy Clarkson, Chief Financial Officer, Mayor Robert Sullivan, and Irene Giannopoulos, City Auditor, to appear before the Finance Committee to discuss and provide an update on the current status of the FY25 budget.

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.