



# Finance Committee Report

## City of Newton In City Council

**Monday, December 10, 2018**

Present: Councilors Gentile (Chair), Ciccone, Cote, Noel, Grossman, and Lappin

Absent: Councilors Norton and Rice

City staff present: Kathy Laufer (Administrator of the Horace Cousens Fund), Maureen Lemieux (Chief Financial Officer), Liam Hurley (Assistant Superintendent/Chief Administrative and Financial Officer; School Department), Jim McGonagle (Commissioner of Public Works), Alice Ingerson (Community Preservation Planner), and Barney Heath (Director of Planning & Development)

**#601-18      Appointment of Jonathan Lewis as a trustee of the Chaffin Educational Fund**

HER HONOR THE MAYOR appointing JONATHAN LEWIS, 133 Beaumont Avenue, Newtonville, as a trustee of the JONATHAN C. CHAFFIN EDUCATIONAL FUND.

**Action:      Finance Approved 5-0 (Gentile not voting)**

**Note:** Jonathan Lewis joined the Committee for the discussion of his appointment as a trustee of the Jonathan C. Chaffin Educational Fund. His resume and application were attached to the Finance Committee Agenda for this meeting. Mr. Lewis has worked at colleges and universities in both Chicago and around Boston. In October 2017, Mr. Lewis began working for uAspire, which is a non-profit organization that provides college affordability counseling to high school and college students. Mr. Lewis received the Mayor's email update looking for people interested in serving as a trustee of the Chaffin Educational Fund and felt that it would be the right fit for his skill set and interests especially because the fund's purpose is to provide money to students who want to attend college but need financial assistance in order to do so. Mr. Lewis met with Chaffin Fund trustees Beth Tischler and Beth Smith and is looking forward to serving as a trustee.

The Committee was thrilled that Mr. Lewis is being appointed and added that the City was lucky have someone with his background as a trustee. Committee members thanked Mr. Lewis for his willingness to serve. Councilor Ciccone moved approval, which carried unanimously

**#586-18      Appointment of Lucia Panichella as Trustee of the Horace Cousens Industrial Fund**

HER HONOR THE MAYOR appointing LUCIA PANICHELLA, 53 Anthony Circle, Newtonville, as a trustee of the HORACE COUSENS INDUSTRIAL FUND for a term to expire June 1, 2021 (60 days: 1/18/19)

**Action:      Finance Approved 5-0 (Gentile not voting)**

**Note:** Administrator of the Cousens Fund Kathy Laufer, Trustee Doris Brey, and Lucia Panichella joined the Committee to discuss Ms. Panichella's appointment as a Trustee of the Horace Cousens Industrial Fund. Ms. Panichella's resume was attached to the agenda and Ms. Panichella provided the Committee with her background and why she wishes to serve as a trustee.

Ms. Panichella grew up in Newton and moved back approximately five years ago with her husband and children. She has been looking for an opportunity for more civic engagement and to develop a connection with the Newton community. Ms. Panichella is a social worker in Framingham with experience working with both low-income and immigrant families. She is very interested in helping people and feels that the serving as a trustee of the Cousens Fund is the perfect opportunity to connect her expertise with that interest.

The Cousens Fund is a charitable trust that provides financial aid to residents that are facing a temporary but severe financial issue. The fund receives occasional donations and is allotted a small amount of grant funds; however, most of the funding is generated through investment income. Money provided by the Cousens Fund is used for one-time needs. There are three trustees that make the decision to approve or not to approve a resident's application for aid. The trustees are generally long-time residents of Newton, who want to give back to the community.

Committee members were pleased that Ms. Panichella is willing to serve as a trustee and thanked her for her service. Councilor Noel moved approval, which carried unanimously.

**#587-18**      **Accept a \$100,000 gift and establish the Margorie D. Moerschner Fund for the Poor**  
HER HONOR THE MAYOR requesting authorization to accept a gift of one hundred thousand dollars (\$100,000) from the Estate of Margorie D. Moerschner and to amend Section 18 of the Revised Ordinance of the City of Newton for the purpose of establishing the Marjorie D. Moerschner Fund for the Poor. The Trustees of the Horace Cousens Fund will oversee and serve as trustees of the Marjorie D. Moerschner Fund for the Poor.

**Action:**      **Finance Approved Subject to Second Call 5-0 (Gentile not voting)**

**Note:**      The City received a \$100,000 gift from the estate of Margorie D. Moerschner, to establish the Margorie D. Moerschner Fund for the Poor. The Administration would like the Council to accept the gift and establish the fund through an ordinance. The trustees of the Cousens Fund have agreed to oversee and serve as trustees of the proposed Margorie D. Moerschner Fund for the Poor. The fund will be used to help the poor and needy in the City.

Ms. Moerschner was a West Newton resident that was involved with several charitable organizations in the City and Middlesex County. Ms. Moerschner's will has been probated and the City received the \$100,000 bequest in August 2018. The attached letter from Nutter provides further information on the payment. The funds are sitting in a City account that cannot be accessed until the gift is accepted and the fund established.

There were a few questions related to the administration of the fund. The Committee was concerned with how the application process would work for both the Cousens Fund and the Moerschner Fund. They asked if the funds would share an application and what the application process

would look like. The Committee would also like to know how the trustees will determine which fund to draw from. Committee members noted that it was very generous of Ms. Moerschner to donate this money and did not want to hold up the process of establishing the funds but felt it was important to get the answers to the questions. Councilor Grossman moved approval of the item subject to second call, which carried unanimously. **Note:** Assistant City Solicitor Maura O'Keefe provided the attached e-mail on December 11, 2018 responding to these questions.

### **Referred to Public Facilities and Finance Committees**

#### **#541-18 Amendments to the Stormwater Use Charge Ordinance**

HER HONOR THE MAYOR requesting Chapter 29, Section 120 (a) **Stormwater Use Charge** of the City of Newton Revised Ordinance, 2017 be amended by deleting the current rate structure and replacing it with the following effective July 1, 2019:

Every owner of property in the city shall pay a charge for use of public main drains and stormwater facilities, which shall be based on the following annual rates. Such charge shall be billed quarterly:

1. 1-4 family dwellings \$100.00
2. All other properties: \$0.0425 per square foot of impervious surface area, except that if the square footage charge multiplied by the total impervious area of the parcel equals a sum less than \$150.00, then the annual fee shall be \$150.00.

#### **Public Facilities Approved 7-0 on 11/28/18**

**Action:** **Finance Held 6-0; Public Hearing to be Assigned for 01/21/19**

**Note:** The Administration is proposing amending the stormwater rates by increasing the 1-4 family dwelling rate from \$75 to \$100 and basing the rate for all other properties on the square footage of impervious surface on the parcel with a minimum charge of \$150.00. The new rate structure would be effective July 1, 2019. Chief Financial Officer Maureen Lemieux informed the Committee that Newton was one of the first municipalities to implement a stormwater fee. At that time, the stormwater fee was \$25 for residential properties with 1-4 units and \$150 for all other properties. In 2016, the stormwater rate structure was changed because the City recognized that the Department of Environmental Protection (DEP) permitting requirements and regulations were going to change for stormwater, which would require improvements to the City's stormwater infrastructure. At the time, there were conversations about making the stormwater fee linear so that the property owners were paying by square foot of impervious surface instead of a range of impervious surface area. The City was not ready to move forward with a rate based on square footage and wanted properties owners to adjust to the new increased storm water rate structure.

The Administration is now ready to move forward with a rate structure based on square footage of impervious surface area. The new DEP regulations and permitting standards are now in place and the City needs to have an approximate revenue stream of \$4 million for stormwater that

needs to grow over time. The current revenue stream generates about \$2.8 million. After analyzing the stormwater rate structure, the Administration is proposing the requested amendment. The attached PowerPoint details the upcoming expenditures in the stormwater budget and how the changes to the rate structure will meet the funding needs. Changing the rate will make it more equitable for all rate payers. The properties that generate the greatest amount of stormwater run-off will be paying the most. All properties that do not fall into the 1-4 family dwelling category that have less than 3530 square feet of impervious surface will pay an annual stormwater fee of \$150, which is less than what those property owners are currently paying. Ms. Lemieux presentation also provided information on the parcels with the largest square footage of impervious surface which included the current stormwater charge for the property, the percentage of the total stormwater charge at the current rate, the proposed stormwater charge, and the percentage of the total stormwater charge at the proposed rate. In the current rate structure smaller parcels were paying a higher percentage of the total charges, which is not equitable. The City's practice has been to limit water, sewer, and stormwater rate increases to 3.9% and even with this change in the stormwater rate structure the City will maintain the practice and still fund all its capital projects in water, sewer, and stormwater.

The City will continue to offer property owners that have invested in storm water mitigation on their property the opportunity to apply for a 25% abatement on their stormwater bill. Ms. Lemieux anticipates that more property owners will apply for abatements if the proposed rate structure is approved. The Mayor has already started informing property owners with the largest square footage of impervious surface about the proposed change. The Administration will track abatements to determine what impact it is having on revenue estimates.

The City will eventually move towards charging all properties based upon square footage of impervious surface, but the City does not have the data on the impervious square footage at residential properties yet. There are 23,000 residential accounts with one to four units that need to be evaluated.

The City Council is required to hold a public hearing on the proposed storm water rate structure before acting on the amendment. The Administration needs approval of the amendment by the first Council meeting in February to get the new rates in place by July 1, 2019. The Committee felt that it would make sense to hold a public hearing before a Committee of the Whole of the City Council and the Chair will request a hearing be set for Tuesday, January 22, 2018 at 7 PM before the City Council meeting. Councilor Ciccone made a motion to hold the item for public hearing, which carried unanimously.

**#603-18**      **Authorization to issue an RFP for food services**  
ASSISTANT SCHOOL SUPERINTENDENT HURLEY requesting a vote of the City Council to complement the vote of the School Committee to authorize the School Department to issue a Request for Proposals (RFP) for food services for a period of one year with four renewable one-year terms.

**Action:**      **Finance Approved 6-0**

**Note:** Assistant School Superintendent Liam Hurley explained that he is seeking approval to enter into a one-year contract with four renewable one-year terms for food services for Newton Public Schools. The School Committee approved the request on November 14, 2018. Mr. Hurley expects that offering essentially a five-year contract will generate a greater response to the Request for Proposals (RFP) and competitive pricing on the contract. The bidding process will begin in the winter and the contract will run from Fiscal Year 2020 to Fiscal Year 2024.

The Committee was supportive of the 5-year contract and Councilor Noel moved approval, which carried by a vote of six in favor and none opposed.

### **Referred to Land Use and Finance Committee**

**#559-18** **Appropriation of \$3,250,000 from CPA funds for affordable housing**  
COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of three million two hundred fifty thousand dollars(3,250,000) from the Community Preservation Fund to the Planning & Development Department, for a grant to Jewish Community Housing for the Elderly to create 60 units of permanently affordable, deed-restricted housing for seniors and chronically homeless individuals with disabilities at 160 Stanton Avenue (Golda Meir House), as described in the proposal submitted to the Community Preservation Committee in September-October 2018.

**Land Use Approved Subject to Second Call 7-0 on 12/04/18**

**Action:** **Finance Approved 6-0**

**Note:** Chair of the Community Preservation Committee (CPC) Peter Sargent presented the Community Preservation Committee's recommendation to appropriate \$3,250,000 of Community Preservation Act (CPA) funds to provide a grant to 2Life Communities, formerly Jewish Community Housing for the Elderly for affordable housing. The CPC enthusiastically supported the project, but the project has changed since the CPC's November 14, 2018 approval and will need to be re-voted by the CPC on December 12, 2018. The change is a result of the removal of a wellness clinic and one market-rate unit from the project.

Lisbeth Heyer of 2Life Communities reviewed the changes to the proposed project. The wellness clinic was to be in partnership with Newton Wellesley Hospital but after further conversations between 2Life Communities and the hospital, it was decided that there is not a need for a dedicated wellness clinic at this time. 2Life Communities is still working with the hospital and other healthcare providers on programs and services for the Golda Meir residents. The project plans have been revised by replacing the clinic space with four residential units: three one-bedrooms units and one two-bedroom unit. In order to keep the project at or below 69 units, a five one-bedroom unit stack of apartments was removed from the upper addition resulting in a loss of one unit. If there is a need for the clinic in the future, 2Life Communities will seek an amendment to their comprehensive permit and add back the removed stack of apartments.

2Life Communities continues to work with neighbors to address their concerns. The neighbors have been informed regarding the change to the project. In response to the community's concerns related to traffic and street parking on Stanton Avenue, the street parking is being moved onto the Golda Meir property through a widening of the roadway on site. There is less of a demand for parking with the removal of the wellness clinic. 2Life Communities will look at the possibilities of screening the rooftop mechanicals but Ms. Heyer is not sure that it is possible.

The project will add 68 new rental units to the Golda Meir House at 160 Stanton Avenue, Auburndale by adding two additions to the existing building. Sixty of the new units will be permanently affordable, and 57 of the units will be for people at least 62 years of age. Nine of the affordable units will be designated for people with disabilities that have faced homelessness.

The total project cost is \$30,669,773. 2Life Communities intends to fund the full project through a permanent loan, federal and state tax credit equity, subordinate debt utility rebates, deferred developer fees, program partner contribution, and the requested CPA funds. The CPC was pleased that the requested CPA funds were only approximately 10% of the project costs. The construction costs per unit are \$475,000 per unit, which is on the high side, but the additions need to match the existing building's expensive steel and concrete framing. The site is also steeply sloped, which drives up construction costs. The developer fee for the project is 7.5%.

2Life Communities is in the process of applying to the state's Department of Housing and Community Development and for state and federal low-income housing tax credits. 2Life Communities needs approval of the CPA funds before it can move forward in the state funding process. Ms. Heyer of 2Life Communities is confident that the project will receive funding from the other sources. It is expected that seventy-eight affordable housing projects will be applying to the state for funding. Fifty to 55 of those projects will be invited into the next round of the application process. The state generally approves 22 projects in each funding round. There is another Newton (Haywood House) affordable housing project looking for state funding in this round. Both projects are strong projects. The Haywood House project is slightly further along in the planning and funding process than 2 Life Communities. Ms. Heyer expects that only one of the projects will be approved this round but that both will eventually get approved by the state.

2Life Communities purchased the Stanton Avenue water tower property from the City for \$500,000 less the costs to the purchaser of demolishing the existing water tower. The Real Property Reuse Council Order also stipulated that as part of the purchase price the purchaser provide a temporary and permanent site(s) for the City's utility monitoring antenna(s) located on the existing water tower and create permanently deed restricted affordable housing units. The antennas have been relocated and the water tower is demolished.

There was concern that the project will be difficult to the current residents of Golda Meir House. Ms. Heyer explained that Golda Meir House is at the tail end of a \$30 million renovation that required resident relocation. The addition is not expected to have the same impact on the residents. The residents

develop relationships with the contractors and seem to enjoy watching the daily activity. There will be some relocations associated with the project, but Golda Meir House has a moving company that will assist. There will also be additional social workers on hand for the benefit of the residents.

The Finance Committee is supportive of the proposed project and Councilor Grossman moved approval of the item subject to approval by the Community Preservation Committee at its meeting on December 12, 2018. The motion carried by a vote of six in favor and none opposed. Additional information on the project can be found at:

<http://www.newtonma.gov/gov/planning/cpa/projects/jche.asp>

**Note: The Community Preservation Committee approved the recommendation of funding for the project with the revisions on December 12, 2018.**

**#590-18      Transfer of \$350K to fund the FY 19 MOA ratified by the IAFF**

HER HONOR THE MAYOR requesting authorization to transfer the sum of three hundred fifty thousand dollars (\$350,000) from Wage Reserve to the Fire Department's Full-time Salaries Fire Rescue account to supplement funding required for the settlement of the FY 2019 Memorandum of Agreement that was recently ratified by the International Association of Fire Fighters.

**Action:      Finance Approved 6-0**

**Note:** Chief Financial Officer Maureen Lemieux explained that all the City's union contracts except for the Superior Officers' contract expired on June 30, 2018. The Teachers' contracts expired on August 30, 2018. The Teachers' Union signed a one-year extension last summer that included a 2% COLA and step increases. The City decided to do the same type of extension if the City unions were willing, as it would like to keep the School and City contracts on the same cycle. In addition, the Administration is looking at possible health insurance changes as part of the next three-year union contracts but is still in the process of analyzing the options.

The International Association of Firefighters Union was the first City union to agree to the one-year extension. The agreement includes a 2% COLA, a 1% increase to the emergency medical response stipend, and a special leave donation program that is detailed in the attached memorandum of agreement. The firefighters also agreed to adding security cameras to the stations excluding the living quarters and GPS to the Fire Department vehicles.

This is a request to transfer funding in the Wage Reserve Account in the Comptroller's budget to provide supplemental funding for the settlement of a one-year contract extensions with the International Association of Firefighters. The Wage Reserve was established to fund contract settlements. The agreement is retroactive to July 1, 2018, which means that the firefighters will receive retroactive COLA and step payments. It was pointed out that the firefighters may have already received the retroactive pay. Ms. Lemieux assured the Committee that this was an honest mistake and

would not happen again. Councilor Ciccone moved approval of the request, which was supported unanimously.

**Referred to Public Safety & Transportation and Finance Committees**

**#607-18** HER HONOR THE MAYOR requesting authorization to transfer the sum of ninety-five thousand eight hundred forty-four dollars and fifty-one cents (\$95,844.51) from the Fire Pumper Replacement Account to the Following Fire Department accounts:

|   |                               |
|---|-------------------------------|
| Automobiles/Light Trucks                | \$60,000                      |
| Training Expenses                       | <del>10,000</del> \$10,844.51 |
| Housekeeping Equipment                  | \$15,000                      |
| Public Buildings Repair and Maintenance | \$10,000                      |

**Public Safety Approved 6-0-1 (Downs abstaining) on 12/05/18**

**Action:** **Finance Approved 6-0**

**Note:** Chief Financial Officer Maureen Lemieux presented the request to transfer funds from the fire pumper replacement account. The cost of the new pumper truck was \$95,844.51 less than what was anticipated. Usually these funds would be turned back to the general fund; however, there are pressing needs within the Fire Department that can be funded with the \$95,844.51. Ms. Lemieux corrected an error in the docket request. The Mayor's letter requested the transfer of the full \$95,844.41 but the line item breakdown does not include \$844.51 of the funds. Ms. Lemieux stated that the training expenses line item should be increased from \$10,000 to \$10,844.51.

One of the Fire Department's SUV vehicles was totaled in a motor vehicle accident. Luckily, both the Deputy Chief and firefighter in the vehicle at the time of the accident are okay but the vehicle needs to be replaced. The Department is currently using a spare vehicle that is older and unreliable as a replacement. The SUV responds to Fire Department calls 24-7. 365 days a year and needs to be reliable. The cost of the new vehicle is \$60,000. The Law Department will be doing an investigation to determine who is at fault and if it is determined that the other vehicle is involved is at fault, the City will pursue an insurance payment. Any money that the City recovers through insurance claims go into a separate city account and any proposed expenditures from that account require Council approval.

The remaining \$35,844.51 would be allocated as follows: \$10,844.51 for the 10% match requirement for two grants that the Fire Department received for training programs and for some additional training expenses, \$15,000 to install gear lockers at Fire Station 2 (Washington Street and Commonwealth Avenue), and \$10,000 for the installation costs of the gear extractors and washers at Stations 1 (Newton Corner) and 2.

The Chair expressed concern that the Fire Department is receiving the funding through a transfer directly from the pumper replacement account instead of following the normal course. Ms. Lemieux explained that it is important for Fire Department operations to quickly replace the damaged



vehicle and this transfer is the quickest way. With that, Councilor Noel moved approval, which carried by a vote of six in favor and none opposed.

**#602-18      Municipal Energy Technical Grant Acceptance**

HER HONOR THE MAYOR requesting authorization to accept and expend a grant in the amount of four thousand nine hundred ninety-nine dollars (\$4,999) from the State Department of Energy Resources to evaluate the feasibility of microgrid at Newton North High School.

**Action:**      Finance Approved Subject to Second Call 6-0

**Note:**      Chief Financial Officer Maureen Lemieux presented the request to accept and expend a \$4,999 grant to look at the possibility of a microgrid at Newton North High School. Microgrids are a component for improving power reliability and quality, increasing system energy efficiency, and providing the possibility of grid-independence to individual end-user sites. The Department of Energy defines the microgrid as “a group of interconnected loads and distributed energy resources within clearly defined electrical boundaries that acts as a single controllable entity with respect to the grid. A microgrid can connect and disconnect from the grid to enable it to operate in both grid-connected or island mode.” The letter provided by the Co-director of Sustainability Ann Berwick states that “one of the purposes of a microgrid is to provide shelter for a large number of people in the event of a prolonged emergency, such as a cyber event that affect the electric grid or a major storm that takes out power for more than just a day or two.”

The funds would be used to hire Cadmus Group to evaluate what the resource mix should be for the microgrid at Newton North High School. The Cadmus Group already provided a scope of work for the feasibility study, which was attached to the agenda for the meeting. It is clear in the information provided by Cadmus Group that the cost for the study cannot exceed \$4,999. The Committee was concerned that the letter included language related to future costs not to exceed \$24,999 and asked if this study would result in a \$25,000 project. Maureen Lemieux is not aware of any additional project but will check with the Co-director of Sustainability and get back to the Committee with the answer.

Committee members questioned why Newton North High School was chosen instead of Newton South High School. Ms. Lemieux responded that Newton North High School is the largest municipal user of electricity, which may be why it was chosen but she will find out and provide the information. The Committee would also like further information on which projects the Cadmus Group has worked on with the City. The Committee was not comfortable approving the request without answers to its questions. Ms. Lemieux agreed to provide all the requested information to the Committee before the Council takes an action on the docket request. Councilor Cote moved approval of the request subject to second call, which carried unanimously.

**#606-18      Transfer of \$7,000 to fund Operation Access Enforcement**

HER HONOR THE MAYOR requesting authorization to transfer the sum of seven thousand dollars (\$7,000) from HP Fines – Disability Commission to the Operations Access Account to fund “Operation Access Enforcement”, a special police detail, enforcing the accessible HP parking regulations during this holiday period.

**Action:**            **Finance Approved 6-0**

**Note:**            Chief Financial Officer Maureen Lemieux presented the request to appropriate \$7,000 to fund a special police detail for enforcement of accessible parking restrictions in retail store lots during the holiday season. This is the third year that the Commission on Disability approved spending a portion of the accrued funds from the Handicapped Parking Fine Fund on accessible parking enforcement. The enforcement operation will begin as soon as possible and run through January 2, 2019 on weekends and evenings in village centers, at malls and other commercial areas.

Although the police and parking control officers enforce HP parking regulations throughout the year, these funds provide overtime money for officers to focus entirely on enforcement of HP parking regulations during the holidays when parking spaces are at high demand. There was an interest among Committee members in seeing the trend information on these types of violations at some point in the future.

Any revenue generated from “Operation Access Enforcement” goes directly into the Committee on Disability’s HP Fine account to be used for other projects that benefit people with disabilities in the City of Newton like audible pedestrian signals and future enforcement projects.

Councilor Noel moved approval of the item, which carried by a vote of six in favor and none opposed.

The Committee adjourned at 9:20 PM and all other items before the Committee were held without discussion. Draft Council Orders for the above items that are recommended for City Council action are attached.

Respectfully submitted,

Leonard J. Gentile, Chair

CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That in accordance with the recommendation of Her Honor the Mayor and with the confirmation of the City Council, be it known that JONATHAN LEWIS is hereby appointed as a lifetime Trustee of the JONATHAN C. CHAFFIN EDUCATIONAL FUND.

Under Suspension of Rules  
Readings Waived and Approved

(SGD) DAVID A. OLSON  
City Clerk

CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That in accordance with the recommendation of Her Honor the Mayor and with the confirmation of the City Council, be it known that LUCIA PANICHELLA is hereby appointed as a Trustee of the HORACE COUSENS INDUSTRIAL FUND for a term of office to expire on June 1, 2021.

Under Suspension of Rules  
Readings Waived and Approved

(SGD) DAVID A. OLSON

City Clerk



TaraLynn Casperson  
Direct Line: 617-439-2110  
Fax: 617-310-9110  
E-mail: tcasperson@nutter.com

August 16, 2018  
118362-1

City of Newton  
Office of the Mayor and City Council  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Re: Estate of Marjorie D. Moerschner

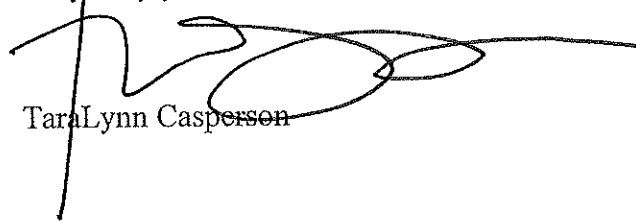
Dear Sir or Madam:

I am writing to provide an update on the administration of the "Marjorie D. Moerschner 2010 Trust" and the bequest Ms. Moerschner provided for the City of Newton. The estate tax returns were filed for Ms. Moerschner's estate in July, and the trustees, Thomas P. Jalkut and Sara Goldman Curley, are now in a position to pay the bequest to the City of Newton. In that connection, I enclose a check in the amount of \$100,000, representing the full amount to which the City of Newton is entitled under Ms. Moerschner's 2010 trust.

As I mentioned in my letter dated March 23, 2018, we ask that a representative of your organization sign the enclosed assent forms, copies of which accompanied our earlier correspondence. These forms will allow us to dispense with notice when the personal representatives of Ms. Moerschner's estate file their final accounting. A return envelope is enclosed for your convenience.

Please let me know if you have questions.

Very truly yours,



TaraLynn Casperson

TAC:bms  
cc: Sara Goldman Curley, Esq.  
Thomas P. Jalkut, Esq.

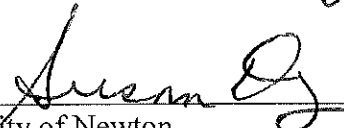
4014530.1

RECEIPT, WAIVER AND ASSENT AGREEMENT

The undersigned hereby acknowledges receipt this day from Sara Goldman Curley and Thomas P. Jalkut, as trustees of the "Marjorie D. Moerschner 2010 Trust", late of Lexington, Massachusetts ("the Trust"), of the sum of one hundred thousand (\$100,000) dollars, as a full and complete distribution of the property to which the undersigned is entitled pursuant to Section 25 of Article Third of the Trust.

The undersigned hereby assents to the allowance of any account rendered by said Sara Goldman Curley and Thomas P. Jalkut, as personal representatives or as trustees as aforesaid, for the Estate or Trust without further notice to the undersigned.

WITNESS the hand and seal of the undersigned this 24 day of August, 2018.

  
\_\_\_\_\_  
City of Newton

By: Susan Dzikowski  
its duly authorized representative

Comptroller City of  
Newton

|   |                               |  |
|---|-------------------------------|--|
| <input checked="" type="checkbox"/> <b>ASSENT AND WAIVER OF NOTICE</b><br><input type="checkbox"/> <b>RENUNCIATION</b> <input type="checkbox"/> <b>NOMINATION</b><br><input type="checkbox"/> <b>WAIVER OF SURETIES</b> | Docket No.<br><br>MI17P5366EA | Commonwealth of Massachusetts<br>The Trial Court<br>Probate and Family Court |
| Petition for Complete Settlement of Estate of Marjorie D. Moerschner<br><small>Case Name</small>  | Middlesex                     | Division   |

As a person interested in the above-captioned case: (Check all that apply.)

**SECTION I. ASSENT AND WAIVER OF NOTICE**

I hereby assent to the \_\_\_\_\_ Petition for Complete Settlement of Estate of Marjorie D. Moerschner  
Name of Pleading  
 filed with the Court and I waive my right to any statutory notice related to that specific pleading. I request that the relief requested in that pleading be allowed.

**FOR ESTATE AND ADMINISTRATION CASES ONLY:**

**SECTION II. RENUNCIATION/NOMINATION** (Select **ONE** of the appropriate boxes below.)

(A)  I renounce my right to appointment as Personal Representative and my right to nominate, if any.

(B)  I renounce my right to appointment as Personal Representative and nominate:

Name: \_\_\_\_\_ to serve in my place.  
First Name M.I. Last Name

(C)  I assent to the nomination of:

Name: \_\_\_\_\_ to serve as Personal Representative with  
 me or to apply for appointment.  
First Name M.I. Last Name

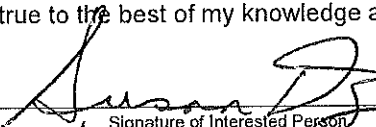
**SECTION III. WAIVER OF SURETIES**

I assent to the Personal Representative(s) serving without sureties on the bond.

**SIGNED UNDER THE PENALTIES OF PERJURY**

I certify under the penalties of perjury that the foregoing statements are true to the best of my knowledge and belief.

Date: 8/24/18

  
 \_\_\_\_\_  
 Susan Dzikowski, Comptroller  
 City of Newton, by its duly authorized rep.  
(Print name)

1000 Commonwealth Avenue \_\_\_\_\_  
(Address) (Apt. Unit, No. etc.)

Newton Centre MA 02459  
(City/Town) (State) (Zip)

Primary Phone #: 617-796-1305

**From:** [Maura E. O'Keefe](#)  
**To:** [Shawna Sullivan](#)  
**Subject:** Re: Questions on Moerschner Fund  
**Date:** Tuesday, December 11, 2018 1:33:45 PM

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Hi Shawna,

The Trustees will be able to decide how best to administer the Fund. This will include making the decision as to whether to use the same application as the Cousens Fund. I am unaware of what process they use.

The drafted ordinance permits the Trustees to co-mingle the Moerschner Fund with other funds held by the City. Therefore, making the decision as to where funds will be drawn from will be part of their fiduciary duty.

Let me know if I can be of further assistance.

Maura E. O'Keefe  
Assistant City Solicitor  
City of Newton Law Department  
1000 Commonwealth Ave.  
Newton MA 02459  
617-796-1240

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**From:** Shawna Sullivan  
**Sent:** Tuesday, December 11, 2018 1:21:03 PM  
**To:** Maura E. O'Keefe  
**Subject:** Questions on Moerschner Fund

Hi,

A couple of members of Finance had some questions related to the establishment of the Moerschner Fund. They approved it subject to second call for answers to the below:

1. Will the Cousens Fund and Moerschner share an application? What is the application process?
2. How will the trustees determine which fund to draw from?

-Shawna



CITY OF NEWTON

IN CITY COUNCIL

ORDINANCE NO. B-

2018

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON AS FOLLOWS:

That the Revised Ordinances of Newton, Massachusetts, 2017, as amended, be and are hereby further amended with respect to **Chapter 18 MEMORIAL FUNDS AND TRUSTS** by inserting after Article XVIII the following new article:

**Article XIX. MARJORIE D. MOERSCHNER FUND FOR THE POOR**

**Sec. 239. Designation.**

The monetary gift to the City from the estate of Marjorie D. Moerschner shall be known as the Marjorie D. Moerschner Fund for the Poor.

**Sec. 240. Purpose.**

The Marjorie D. Moerschner Fund for the Poor shall be used to assist the poor and needy of the City of Newton.

**Sec. 241. Board of Trustees.**

The trustees of the Horace Cousens Industrial Fund, as appointed pursuant to the provisions of Sec. 18-23, shall serve as the trustees of the Marjorie D. Moerschner Fund for the Poor. The trustees, with approval of the Mayor, may use the income only of the Marjorie D. Moerschner Fund for the Poor as they determine, consistent with the purpose of such fund. The trustees shall have charge and management of such fund, with the right of commingling with other funds held by the City, investing the same only in securities permitted by law for the investment of municipal trust funds.

**Sec. 242. Treasurer.**

The city collector-treasurer, by virtue of his or her office, shall be the treasurer and custodian of the Marjorie D. Moerschner Fund for the Poor.

# Stormwater Rate Restructuring Proposal

November 28, 2018

## Stormwater Capital Projects

| Maturity | Year | Project  | Original        | Maturity | Year | Project   | Original      |
|----------|------|--|-----------------|----------|------|---|---------------|
| 20       | 2016 | Dedham St. Storm Drainage Improvement                | \$ 725,000.00   | 15       | 2023 | Laundry Brook Culvert-Hull street to Bridges Avenue | \$ 750,000.00 |
| 20       | 2017 | Laundry Brook Drainage                               | \$ 2,425,000.00 | 10       | 2024 | DPW Sweeper 2024                                    | \$ 250,000.00 |
| 10       | 2017 | DPW Sweeper  | \$ 197,800.00   | 15       | 2024 | Cheesecake Brook Roadway Culvert Crossings          | \$ 750,000.00 |
| 10       | 2019 | DPW Sweeper 2019                                     | \$ 250,000.00   | 15       | 2024 | Laundry Brook Culvert Parkview Ave. to Mass Pike    | \$ 650,000.00 |
| 15       | 2019 | Hammond Brook Pipe replacement                       | \$ 500,000.00   | 10       | 2025 | DPW Sweeper 2025                                    | \$ 250,000.00 |
| 15       | 2019 | Rehabilitation of the Forest Grove Pump Station      | \$ 338,000.00   | 15       | 2025 | A   | \$ 700,000.00 |
| 15       | 2019 | South Meadow Brook Culvert 1                         | \$ 250,000.00   | 15       | 2025 | B   | \$ 200,000.00 |
| 15       | 2020 | Bullough's Pond Dam Repair                           | \$ 500,000.00   | 10       | 2026 | DPW Sweeper 2026                                    | \$ 250,000.00 |
| 10       | 2020 | DPW Sweeper 2020                                     | \$ 250,000.00   | 15       | 2026 | C   | \$ 500,000.00 |
| 15       | 2020 | South Meadow Brook Culvert 2                         | \$ 500,000.00   | 15       | 2026 | D   | \$ 250,000.00 |
| 15       | 2020 | Cheesecake Brook-Comm. Ave to 1600 Washington St     | \$ 550,000.00   | 10       | 2027 | DPW Sweeper 2027                                    | \$ 250,000.00 |
| 10       | 2021 | DPW Sweeper 2021                                     | \$ 250,000.00   | 10       | 2027 | Vactor  | \$ 250,000.00 |
| 15       | 2021 | City Hall Ponds                                      | \$ 500,000.00   | 15       | 2027 | E   | \$ 400,000.00 |
| 15       | 2021 | Elliot & Crafts Street DPW Operations Yard           | \$ 800,000.00   | 15       | 2027 | F   | \$ 420,000.00 |
| 15       | 2021 | Cheesecake Brook - 1600 Washington - Watertown St 1  | \$ 200,000.00   | 10       | 2028 | DPW Sweeper 2028                                    | \$ 250,000.00 |
| 10       | 2022 | Vactor   | \$ 250,000.00   | 15       | 2028 | G   | \$ 350,000.00 |
| 10       | 2022 | DPW Sweeper 2022                                     | \$ 250,000.00   | 15       | 2028 | H   | \$ 500,000.00 |
| 15       | 2022 | Cheesecake Brook - 1600 Washington - Watertown St 2  | \$ 700,000.00   | 10       | 2029 | DPW Sweeper 2029                                    | \$ 250,000.00 |
| 15       | 2022 | Cheesecake Brook-Watertown Street to Charles River 1 | \$ 725,000.00   | 15       | 2029 | I   | \$ 345,000.00 |
| 10       | 2023 | DPW Sweeper 2023                                     | \$ 250,000.00   | 15       | 2029 | J   | \$ 275,000.00 |
| 15       | 2023 | Cheesecake Brook-Watertown Street to Charles River 2 | \$ 725,000.00   | 10       | 2030 | DPW Sweeper 2030                                    | \$ 250,000.00 |
|          |      |  |                 | 15       | 2030 | K   | \$ 500,000.00 |

### Sewer Capital Projects

| Maturity | Year | Project   | Original        | Maturity | Year | Project   | Original        |
|----------|------|---|-----------------|----------|------|---|-----------------|
|          |      | MWRA Sewer - Interest Free                            | \$ 575,300.00   | 15       | 2020 | Sewer Inflow/Infiltration Project - Area 9 (Year 1)   | \$ 670,000.00   |
|          |      | MWRA Sewer - Interest Free                            | \$ 1,262,800.00 | 15       | 2021 | Sewer Inflow /Infiltration Project - Area 6 (Year 2)  | \$ 30,000.00    |
|          |      | MWRA Sewer - Interest Free                            | \$ 917,000.00   | 15       | 2021 | Sewer Inflow/Infiltration Project - Area 8 (Year 3)   | \$ 293,000.00   |
|          |      | MWRA Sewer - Interest Free                            | \$ 917,000.00   | 15       | 2021 | Sewer Inflow/Infiltration Project - Area 9 (Year 2)   | \$ 207,000.00   |
|          |      | MWPAT Sewer I&I                                       | \$ 6,512,433.00 | 15       | 2021 | Sewer Inflow/Infiltration Project - Area 10 (Year 1)  | \$ 670,000.00   |
|          |      | MWPAT Sewer I&I                                       | \$ 7,772,625.00 | 10       | 2022 | Vactor  | \$ 250,000.00   |
|          |      | MWPAT Sewer I&I                                       | \$ 120,584.00   | 15       | 2022 | Sewer Inflow /Infiltration Project - Area 7 (Year 3)  | \$ 30,000.00    |
|          |      | Sewer Improvements                                    | \$ 2,277,000.00 | 15       | 2022 | Sewer Inflow/Infiltration Project - Area 9 (Year 3)   | \$ 3,693,000.00 |
|          |      | Sewer I&I Removal                                     | \$ 4,239,442.00 | 15       | 2022 | Sewer Inflow/Infiltration Project - Area 10 (Year 2)  | \$ 207,000.00   |
|          |      | Eliot St Water Bldg Masonry Repairs                   | \$ 73,500.00    | 15       | 2022 | Sewer Inflow/Infiltration Project - Area 11 ( Year 1) | \$ 670,000.00   |
|          |      | Sewer Vehicle   | \$ 400,000.00   | 15       | 2023 | Sewer Inflow/Infiltration Project - Area 8 (Year 4)   | \$ 30,000.00    |
| 15       | 2019 | Sewer Inflow /Infiltration Project - Project Area 3&4 | \$ -            | 15       | 2023 | Sewer Inflow/Infiltration Project - Area 10 (Year 3)  | \$ 3,693,000.00 |
| 15       | 2019 | Sewer Inflow/Infiltration Project - Area 5 (Year 1)   | \$ -            | 15       | 2023 | Sewer Inflow/Infiltration Project - Area 11 ( Year 2) | \$ 207,000.00   |
| 15       | 2019 | Sewer Inflow /Infiltration Project - Area 6 ( Year 1) | \$ 2,000,000.00 | 15       | 2024 | Sewer Inflow/Infiltration Project - Area 9 (Year 4)   | \$ 30,000.00    |
| 15       | 2019 | Sewer Inflow /Infiltration Project - Area 7 (Year 1)  | \$ -            | 15       | 2024 | Sewer Inflow/Infiltration Project - Area 11 ( Year 3) | \$ 3,693,000.00 |
| 15       | 2019 | Prairie Avenue Sewer Pump Station                     | \$ -            | 15       | 2025 | A   | \$ 4,600,000.00 |
| 10       | 2019 | Hamlet Street Sewer Pump Station - Replace Pumps      | \$ -            | 15       | 2026 | B   | \$ 4,600,000.00 |
| 15       | 2019 | Sewer Inflow/Infiltration Project - Area 8 (Year 1)   | \$ -            | 10       | 2027 | Vactor  | \$ 250,000.00   |
| 15       | 2020 | Sewer Inflow /Infiltration Project - Area 5 (Year 2)  | \$ 30,000.00    | 15       | 2027 | C   | \$ 4,600,000.00 |
| 15       | 2020 | Sewer Inflow /Infiltration Project - Area 7 (Year 2)  | \$ 261,000.00   | 15       | 2028 | D   | \$ 4,600,000.00 |
| 15       | 2020 | Sewer Inflow/Infiltration Project - Area 8 (Year 2)   | \$ 207,000.00   | 15       | 2029 | E   | \$ 4,600,000.00 |
| 10       | 2020 | Quinobequin Road Sewer Pump Station - Replace Pump    | \$ 150,000.00   | 15       | 2030 | F   | \$ 4,600,000.00 |

### Water Capital Projects

| Maturity | Year | Project                             | Original        | Maturity | Year | Project  | Original        |
|----------|------|-------------------------------------|-----------------|----------|------|--|-----------------|
|          | 2009 | Water Meter Replacement             | \$ 6,000,000.00 |          | 2026 | MWRA Water - Interest Free                                 | \$ 1,360,200.00 |
|          | 2011 | Water Meter Replacement             | \$ 3,000,000.00 |          | 2027 | MWRA Water - Interest Free                                 | \$ 1,360,200.00 |
|          | 2007 | MWRA Water - Interest Free          | \$ 2,586,019.00 |          | 2028 | MWRA Water - Interest Free                                 | \$ 1,360,200.00 |
|          | 2009 | MWRA Water - Interest Free          | \$ 3,600,000.00 |          | 2029 | MWRA Water - Interest Free                                 | \$ 1,360,200.00 |
|          | 2010 | MWRA Water - Interest Free          | \$ 2,224,400.00 |          | 2030 | MWRA Water - Interest Free                                 | \$ 1,360,200.00 |
|          | 2011 | MWRA Water - Interest Free          | \$ 1,933,657.00 |          | 2017 | Water Main Improvements                                    | \$ 2,632,500.00 |
|          | 2012 | MWRA Water - Interest Free          | \$ 1,360,200.00 |          | 2017 | MWRA Lead Loan Service Replacement - Interest Free         | \$ 4,000,000.00 |
|          | 2012 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2019 | Lead Service Replacement Program (LSRP)                    | \$ -            |
|          | 2012 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2019 | Clean and Line Water Pipes to Improve Water Quality        | \$ 3,280,000.00 |
|          | 2013 | Water Main Improvements             | \$ 2,700,000.00 | 10       | 2019 | Langley Road Air Relief Valve Rep                          | \$ 514,000.00   |
|          | 2013 | Eliot St Water Bldg Masonry Repairs | \$ 73,500.00    | 15       | 2019 | Clean and Line Water Pipes to Improve Water Quality        | \$ -            |
|          | 2013 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 10       | 2019 | Stanton Avenue and Winchester Storage Tanks                | \$ 520,000.00   |
|          | 2014 | MWRA Water - Interest Free          | \$ 1,360,200.00 |          |      | Waban Hill Covered Reservoir                               | \$ 600,000      |
|          | 2015 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2020 | Clean and Line Water Pipes to Improve Water Quality        | \$ 3,200,000    |
|          | 2016 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2020 | Clean and Line Water Pipes to Improve Water Quality        | \$ 3,200,000    |
|          | 2017 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2021 | Clean and Line Water Pipes to Improve Water Quality        | \$ 3,200,000    |
|          | 2018 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2022 | Clean and Line Water Pipes to Improve Water Quality        | \$ 3,200,000    |
|          | 2019 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2023 | Clean and Line Water Pipes to Improve Water Quality        | \$ 3,200,000    |
|          | 2020 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2024 | Clean/Line or Replace Water Pipes to Improve Water Quality | \$ 3,200,000    |
|          | 2021 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2025 | A  | \$ 3,200,000    |
|          | 2022 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2026 | B  | \$ 3,200,000    |
|          | 2022 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2027 | C  | \$ 3,200,000    |
|          | 2023 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2028 | D  | \$ 3,200,000    |
|          | 2024 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2029 | E  | \$ 3,200,000    |
|          | 2025 | MWRA Water - Interest Free          | \$ 1,360,200.00 | 15       | 2030 | F  | \$ 3,200,000    |

### Long Range Forecast of Stormwater, Sewer and Water Expenditures, FY2020-2030

|                                   | <u>FY2019</u>        | <u>FY2020</u>        | <u>FY2021</u>        | <u>FY2022</u>        | <u>FY2023</u>        | <u>FY2024</u>        | <u>FY2025</u>        | <u>FY2026</u>        | <u>FY2027</u>        | <u>FY2028</u>        | <u>FY2029</u>        | <u>FY2030</u>        |
|-----------------------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| <b>EXPENDITURES</b>               |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |                      |
| 26 <b>STORM</b>                   | \$ 2,680,000         | \$ 3,161,617         | \$ 3,570,245         | \$ 3,970,691         | \$ 4,315,885         | \$ 4,554,641         | \$ 4,839,122         | \$ 5,011,220         | \$ 5,206,626         | \$ 5,391,957         | \$ 5,534,603         | \$ 5,661,778         |
|                                   |                      | 17.97%               | 12.92%               | 11.22%               | 8.69%                | 5.53%                | 6.25%                | 3.56%                | 3.90%                | 3.56%                | 2.65%                | 2.30%                |
| 27 <b>SEWER</b>                   | \$ 33,974,879        | \$ 34,423,066        | \$ 34,935,414        | \$ 36,076,320        | \$ 37,653,103        | \$ 39,237,366        | \$ 40,965,880        | \$ 42,653,025        | \$ 44,411,870        | \$ 46,262,869        | \$ 48,173,032        | \$ 50,120,206        |
|                                   |                      | 1.32%                | 1.49%                | 3.27%                | 4.37%                | 4.21%                | 4.41%                | 4.12%                | 4.12%                | 4.17%                | 4.13%                | 4.04%                |
| 28 <b>WATER</b>                   | \$ 24,716,342        | \$ 25,401,901        | \$ 26,601,998        | \$ 27,300,461        | \$ 28,401,136        | \$ 29,525,015        | \$ 30,684,490        | \$ 31,874,196        | \$ 33,103,417        | \$ 33,963,322        | \$ 35,166,361        | \$ 36,519,137        |
|                                   |                      | 2.77%                | 4.72%                | 2.63%                | 4.03%                | 3.96%                | 3.93%                | 3.88%                | 3.86%                | 2.60%                | 3.54%                | 3.85%                |
| <b>TOTAL</b>                      | <b>\$ 61,371,221</b> | <b>\$ 62,986,585</b> | <b>\$ 65,107,657</b> | <b>\$ 67,347,471</b> | <b>\$ 70,370,124</b> | <b>\$ 73,317,022</b> | <b>\$ 76,489,492</b> | <b>\$ 79,538,441</b> | <b>\$ 82,721,914</b> | <b>\$ 85,618,148</b> | <b>\$ 88,873,997</b> | <b>\$ 92,301,121</b> |
|                                   |                      | 2.63%                | 3.37%                | 3.44%                | 4.49%                | 4.19%                | 4.33%                | 3.99%                | 4.00%                | 3.50%                | 3.80%                | 3.86%                |
| <b>STORMWATER ANN'L INCR 3.9%</b> | <b>\$ 3,917,375</b>  | <b>\$ 4,070,153</b>  | <b>\$ 4,228,889</b>  | <b>\$ 4,393,815</b>  | <b>\$ 4,565,174</b>  | <b>\$ 4,839,084</b>  | <b>\$ 5,027,809</b>  | <b>\$ 5,223,893</b>  | <b>\$ 5,427,625</b>  | <b>\$ 5,639,303</b>  | <b>\$ 5,859,235</b>  | <b>\$ 6,084,678</b>  |
|                                   |                      |                      |                      |                      |                      |                      | <b>6.00%</b>         |                      |                      |                      |                      |                      |
| <b>TOTAL INCR 3.9%</b>            | <b>\$ 61,371,221</b> | <b>\$ 63,764,699</b> | <b>\$ 66,251,522</b> | <b>\$ 68,835,332</b> | <b>\$ 71,519,910</b> | <b>\$ 74,309,186</b> | <b>\$ 77,207,244</b> | <b>\$ 80,218,327</b> | <b>\$ 83,346,842</b> | <b>\$ 86,597,368</b> | <b>\$ 89,974,666</b> | <b>\$ 93,483,678</b> |

Current Structure

## Impervious Area (Square Feet)

|   |                    |     |
|---|--------------------|-----|
| Commercial & Non Profit<br>(Does not include Parking Lots, Parking Spaces, etc) | 39,464,151         | 35% |
| Residential   | 72,857,034         | 65% |
| <b>Total</b>  | <b>112,321,185</b> |     |

## Current Commercial Stormwater Rate Structure

| <u>Tier (in impervious sq ft)</u> | <u>Accounts</u> | <u>FY2019 Rate per Parcel</u> | <u>Cost per Sq Ft</u> | <u>Total Commercial Revenue</u> |
|-----------------------------------|-----------------|-------------------------------|-----------------------|---------------------------------|
| 0-5,000                           | 203             | \$250.00                      | \$0.0500              | \$50,750.00                     |
| 5,000-7,500                       | 133             | \$500.00                      | \$0.0667              | \$66,500.00                     |
| 7,500-10,000                      | 123             | \$750.00                      | \$0.0750              | \$92,250.00                     |
| 10,000-15,000                     | 127             | \$1,000.00                    | \$0.0667              | \$127,000.00                    |
| 15,000-25,000                     | 132             | \$1,250.00                    | \$0.0500              | \$165,000.00                    |
| 25,000-50,000                     | 128             | \$1,500.00                    | \$0.0300              | \$192,000.00                    |
| 50,000-75,000                     | 57              | \$1,750.00                    | \$0.0233              | \$99,750.00                     |
| 75,000-100,000                    | 42              | \$2,000.00                    | \$0.0200              | \$84,000.00                     |
| 100,000-200,000                   | 49              | \$2,500.00                    | \$0.0125              | \$122,500.00                    |
| 200,000-300,000                   | 11              | \$3,000.00                    | \$0.0100              | \$33,000.00                     |
| 300,000-400,000                   | 12              | \$3,500.00                    | \$0.0088              | \$42,000.00                     |
| 400,000-500,000                   | 1               | \$4,000.00                    | \$0.0080              | \$4,000.00                      |
| >500,000                          | 7               | \$5,000.00                    | \$0.0083              | \$35,000.00                     |
|                                   |                 |                               |                       | <b>\$1,113,750.00</b>           |

**Residential Rate: \$75 = \$1.75 million**

### Current Stormwater Revenue Structure

|                         |                    |     |
|-------------------------|--------------------|-----|
| Commercial & Non Profit | \$1,113,750        | 39% |
| Residential             | \$1,743,750        | 61% |
| <hr/>                   |                    |     |
| <b>Total</b>            | <b>\$2,857,500</b> |     |

**Target Stormwater Revenue: \$3.9 million for FY2020**

# Residential Rates

Increase from  
\$75.00 per year  
To  
\$100.00 per year

Yields Approximately \$600,000

Commercial Rates

### Impervious Area (Square Feet)

|  |                    |     |
|--|--------------------|-----|
| Commercial & Non Profit<br>(Does not include Parking Lots, Parking<br>Spaces, etc) | 39,464,151         | 35% |
| Residential  | 72,857,034         | 65% |
| <b>Total</b>   | <b>112,321,185</b> |     |

### Current Stormwater Revenue Structure

|                         |                    |     |
|-------------------------|--------------------|-----|
| Commercial & Non Profit | \$1,113,750        | 39% |
| Residential             | \$1,743,750        | 61% |
| <b>Total</b>            | <b>\$2,857,500</b> |     |



## Proposed Commercial Stormwater Rate Structure

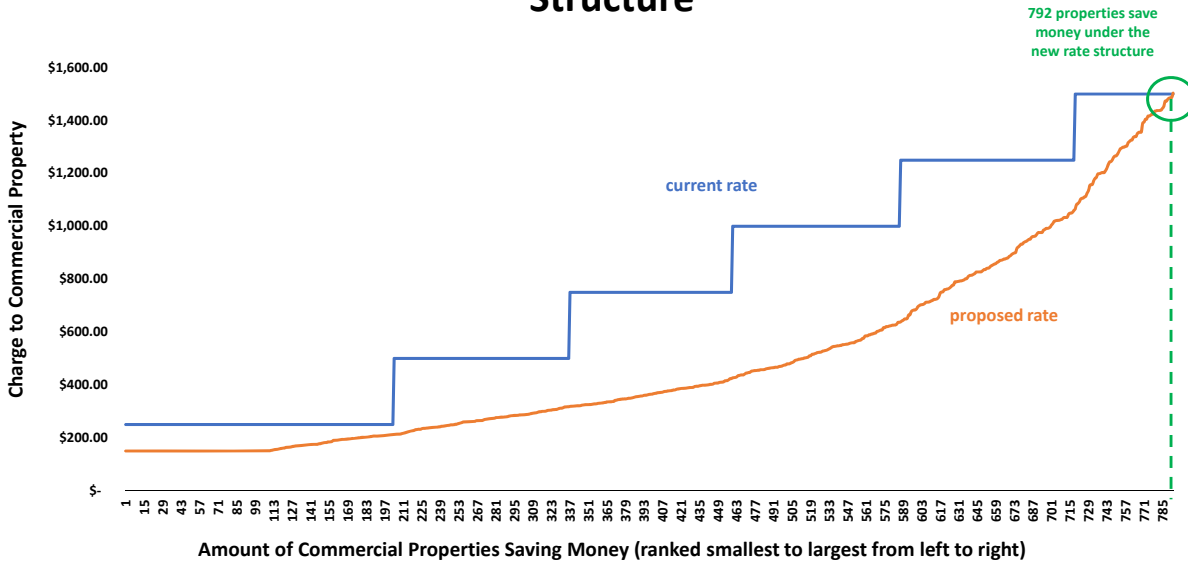
**\$0.0425** per impervious square foot of property

**OR**

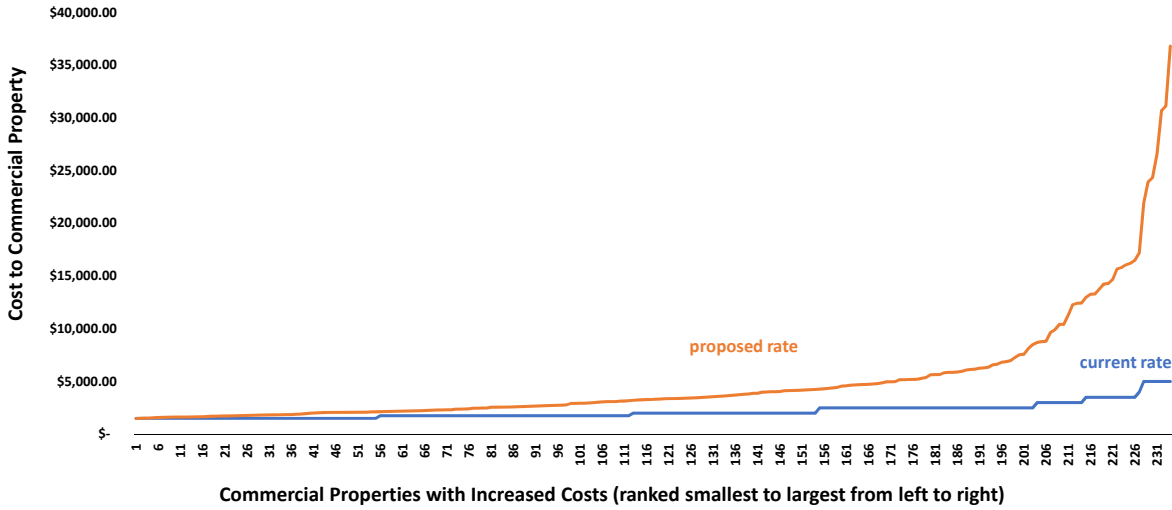
**\$150 Minimum Fee**

(Properties with less than 3530 impervious square feet)

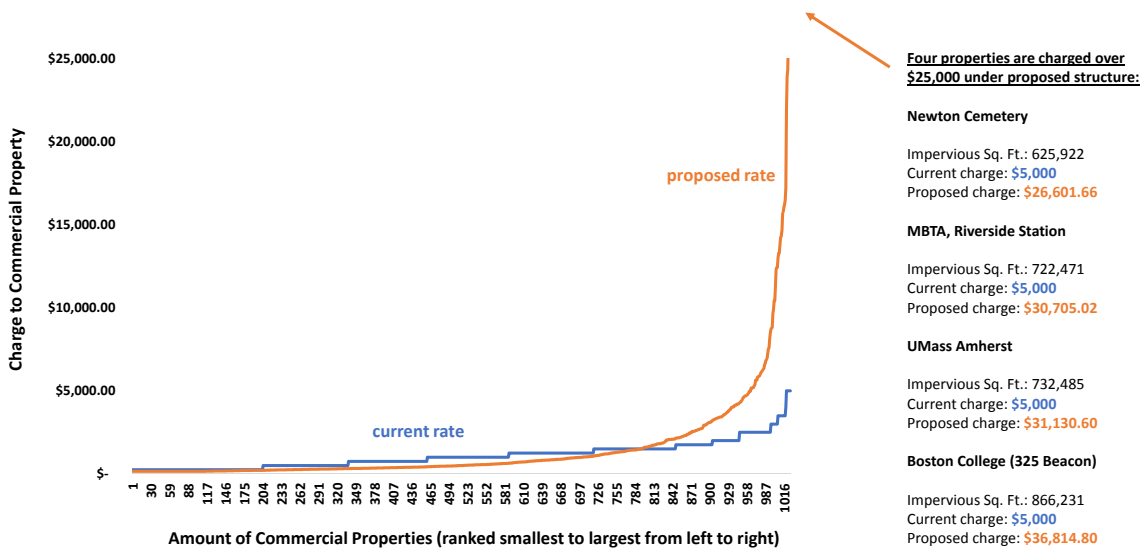
## 792 Properties Save Money under the New Commercial Rate Structure

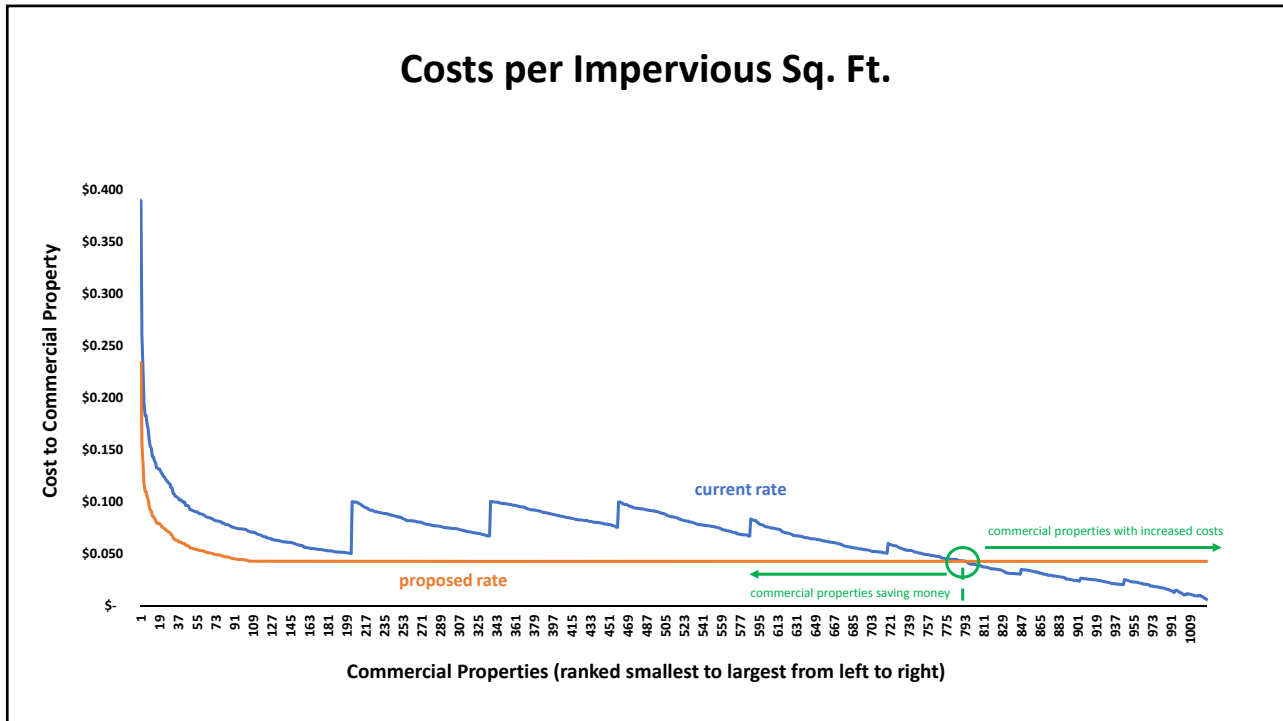


### 233 Properties have Increased Costs Under the New Commercial Rate Structure



### Current vs. Proposed FY2020 Commercial Rate Structure





## The City of Newton The Largest Property Owner in the City

48 Parcels

Total City impervious area: **4,060,159 sq. ft.**

Total commercial impervious area in Newton: **36,848,361 sq. ft.**

The City's share of cumulative commercial impervious area: **9.9%**

## The City of Newton

The City annual stormwater charge, current rate: \$84,750

Cumulative annual commercial stormwater charges, current rate: \$1,111,203

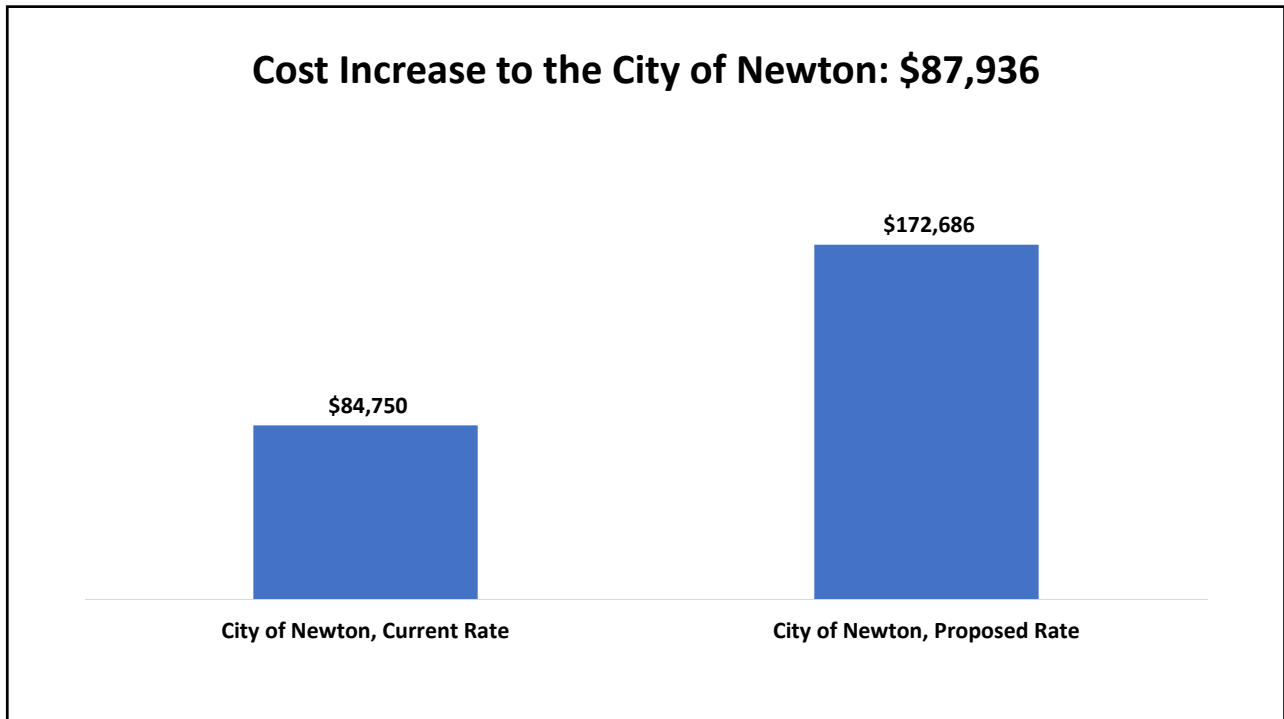
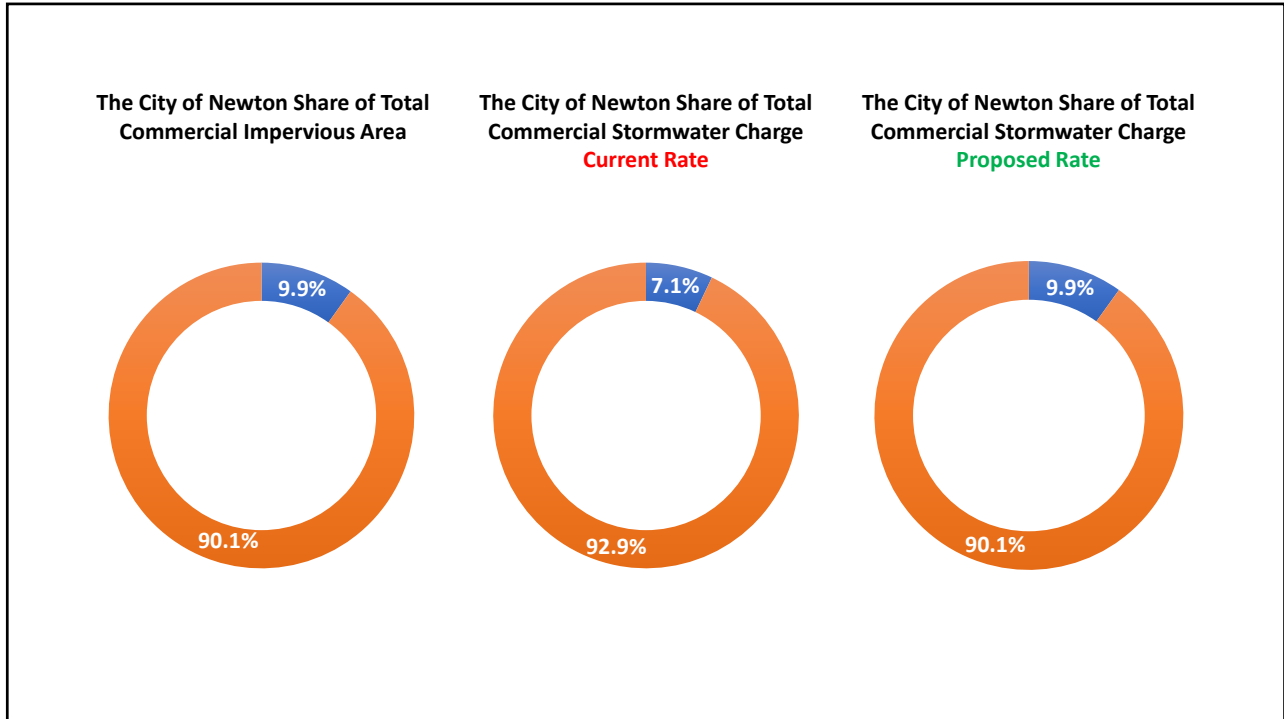
The City's share of annual commercial stormwater charges, current rate: 7.1%

## The City of Newton

The City annual stormwater charge, proposed rate: \$172,686

Cumulative annual commercial stormwater charges, proposed rate: \$1,569,837

The City's share of annual commercial stormwater charges, proposed rate: 9.9%



## 10 Largest Individual Parcels in Newton

| Property                    | Total Impervious Area | % of Total Impervious Area in the City | Current Stormwater Charge | % of Total Charges at the Current Rate | Proposed Stormwater Charge | % of Total Charges at the Proposed Rate |
|-----------------------------|-----------------------|--|---------------------------|--|----------------------------|---|
| Chestnut Hill Square        | 381,510               | 1.04%                                  | \$3,500                   | 0.31%                                  | \$16,214.17                | 1.03%                                   |
| Northland Investment Corp   | 388,006               | 1.05%                                  | \$3,500                   | 0.31%                                  | \$16,490.26                | 1.05%                                   |
| Charles River Country Club  | 404,766               | 1.10%                                  | \$4,000                   | 0.36%                                  | \$17,202.55                | 1.10%                                   |
| Partners Health Care        | 516,116               | 1.40%                                  | \$5,000                   | 0.45%                                  | \$21,934.93                | 1.40%                                   |
| Newton North High School    | 563,145               | 1.53%                                  | \$5,000                   | 0.45%                                  | \$23,933.65                | 1.52%                                   |
| Newton South High School    | 572,841               | 1.55%                                  | \$5,000                   | 0.45%                                  | \$24,345.74                | 1.55%                                   |
| Newton Cemetery Corp        | 625,922               | 1.70%                                  | \$5,000                   | 0.45%                                  | \$26,601.66                | 1.69%                                   |
| MBTA Riverside Station      | 722,471               | 1.96%                                  | \$5,000                   | 0.45%                                  | \$30,705.02                | 1.96%                                   |
| UMass Amherst               | 732,485               | 1.99%                                  | \$5,000                   | 0.45%                                  | \$31,130.60                | 1.98%                                   |
| Boston College (325 Beacon) | 866,231               | 2.35%                                  | \$5,000                   | 0.45%                                  | \$36,814.80                | 2.35%                                   |

## Proposed Commercial Stormwater Rate Structure

**\$0.0425** per impervious square foot of property

**OR**

**\$150 minimum fee**  
(properties with less than 3530 impervious square feet)

# Discussion

CITY OF NEWTON

IN CITY COUNCIL

2018

RESOLVED:

That the City Council supports the vote of the Newton School Committee to authorize the School Department to issue a Request for Proposals for food services for a period of one year with four renewable one-year terms.

Under Suspension of Rules  
Readings Waived and Adopted

(SGD) DAVID A. OLSON  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

Date: \_\_\_\_\_



CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That, in accordance with the recommendations of the Community Preservation Committee through its Chair, Peter Sargent; the Land Use Committee through its Chair Councilor Gregory R. Schwartz; and the Finance Committee through its Chair Councilor Leonard J. Gentile, the sum of three million two hundred fifty thousand dollars (\$3,250,000) be appropriated from the fund balances of the Community Preservation Fund as shown below, to the control of the Planning and Development Department, for a grant to 2 Life Communities to create 60 additional units of permanently affordable, deed-restricted housing for seniors and chronically homeless individuals with disabilities, at 160 Stanton Avenue (Golda Meir House), as described in the proposal and revisions submitted to the CPC from September through December 2018.

|       |  |             |
|-------|--|-------------|
| FROM: | Community Preservation Housing Fund Balance  |             |
|       | (21-3321C).....                              | \$805,000   |
|       | Community Preservation Reserved CPA Purposes |             |
|       | (21-3321).....                               | \$2,445,000 |
| TO:   | Stanton Ave/Golda Meir Expansion             |             |
|       | 21C11425-5795).....                          | \$3,250,000 |

CITY OF NEWTON AND I.A.F.F. LOCAL 863

MEMORANDUM OF AGREEMENT

OCTOBER 11, 2018

1. DURATION:

One Year FY19.

2. WAGE OFFER:

July 1, 2018 (FY19): 2%.

January 1, 2019 EMR increases to 3%.

3. GPS/AVL POLICY:

Attached hereto as Exhibit A.

4. SECURITY CAMERAS:

Attached hereto as Exhibit B.

5. GAS DETAILS: The parties agree to establish a working committee to determine when fire details should be required where contractors are working in the vicinity of gas lines. The committee will also explore when and where details should be required for both demolition work and gas leaks. The committee shall report back to the entire bargaining team by March 31<sup>st</sup> 2019

6. SPECIAL LEAVE DONATION PROGRAM: The parties agree to amend Article IV of the Collective Bargaining Agreement by adding a new Section 4.12, as follows;

Section 4.12: SPECIAL LEAVE DONATION PROGRAM:

1. A member of the bargaining unit may donate up to seventy-two (72) hours, in ten (10) or fourteen (14) hour increments, of special leave to another employee or employees within the bargaining unit per calendar year, through the City of Newton's Department of Human Resources.
2. In order for an employee to donate special leave, he/she must have no less than two-hundred and forty (240) hours of special leave accumulated.

RECEIVED

NOV 08 2018

Newton Retirement System

3. The employee accepting the donation must first reduce their accumulated special leave down to no greater than one hundred and twenty (120) hours before being eligible to accept donated special leave from another member of the bargaining unit. The employee accepting the donated hours must have first exhausted all of their accumulated vacation days (each day representing one (1) 24-hour tour) before being eligible to accept donated special leave from another employee, except that employees may retain one (1) vacation day (each day representing one (1) 24-hour tour) for each full year of employment with the City of Newton. An employee may accept up to forty-eight (48) tours cumulatively of donated special leave, which may be increased by the Chief of the Department in the case of extenuating circumstances.
4. The employee accepting the donation must be on approved FMLA, and donated hours of special leave must be used only for the purpose of an employee's absence due to a serious illness for themselves or a family member, as defined and restricted by the FMLA. This plan is not intended to either extend or limit the twelve (12) weeks of protected leave an employee is entitled to under the FMLA.
5. Donated special leave may not be converted to cash by way of the collective bargaining agreement, City ordinance, and/or any policy, practice or procedure of the City of Newton. Additionally, donated special leave may not be re-donated once accepted.
6. Donated special leave to an employee will be held in an individual special leave account by the City, and then drawn down by the employee accepting the donation as needed by the employee in such manner consistent with this plan. Once donated special leave is used by the employee accepting the donation, it shall be permanently removed from the donor's accumulated special leave.
7. Upon request for special leave donation, the City's Department of Human Resources shall:
  - (a) Email and distribute to the employee accepting a donation of special leave a Donation Form approved by the Director of Human Resources, such form to be submitted with the following information from the employee: (1) evidence of serious illness and approved FMLA; (2) special leave balances of employee accepting the donated time and the donor; (3) vacation balance of employee accepting the donated time; (4) record of length of service with the City of employee accepting the donated time; (5) waiver and release to the City by employee accepting the donated time; and (6) any other information as may be necessary for the Department of Human Resources to process the request.
  - (b) Coordinate with Newton Fire Headquarters to update the accumulated special leave of both the donor and the employee accepting the donated hours in the NFD's Telestaff system; and
  - (c) Maintain confidentiality, as practicable.

MOA, 10/10/18

Page 3.

I.A.F.F., Local 863

CITY OF NEWTON

By: Marc Ryan  
Dated: 10-12-18

By: BD  
Dated: 10-15-18

By: [Signature]  
Dated: 12 OCT 2018

By: McMurray  
Dated: 10/15/18

By: Ben Hill  
Dated: 10-13-18

By: [Signature]  
Dated: 10/15/18

By: Ryan Rooney  
Dated: 10.13.18

By: [Signature]  
Dated: 10/13/2018

By: [Signature]  
Dated: 10/15/18

CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That, in accordance with the recommendation of the Public Safety & Transportation Committee and Finance Committee through their respective Chairs Allan C. Ciccone, Jr. and Leonard J. Gentile, a transfer of funds in the amount of three hundred fifty thousand dollars (\$350,000) to the Fire Department Full-time Salaries to supplement funding required for the settlement of the Fiscal Year 2019 Memorandum of Agreement that was recently ratified by the International Association of Firefighters, be and is hereby approved as follows:

|       |   |           |
|-------|---|-----------|
| FROM: | Current Year Wage Reserve<br>(0110498-5197).....        | \$350,000 |
| TO:   | Fire/Rescue Full-time Salaries<br>(0121002-511001)..... | \$350,000 |

Under Suspension of Rules  
Readings Waived and Approved

(SGD) DAVID A. OLSON  
City Clerk

(SGD)RUTHANNE FULLER  
Mayor

Date \_\_\_\_\_

CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That, in accordance with the recommendation of the Public Safety & Transportation Committee and Finance Committee through their respective Chairs Allan C. Ciccone, Jr. and Leonard J. Gentile, a transfer of funds in the amount of ninety-five thousand dollars (\$95,000) to various department accounts, be and is hereby approved as follows:

|       |   |          |
|-------|---|----------|
| FROM: | Fire Pumper Replacement<br>(34AA210J-58504).....              | \$95,000 |
| TO:   | Automobiles/Light Trucks<br>(021006-58501).....               | \$60,000 |
|       | Training Expenses<br>(0121008-5319).....                      | \$10,000 |
|       | Housekeeping Equipment<br>(0121005-585171).....               | \$15,000 |
|       | Public Building Repairs & Maintenance<br>(0121005-52407)..... | \$10,000 |

Under Suspension of Rules  
Readings Waived and Approved

(SGD) DAVID A. OLSON  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

Date: \_\_\_\_\_

CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Leonard J. Gentile, the authorization to expend a grant by the State Department of Energy Resources in the amount of four thousand nine hundred ninety-nine dollars (\$4,999) from the Municipal Energy Technical Assistance Grant to be used to evaluate the feasibility of a microgrid at Newton North High School, be and is hereby approved.

Under Suspension of Rules  
Readings Waived and Approved

(SGD) DAVID A. OLSON  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

Date: \_\_\_\_\_

CITY OF NEWTON

IN CITY COUNCIL

2018

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Leonard J. Gentile, the sum of seven thousand dollars (\$7,000) be and is hereby appropriated from the Handicapped Parking Fine Fund to be used to pay for a special police detail to enforce the accessible (HP) parking regulations.

From: Handicapped Parking Violations  
(14-3314M3)..... \$7,000

To: Operation Access  
(C108006-513001)..... \$7,000

Under Suspension of Rules  
Readings Waived and Adopted

(SGD) DAVID A. OLSON  
City Clerk

(SGD) SETTI D. WARREN  
Mayor

Date: \_\_\_\_\_