

Notice is hereby given that the regularly scheduled meeting of the City Council was held on Monday evening February 10, 2025 at 7:00PM in the Council Chambers, City Hall, 45 School St., Brockton, MA. The meeting was called to order at 7:00PM with 9 members present. Councilors Asack and Derenoncourt absent.

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

Accepted and placed on file.

HEARINGS:

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.

President Thompson opened the Hearing.

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

No one was in opposition.

President Thompson closed the hearing.

Granted by a hand vote. Councilors Asack and Derenoncourt absent.

REPORTS:

793. Of the Finance Committee for its meeting of January 21, 2025.

Accepted and placed on file.

794. Of the Finance Committee for its meeting of February 3, 2025.

Accepted and placed on file.

795. Of the Ordinance Committee for its meeting of February 3, 2025.

Accepted and placed on file.

COMMUNICATIONS:

796. 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.

Accepted and placed on file.

293. (COMMUNICATIONS CONT.)

797.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.

Accepted and placed on file.

798.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.

Accepted and placed on file.

799.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.

Accepted and placed on file.

800.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.

Accepted and placed on file.

801.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.

Accepted and placed on file.

802.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.

Accepted and placed on file.

803.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.

Accepted and placed on file.

294. (COMMUNICATIONS CONT.)

804.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.

Accepted and placed on file.

805.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.

Accepted and placed on file.

806.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.

Accepted and placed on file.

807.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.

Accepted and placed on file.

808.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.

Accepted and placed on file.

809.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.

Accepted and placed on file.

810.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.

Accepted and placed on file.

811.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.

295. (COMMUNICATIONS CONT.)

Accepted and placed on file.

812.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.

Accepted and placed on file.

813.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.

Accepted and placed on file.

UNFINISHED BUSINESS:

378.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)

Passed to a third reading as Amended by a hand vote. Councilors Asack and Derenoncourt.

520.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 COUNIL MEETING JANUARY 27, 2025)

Ordained by a roll call vote taken by "yeas" and "nays", nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

734.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

Adopted by a roll call vote taken by "yeas" and "nays", nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

296. (UNFINISHED BUSINESS CONT.)

735.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 \$150,000.00
(FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

736.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 \$3,200,000.00
(FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

737.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 \$73,000.00
(FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

738.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 \$130,000
(FAVORABLE)

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

739.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 \$130,000
(FAVORABLE)

297. (UNFINISHED BUSINESS CONT.)

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

740.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.	\$26,463.09
(FAVORABLE)	

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

778.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	\$30,000.00
(FAVORABLE)	

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

779.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)

Legislative Counsel Attorney Resnick stepped out.

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent. Councilor Nicastrò motioned to file with reconsideration with the wish it not prevail and was properly seconded. Reconsideration failed by a hand vote.

Legislative Counsel Attorney Resnick stepped back in.

780.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	\$6,000,000
(FAVORABLE)	

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

298. (UNFINISHED BUSINESS CONT.)

781.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)

Adopted by a roll call vote taken by “yeas” and “nays”, nine members present and all voting in the affirmative. Councilors Asack and Derenoncourt absent.

782.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)

Adopted by a hand vote. Councilors Asack and Derenoncourt absent.

ORDERS:

814.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

Referred to Finance

815.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

Referred to Finance

816.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

Referred to Finance

299. (ORDERS CONT.)

817.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

Referred to Finance

818.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

Referred to Finance

819.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	

Referred to Finance

820.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

Referred to Finance

RESOLVES:

821.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.

Referred to Finance

300. (LATE FILES CONT.)

LATE FILE

Councilor Rodrigues motioned to accept a Late file and was properly seconded. The motioned carried by a hand vote. Councilors Asack and Derencourt absent.

Communication:

822.From the Mayor supporting the Stormwater Easement relative to 142 Main Street, in the City of Brockton.

Accept and Placed on File

Order:

823.Ordered: The City of Brockton grants to 142 Main Historic, LLC an Access and Stormwater Easement over and under City owned land identified as Assessor's Parcel ID: 110-047 and Alternate ID 17, to provide certain limited access and stormwater easements over or under the identified parcels as more particularly described in the proposed Access and Stormwater Easement attached with this Order. And further that the City Council authorizes the Mayor to execute the attached "Access and Stormwater Easement" and to take other actions necessary to carry out the terms, purposes and conditions of the same.

Referred to Real Estate

Councilor's Recognition

Councilor Thompson reminded everyone that Finance Meeting will be on next Tuesday February 18, 2025 because of the holiday on Monday.

Meeting Adjourned: 7:22PM

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.