CITY OF NEWTON

IN BOARD OF ALDERMEN

FINANCE COMMITTEE AGENDA

MONDAY, FEBRUARY 25, 2013

7:00 PM Room 222

ITEMS SCHEDULED FOR DISCUSSION:

Re-appointment by His Honor the Mayor

#72-13 <u>EDWARD GOURDEAU</u>, 94 Clearwater Road, Newton Lower Falls, reappointed as a Constable for the City of Newton for a term of office to expire January 28, 2016. (60 days 4-20-13) [02/04/13 @ 3:55 PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#73-13 <u>HIS HONOR THE MAYOR</u> requesting an appropriation in the amount of one hundred twenty-five thousand dollars (\$125,000) from Free Cash for the purpose of supplementing the Veterans' Benefits Account. [[02/11/13 @ 5:14 PM] **PROG & SERV APPROVED 5-0-1 (Linsky abstaining) on 02/20/13**

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#75-13 <u>HIS HONOR THE MAYOR</u> requesting authorization to transfer of seven hundred fifty thousand dollars (\$750,000) from the Snow/Ice Budget Reserve and the sum of three hundred thousand dollars (\$300,000) from the Inclement Weather Reserve to the Department of Public Works Snow/Ice Control Rental Vehicles Account. [02/11/13 @ 5:14 PM]

PUBLIC FACILITIES APPROVED AS AMENDED 6-0 (Crossley, Laredo not voting) on 02/20/13

#39-13 <u>HIS HONOR THE MAYOR</u> requesting authorization to increase the previously authorized expenditure (Budget Board Order #383-11(2)) by a sum of fifty-six thousand twenty-four dollars (\$56,024) from the FY12 Housing and Urban Development (HUD) Emergency Solutions Grant for homelessness prevention. [01/16/13 @ 8:58 AM]

The location of this meeting is handicap accessible, and reasonable accommodations will be provided to persons requiring assistance. If you have a special accommodation need, please contact the Newton ADA Coordinator Trisha Guditz, 617-796-1156, via email at TGuditz@newtonma.gov or via TDD/TTY at (617) 796-1089 at least two days in advance of the meeting date.

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

#316-12(2) COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of four hundred seventy-five thousand dollars (\$475,000) to the Planning and Development Department to continue the Newton Homebuyer Assistance Program as described in the proposal amended in December 2012. [01/25/13 @ 12:33 PM]

ZONING & PLANNING APPROVED 6-0 ON 02/11/13

#40-13 <u>DIRECTOR OF PLANNING</u> requesting amendment to City of Newton Ordinances Chapter 26-30. **Licenses for café furniture on sidewalks.** by deleting the licensing fee from 26-30(c) and approving a new license fee structure in Chapter 12 by replacing the current annual café furniture license fee of \$25 with a fee of \$100 for the initial application and a \$50 annual fee for renewal and giving the Health and Human Services Department the authority to collect the fees. [01/16/13 @ 3:44 PM]

#317-12 <u>HIS HONOR THE MAYOR</u> submitting the FY14 - FY18 Five-Year Financial Forecast for Board of Aldermen review/acceptance. [10/09/12 @ 2:38 PM]

ITEMS NOT SCHEDULED FOR DISCUSSION:

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#74-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred thirty six thousand dollars (\$136,000) from current year salary savings from attrition in various departments' salary accounts to the Elections Department. One hundred twenty eight thousand dollars (\$128,000) would be used to fund the cost of a special primary and special election to fill the vacancy resulting from the resignation of Senator John Kerry and eight thousand dollars (\$8,000) would be used to fund temporary staffing for the Elections Department. [02/11/13 @ 5:14 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEE

#41-13

ALD. CROSSLEY, FULLER AND SALVUCCI requesting a discussion with the administration to review how the city inventories, plans for, budgets and accounts for needed smaller capital expenditures (currently set at under \$75,000), which are excluded from the Capital Improvement Plan (CIP); how to make these non-CIP capital maintenance items visible, and how to integrate them with the overall planning, CIP, and budgeting processes. [01/14/13 @ 5:02 PM]

PUBLIC FACILITIES on 02/20/13

#15-13 <u>FINANCIAL AUDIT ADVISORY COMMITTEE</u> requesting review and acceptance of the revised City of Newton Investment Policy. [12/18/12 @ 9:31 AM]

REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES

- #428-12 <u>ALD. CICCONE & FULLER</u> requesting a discussion with the Executive Office and the Police Department regarding police staffing and overtime costs.

 [12/07/12 @ 1:34 PM]
- #412-12 <u>HIS HONOR THE MAYOR</u> requesting a discussion regarding updating the City's departmental fees and fines. [11/27/12 @ 12:45 PM]

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

#322-12 HIS HONOR THE MAYOR submitting the FY14-FY18 Capital Improvement Program pursuant to section 5-3 of the Newton City Charter. [10/09/12 @ 2:38 PM]

REFERRED TO PUBLIC SAFETY/TRANSPORTATION & FINANCE COMMITTEES

#281-12 <u>HARRY SANDERS</u> requesting creation of an ordinance to allow pawnbrokers in the City of Newton pursuant to G.L. c. 140 section 70 with potential for non-fixed location of business. Secured property storage would not entail retail walkin; model would entail possible satellite locations enabling the possibility of integrating Newton students. [08-31-12 @12:25 PM]

REFERRED TO ZONING & PLANNING, LAND USE & FINANCE COMMITTEES

#273-12 <u>ALD. CROSSLEY & HESS-MAHAN</u> requesting a restructuring and increase in fees for permits charged by the Inspectional Services Department and fees charged by the Planning Department and City Clerk to assure that fees are both sufficient to fund related services provided and simple to administer. [09-10-12 @1:17 PM]

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

#257-12

RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.

REFERRED TO PROG & SERV, PUB. FAC., ZAP, AND FINANCE COMMITTEES

#256-12 <u>ALD. HESS-MAHAN, SANGIOLO & SWISTON</u> proposing and ordinance promoting economic development and the mobile food truck industry in the City of Newton. [08/06/12 @4:46 PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#254-12 <u>ALD. HESS-MAHAN, SANGIOLO, DANBERG, KALIS, CROSSLEY</u> proposing an ordinance relating to plastic bag reduction that would add a fee to single-use plastic and paper bags that are not at least 40% post-consumer recycled content, at certain retail establishments in Newton. [07/18/12 @4:34 PM]

- #248-12 <u>RECODIFICATION COMMITTEE</u> recommending that **ARTICLE IV. PURCHASES AND CONTRACTS, Secs. 2-182 through 2-205**, be amended to make it consistent with state law.
- #247-12 <u>RECODIFICATION COMMITTEE</u> recommending that Chapter 18 MEMORIAL FUNDS AND TRUSTS be reviewed relative to the consequences and practices of special legislation passed by the General Court in 2007, Chapter 75 of the Acts of 2007, in which the City sought and was granted an exemption from G.L. Chapter 44 §54, which intent was to allow the City greater flexibility in terms of investments.

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#185-12

ALD. BAKER, BLAZAR, SANGIOLO, LINSKY, ALBRIGHT & DANBERG requesting that the Board of Aldermen adopt a RESOLUTION to His Honor the Mayor asking that, when the Mayor seeks future Board approval for bonding the cost of additional capital facilities or equipment for the schools, he include in that funding request, as well as in the city-wide Capital Improvement Plan, the estimated costs needed for funding the capital technology needs of the Newton Schools, including the appropriate portions of the estimated project costs of the School Committee's three-year district-wide technology plan not anticipated to be funded by the Information Technology Department budget; the anticipated technology grants from Boston College for the elementary schools; and/or estimated revenue from the E-rate Technology Reimbursement Program.

[06/11/12 @ 11:23 PM]

PROG & SERV APPROVED 6-0 on 07/11/12

#102-12 <u>HIS HONOR THE MAYOR</u> requesting authorization to appropriate the sum of five hundred thousand dollars (\$500,000) from cable contract receipts for the purpose of constructing Phase I of III to connect all city facilities with high-speed fiber infrastructure for continued reliance on the IT network. [04-09-12 @ 3:40 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#54-12(2) PUBLIC FACILITIES COMMITTEE proposing that Chapter 26, Section 71 (b)(1) & (2) and Section 73(c)(2) of the City of Newton Ordinances be amended by increasing the assessment minimum from five hundred dollars (\$500) to no more than two thousand dollars (\$2,000). [10/17/12]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#39-12 <u>HIS HONOR THE MAYOR</u> requesting authorization to establish a revolving account with an annual expenditure limit of \$2,000,000 for the purpose of receiving funds collected by the Newton Schools Foundation in connection with the sale of naming rights for Newton Public School buildings and facilities and to be distributed for the sole purpose of public school education technology and curriculum purposes. [01/30/12 @ 4:18 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #383-11(4) HIS HONOR THE MAYOR recommending that Section 29-80 (b)(1) of the City of Newton Revised Ordinances, 2007 be amended by revising the stormwater rates as follows: single-family residences \$25 per year, two-family residences \$37.50 per year, and multi-family (3 units or more), commercial, industrial, and institutional properties (to include non-profits) would be charged at a rate of \$25 per Equivalent Residential Unit of 2,600 square feet of impervious surface on the property to take effect on July 1, 2012. [04-09-12 @ 2:39 PM]
- #140-11 <u>ALD. HESS-MAHAN</u> requesting acceptance of MGL Chapter 59 §5c which allows communities to shift the tax burden away from homeowners who live in lower than average valued single and multi-family homes to owners of higher valued homes, second homes, and most apartment buildings. {04-15-11 @ 3:07 PM]

REFERRED TO PROG & SERV, PUB FACIL. & FINANCE COMMITTEES

#130-11 PAUL COLETTI, ALD. SANGIOLO, DANBERG, & JOHNSON requesting Home Rule Legislation to create a Capital Preservation Fund for the City of Newton modeled on the Community Preservation Fund to address the capital needs of the City. [04/11/11 @9:42 PM]

PUBLIC FACILITIES NO ACTION NECESSARY 6-0 (Lennon not voting) on 10/18/11

PROGRAMS & SERVICES APPROVED 5-0-3 (Fischman, Baker, Blazar abstaining) on 03/21/12

#130-11(A) PROGRAMS & SERVICES COMMITTEE requesting the Finance Committee review alternate proposed Home Rule Legislation language related to the creation of a Capital Preservation Fund.

PROGRAMS & SERVICES APPROVED & REFERRED TO FINANCE 7-0-1 (Blazar abstaining) on 03/21/12

REFERRED TO PUBLIC SAFETY&TRANS & FINANCE COMMITTEES

#363-10(2) <u>ALD. ALBRIGHT</u> proposing a trial of parking meter free Saturdays between Thanksgiving and New Year for the shopping areas to support shopping at local businesses in Newton. [02-10-12 @9:13 AM]

PS & T VOTED NO ACTION NECESSARY on 02/06/13

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#311-10(A) <u>HIS HONOR THE MAYOR</u> requesting an appropriation in the amount of three million three hundred thirty-five thousand dollars (\$3,035,000) from bonded indebtedness for the purpose of funding the FY 2011 Capital Improvement Plan projects as follows: [11/29/10 @ 3:23 PM]

Architectural Design and Engineering/ Next Scheduled Fire Station \$400,000 A-2 - HELD 6-0 \$270,000 for final design bidding and construction admin on 12/08/10

REFERRED TO LAND USE & FINANCE COMMITTEES

#276-10

<u>ALD. FULLER, CROSSLEY, DANBERG, LINSKY</u> requesting a review of guidelines for mitigation fund provisions to maximize the use of such funds on behalf of the city together with mechanisms by which the city can better track such funds to ensure they are used in a timely fashion.

REFERRED TO FINANCE AND PROGRAMS AND SERVICES COMMITTEES

#245-06

ALD. JOHNSON AND HESS-MAHAN requesting an amendment to the City Charter to require the Mayor annually to prepare and submit to the Board of Aldermen a long-term financial forecast of anticipated revenue, expenditures and the general financial condition of the City, including, but not limited to identification of any factors which will affect the financial condition of the City; projected revenue and expenditure trends; potential sources of new or expanded revenues; anticipated municipal needs likely to require major expenditures; and a strategic plan for meeting anticipated municipal needs, to include, but not be limited to, any long or short-term actions that may be taken to enhance the financial condition of the City.

Respectfully submitted,

Leonard J. Gentile, Chairman



City of Newton, Massachusetts Office of the Mayor

#72-13

Telephone (617) 796-1100

Facsimile (617) 796-1113

TDD/TTY (617) 796-1089

E-mail swarren@newtonma.gov

January 28, 2013

Honorable Board of Aldermen **Newton City Hall** 1000 Commonwealth Avenue Newton, MA 02459

Ladies and Gentlemen:

I am pleased to reappoint Edward Gourdeau of 94 Clearwater Road, Newton as a Constable for the City of Newton. His term of office shall expire January 28, 2016 and his reappointment is subject to your confirmation.

Thank for your attention to this matter.

Since elv vours.

\$9 tti D. Warren

Mayor



The Hanover Insurance Company | 440 Lincoln Street, Worcester, MA 01653
Citizens Insurance Company of America | 645 West Grand River Avenue, Howell, MI 48843
Massachusetts Bay Insurance Company | 440 Lincoln Street, Worcester, MA 01653

PUBLIC OFFICIAL BOND

				Воі	nd No.: <u>BON978</u>	9698	
Know all men	by these presents,						
That <u>Edward W.</u>	Gourdeau, Jr.						
as Principal, an	nd The Hanover Insura	nce Company	and/or Massac	husetts Bay Ins	urance Compa	iny having	its executive
office in	Worcester		Massachusetts	, as Suret	y, are held and	d firmly bo	und unto the
		City of	Newton			in	the penal
and truly to be severally, firmle of years this bo	e made, we bind ours y by these presents, to and remains in force or	selves, our he he liability of t is renewed or	irs, executors, the Surety bein r of the numbe	, administrators ng limited to sai r of premiums t	s, successors and penal sum recharged by the contract of the c	and assign egardless o ayable or p	ns, jointly and of the number paid.
The Co	endition of this obliga	ation is such,	Constable	s the said Princ	ipai was electe	a or appoi	nted as
Dec	therefore, if the Princiember, or position, then this control	²⁰¹² , we	ell and faithfull	v perform all an	d singular the	duties inc	umbent unon
specifying the date of such ca In Wit	end may be terminated effective date of cancel incellation shall be at t ness Whereof, the Pr and caused these pres	ellation, or by he expiration of incipal has he	the Surety may of fifteen days reunto set <u>its</u> h	ailing written no after the date o nand and seal a	otice to the Ol of such notice. Ind the Surety	bligee and has affixed	the effective
Dec	ember ,	2012		·		,	
Witness:			Edward W. (Gourdeau, Jr.			
			Ву:			71-710-1	
			☐ THE HAI	NOVER INSURA	NCE COMPANY	,	
			Ву:				
			Ву:	CHUSETTS BAY		m_j	SORY INCORPORATED 1994

Bond No.: BON9789698

THE HANOVER INSURANCE COMPANY MASSACHUSETTS BAY INSURANCE COMPANY CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

David O. Smith

of Quincy, MA

and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

In the amount of \$5,000.00

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this 22nd day of August 2012



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS, INSURANCE COMPANY OF AMERICA

Homa

Robert Thomas, Vice President

THE COMMONWEALTH OF MASSACHUSETTS) COUNTY OF WORCESTER) ss.

On this **22nd** day of **August 2012** before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.

BARBARA A. GARLICK
Notary Public
Commonwealth of Massachusetts
tay Commission Expires Sept. 21, 2018

Barbara A. Garlick, Notary Public
My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 6th day of December

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

2012

J. Michael Pete, Vice President

REFERENCES

Act Chief Howard Mintz Newton Police Dept 1321 Washington St Newton, Ma 02465 617-796-2101

Sgt Frank Eldridge Newton Police Dept Commander Firearms Training Unit 1321 Washington St Newton, Ma. 02465

Sgt John O'Connell Newton Police Dept 1321 Washington St Newton, Ma. 02465 617-796-2100

Lt..Lopez Newton Fire Department 1164 Centre St Newton, Ma 617-552-7283



City of Newton, Massachusetts Office of the Mayor

#73-13

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E-mail swarren@newtonma.gov

February 11, 2013

Honorable Board of Aldermen Newton City Hall 1000 Commonwealth Avenue Newton Centre, MA 02459 Id A. Olson, CM

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to transfer the sum of \$125,000 from June 30, 2012 Free Cash to Acct # 0150301-5709 Veterans' Benefits.

Currently, the Veterans Service Officer has been distributing an average of approximately \$22,500 per month in benefits. As you know the City will be reimbursed for 75% of this expenditure.

Thank you for your consideration of this matter.

Sincerely

Setti D. Warren

Mayor



City of Newton, Massachusetts Office of the Mayor

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E-mail swarren@newtonma.gov

February 20, 2013

Honorable Board of Aldermen Newton City Hall 1000 Commonwealth Avenue Newton Centre, MA 02459 David A. Olson, CMC Newton, MA 02459

EB 20 PM 2: 32

Ladies and Gentlemen:

I write to request that your Honorable Board amend Docket #75-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of seven hundred fifty thousand dollars (\$750,000) from the Snow/Ice Budget Reserve and the sum of three hundred thousand dollars (\$300,000) from the Inclement Weather Reserve to the Department of Public Works Snow/Ice Control Rental Vehicles Account. [02/11/13 @ 5:14 PM] by replacing the request for the sum of \$750,000 from the Snow/Ice Budget Reserve with a request for the sum of \$1,000,000 from the Snow/Ice Budget Reserve. The Department of Public Works spent approximately \$1.6 million on the Blizzard of 2013, and an additional \$200K + this past weekend on snow removal. As you know, snow is once again in the forecast for this weekend.

This action will deplete the Snow/Ice Reserve carried in the Comptroller's Budget. However, \$2 million remains in Free Cash and \$500 K in the Inclement Weather Reserve should the City need additional funding.

Thank you for your consideration of this matter.

Sincerely,

Setti D. Warren

Mayor

Public Works Department FY13 Snow and Ice Projected Spending for 2/8/2013 - 2/9/2013 s

	Based on 24.8" and 40 hours' duration		D
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511001	SALARY WAGES	1 2 2	0
513001	REGULAR OVERTIME		372,759
513001A	REGULAR OVERTIME -		10.000
513001A	BUILDINGS/SCHOOLS		10,000
513004	WORK BY OTHER DEPARTMENTS - OVERTIME		19,200
514311	DRIVING BONUS/STAND-BY SNOW PAY		31,008
514318	SNOW WATCH PAY		7,000
514321	PROMPTNESS PAY STIPEND		0
5273	RENTAL: VEHICLE & EQUIPMENT		772,937
5273A	RENTAL: VEHICLE & EQUIPMENT BUILDINGS/SCHOOLS		180,000
5386	WEATHER FORECAST SERVICE		0
5480	GASOLINE		8,935
5481	DIESEL FUEL	- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1	11,633
5484	VEHICLE REPAIR PARTS		15,153
5500			
5532	SAND AND SALT	<u> </u>	166,852
5712	MEALS	24. 	1,500
5783	PRIVATE PROPERTY DAMAGE		0
57MEDA	MEDICARE PAYROLL TAX	- 779 T T	6,814

TOTALS

\$1,603,790

City of Newton, Massachusetts Office of the Mayor

#75-13

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Facsimile (617) 796-1113

(617) 796-1089

E-mail
swarren@newtonma.gov

David A. Olson, Ch Newton, MA 0241

013 FEB | 1 PM 5: 11

February 11, 2013

Honorable Board of Aldermen Newton City Hall 1000 Commonwealth Avenue Newton Centre, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to transfer and authorize the expenditure of the sum of \$750,000 from Acct # 0110498-5794 Budget Reserve Snow/Ice Removal and \$300,000 from the Inclement Weather Reserve to Acct # 0140110-5273 Department of Public Works Snow/Ice Control Rental Vehicles. This money will then be reallocated to cover the costs of contractors, salt, gasoline, etc. Additionally, I have authorized the transfer of \$300,000 from current year savings in DPW salary accounts to cover the costs associated with overtime for City of Newton employees.

The Blizzard of 2013 dropped 24.9 inches of snow on the City. The cost of this storm will approximate \$1.2 - \$1.5 million. Following these transfers the City will continue to have more than \$2 million in free cash and \$500K in the Inclement Weather Reserve.

Thank you for your consideration of this matter.

Sincerel

Setti D. Warren

Mayor



City of Newton, Massachusetts Office of the Mayor

#39-13

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E-mail swarren@newtonma.gov

January 15, 2013

Honorable Board of Aldermen Newton City Hall 1000 Commonwealth Avenue Newton Centre, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to accept the sum of \$56,024 for an additional allocation of the City of Newton's FY12 Housing and Urban (HUD) Emergency Solutions Grant (ESG) and to authorize the expenditure of this grant for homelessness prevention.

Attached you will find the details of the grant award provided by Candace Havens, Director, Planning and Development Department.

Thank you for your consideration of this matter.

Singerely,

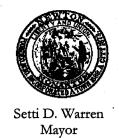
Betti D. Warren

Mayor

RECEIVED Newton City Clerk 2013 JAN 16 AM 8: 58 David A. Olson, CMC Newton, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459 www.newtonma.gov

DEDICATED TO COMMUNITY EXCELLENCE



City of Newton, Massachusetts

Department of Planning and Development 1000 Commonwealth Avenue Newton, Massachusetts 02459 Telefax
(617) 796-1120
Telefax
(617) 796-1142
TDD/TTY
(617) 796-1089
www.newtonma.gov

Candace Havens Director

MEMORANDUM

Date: 1/11/2013

To: Candace Havens, Director, Planning and Development Department

From: Carl Baniszewski, Community Development Planner

Re: Emergency Solutions Grant Acceptance by the Board of Aldermen

Newton City Clark

1013 JAN 16 AM 8: 58

David A. Olson, CMC

Newton, MA 02459

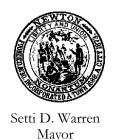
Background:

The City of Newton's FY12 Housing and Urban Development (HUD) Emergency Solutions Grant (ESG) agreements and funds arrived at the City in two allocations. The first allocation of \$99,599.00 was included in HUD Grant Agreement E-11-MC-25-0011 and was signed by the Mayor on 9/14/2011. This allocation was approved in Budget Board Order #129-11 for the fiscal year beginning July 1, 2011 and ending June 30, 2012. The first allocation has already been awarded to local agencies to provide Emergency Shelter services for homeless individuals and families. The second allocation of \$56,024.00 was included in HUD Grant Agreement E-11-MC-25-0010 and was signed by the Mayor on 8/23/2012. This allocation does not appear in Budget Board Order #129-11.

This second allocation is to be used for homelessness prevention. The Human Service Advisory Committee recommended to the Planning and Development Board that these funds be combined with FY13 ESG homelessness prevention funds and be awarded to Brookline Community Mental Health Center. The Planning and Development Board held a Public Hearing on the matter and is recommending the Mayor's approval. The FY13 funds have already been accepted by the Board of Aldermen in Budget Board Order #383-11(2). The FY12 second allocation of \$56,024.00 was not expected at the time the grant was originally awarded. Because the Mayor has already signed the grant agreement, the funds have been released in the City's line of credit and are available for expenditure. Board acceptance of this grant is required to enable the Comptroller to fund the project in the City's accounting system.

Action Requested:

To docket for consideration as approval is needed by the Board of Aldermen to accept the second allocation of \$56,024.00 and make it available to be awarded to a local provider who is to administer and operate a Homelessness Prevention and Rapid Re-housing program for individuals and families at-risk of homelessness or already homeless.



City of Newton, Massachusetts

Department of Planning and Development

1000 Commonwealth Avenue Newton, Massachusetts 02459

Telephone (617) 796-1120 Telefax (617) 796-1142 TDD/TTY (617) 796-1089 www.newtonma.gov

Candace Havens Director

NEWTON HOMEBUYER PROPOSAL:

REQUEST FOR \$475,000 to Recapitalize Newton Homebuyer Program

- \$450,000 for Homebuyer Assistance (estimated three households)
- \$15,000 Housing Administration
- \$10,000 Rehabilitation Fund, if required for resale.

Program Changes:

- Increase in the maximum subsidy from \$115,000 to \$150,000 adjusted for household size:
 - \$115,000 maximum for one bedroom household
 - \$125,000 maximum for two bedroom household
 - \$150,000 maximum for three bedroom or larger household
- \$75,000 household asset limit

JUSTIFICATION FOR CHANGES

- Housing prices have increased while incomes have fallen.
- Program is largely serving 1 and 2 person households subsidy increase will enable 3+ person households to participate and create a more diverse applicant pool.

ELIGIBILITY

Buyer's income must still be at or below 80% of current Area Median Income (AMI)

- 2 person household income cannot exceed \$53,900
- 4 person household income cannot exceed \$67,350

City investment keeps the unit permanently affordable:

FIRST SALE											
\$13,500.00	Homebuyer	downpayment									
\$141,500.00	Homebuyer	mortgage									
\$115,000.00	<u>Program</u>	write-down - (subsidy)									
\$270,000.00	to seller	full-market sales price									

\$155,000 Total contribution from 1st buyer (price to buyer)

SECOND SALE											
If area median income increases slightly											
\$7,800.00	Homebuyer	downpayment									
\$148,200.00	Homebuyer	<u>mortgage</u>									
\$156,000.00	to seller	restricted sales price									

\$156,000 Total received by 1st buyer (who is now the seller)

NEWTON HOMEBUYER PROGRAM



Request for Funds from the **Community Preservation** Committee

January 24, 2013

NEWTON HOMEBUYER PROPOSAL



PROPOSAL REQUEST:

- 1) \$475,000 to continue funding program
- 2) Increase subsidy from \$115,000 to \$150,000

PREVIOUS FUNDING RECEIVED:

2008	\$968,800
2006	\$208,250
2004	\$500,000

NEWTON HOMEBUYER PROPOSAL



\$475,000 includes the following:

\$450,000	00 Homebuyer Assistance
\$15,000	00 Housing Administration
\$10,000	000 Rehab Fund

Increase maximum Subsidy from \$115,000 to \$150,000*

*Maximum subsidy allocated will be based on bedroom and household size.

BACKGROUND



Program is 12 years old (CPA funds added 2004)

36 Households assisted

Total CPA funds expended: \$1,514,520.53

Applicants assisted per year: 3 households

Average Household size served: 2.3 people

Pre-approved applicants: 6 / Balance:

\$66,623.00

WHAT IS THE NEWTON HOMEBUYER **PROGRAM?**

Assists low- to moderate-income households purchase an affordable home in Newton

Funding assistance of up to \$115,000

Helps to reduce the purchase price of a home

Properties assisted become deed restricted as affordable properties.

WHO IS ELIGIBLE?



- example, \$47,150 for a one-person household and Buyer must meet Federal income guidelines - For \$53,900 for a two-person household.
- Be a first time homebuyer
- Have pre-approval for a 30 year fixed rate mortgage
- Be purchasing a home in Newton

HOW DOES THE PROGRAM WORK?

- Staff determines if buyer is eligible
- Buyer finds property
- to get purchase (monthly housing costs) at or below Funding determination based on minimum required 33% of household's monthly income
- Amount of assistance depends on purchase price, income, savings and mortgage

SAMPLE CASE



Sales Price	\$239,000
-Mortgage	-\$122,500
-Downpayment (5%)	-\$11,950
Subsidy Amount	\$104,550

Final Purchase Price

\$134,450

JUSTIFICATION FOR SUBSIDY INCREASE



 Program is serving one and two person households

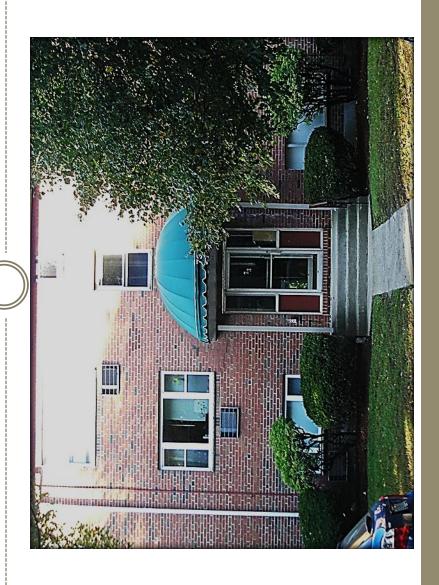
participate in program and create a more diverse An increase will enable 3+ person households to applicant pool

BENEFITS OF REFUNDING PROGRAM

Program provides affordable homeownership opportunities for low and moderate income households - 2008 Comprehensive Plan priority

socioeconomic diversity of the City – 5 year Program increases the racial and Consolidated Plan priority

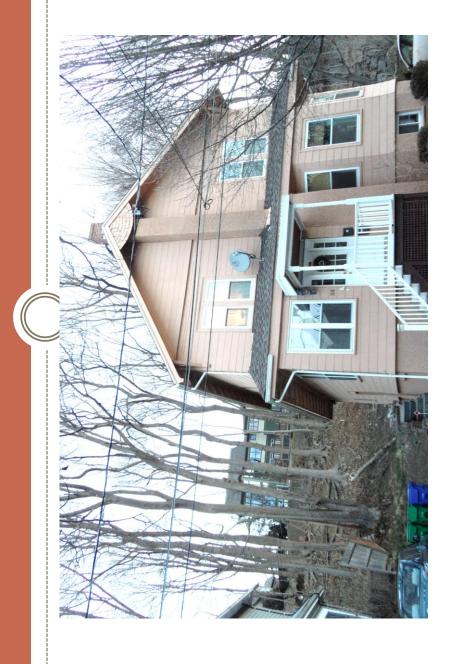
CONDO PURCHASE IN NEWTONVILLE



TWO FAMILY HOME IN NEWTONVILLE



TWO FAMILY HOME IN NEWTON CORNER CONDO PURCHASE IN



CONDO PURCHASE IN NEWTON CENTER



NEWTON HOMEBUYER PROPOSAL

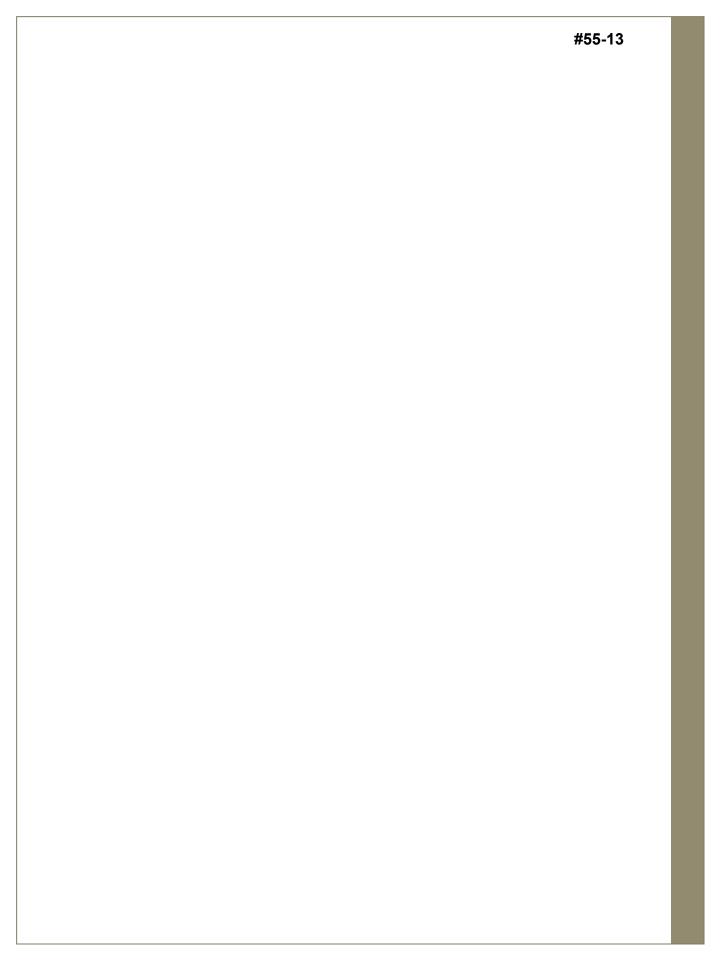


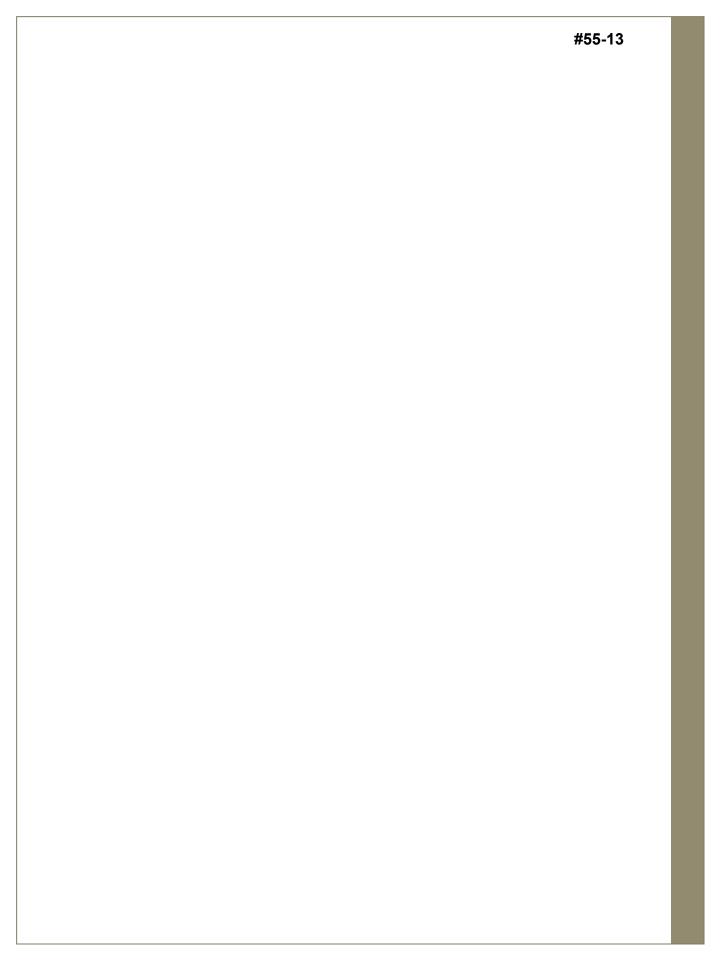
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\$10,000	000 Rehab Fund

Increase maximum Subsidy from \$115,000 to \$150,000*

*Maximum subsidy allocated will be based on bedroom and household size.





CPA FUNDED HOMEBUYER CASES

														#	55-1 လ	3	
No. of	Bedrooms	1	1	1	3	1	2	3	1	1	2	3	3	2		2	1.87
Household	Size	2	3	1	4	1	2	4	1	1	4	4	4	1	2	1	2.33
	Neighborhood	\$19,000 Thompsonville	\$10,000 Chestnut Hill	\$17,500 Newton Center	23,450 Newtonville	\$6,600 Newtonville	\$11,000 Newton Corner	\$8,940 Newton Center	\$2,500 Newton Center	\$15,000 Newton Upper Falls	\$37,848 Nonantum	\$5,000 Nonantum	\$21,000 Newton Corner	\$4,500 Newton Corner	\$12,500 Newtonville	\$13,696 Newtonville	\$13,902 AVERAGE
Buyer's	Contribution	\$19,000	\$10,000	\$17,500	\$23,450	\$6,600	\$11,000	\$8,940	\$2,500	\$15,000	\$37,848	\$5,000			\$12,500	\$13,696	\$13,902
Mortgaged	Amount	\$119,000	\$120,000	\$106,500	\$271,550	\$106,700	\$209,000	\$95,360	\$162,475	\$129,900	\$66,962	\$295,000	\$224,355	\$134,250	\$126,000	\$144,274	\$154,088
CPA	FUNDS	\$115,000	\$115,000	\$115,000	\$115,000	\$115,000	\$115,000	\$98,000	\$95,000	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000	\$68,521	\$62,000	\$97,568

DEMOGRAPHICS



Diverse Population Served:

- 8 single female head of households
- 10 two-parent households
- 3 Asian households
- 1 Native American/African American household
- 4 African and African/American households
- 1 Latina household
- 8 Single Caucasian households

Professions of some recent homebuyers and people on the waiting list include:

- High school athletic trainer
- Bookkeeper
- Medical assistant

- Administrative assistant
- Teacher



City of Newton, Massachusetts

Department of Planning and Development 1000 Commonwealth Avenue Newton, Massachusetts 02459

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Candace Havens Director

Community Preservation Committee FUNDING RECOMMENDATION for Newton Homebuyer Assistance Program

date: 4 February January 2013

from: Community Preservation Committee

The Honorable Board of Aldermen

PROJECT GOALS & ELIGIBILITY

This program provides assistance with down payments and closing costs for first-time buyers who are seeking to purchase a home in Newton and whose annual income is at or below 80 percent of the regional median, in return for a deed restriction that keeps the home purchased affordable to future buyers at that same income level. Since the program was first created in 2001, it has assisted 36 first-time homebuyers. Since 2004, the program has used \$1,677,050 in CPA funding to help 16 households become Newton homeowners. The program is currently on hold because its \$66,000 in remaining grantable funds from past appropriations is less than the current maximum \$115,000 subsidy per household.

The proposal requests sufficient additional funding to assist at least 3 more households and proposes several changes in the program's rules: increasing the maximum subsidy per household to \$150,000; basing the subsidy for each unit on the buyer's household size and the corresponding size of home needed, as well as on the buyer's income and the home's selling price; and imposing a \$75,000 limit on the buyer's assets.

RECOMMENDED FUNDING

On 24 January 2013 by a unanimous vote of 6-0 (members Nancy Grissom and Mike Clarke absent), the Community Preservation Committee recommended that the total requested funding of \$475,000 be appropriated to the Planning Department to continue this program, treating all funds as 100% for the creation of affordable housing under the CPA, and allowing all funds to be used for any eligible purpose included implicitly or explicitly in the following summary budget:

Newton Homebuyer Assistance Program Fourth Phase of CPA Funding		
Subsidies to first-time homebuyers	\$450,000	
Program administration (staff time, advertising, etc.)	\$15,000	
Rehabilitation fund (to bring previously subsidized units to current standards for resale)	\$10,000	
Total CPA funds requested	\$475,000	

(continued on page 2)

website www.newtonma.gov/cpa

contact Alice E. Ingerson, Community Preservation Program Manager email aingerson@newtonma.gov phone 617.796.1144



SPECIAL ISSUES CONSIDERED BY THE CPC

Though housing prices nationally have fallen in recent years, Newton's affordability gap is as wide or wider than ever. In Newton, median housing prices have remained fairly stable and recently began rising again, while rents have increased significantly. At the same time, regional median incomes have actually fallen.

At the Committee's 24 January 2013 public hearing, several past program beneficiaries and families on the preapproved list for future assistance spoke in strong support of this program, explaining that homeownership not only provides security against eviction and stability in school and neighborhood friendships for their children, but actually decreases their monthly housing costs compared to renting. No opposition to the program was expressed at the hearing.

Now that the program has been running for well over a decade, some previously subsidized units are being resold, subject to the program's restrictions capping resale prices at affordable levels. The CPC applauded the proposed creation of a rehabilitation fund to provide up to \$2,000 per unit to bring these homes up to current federal housing condition standards, rather than require the low- or moderate-income sellers to cover these costs from the limited equity they have built in their homes. The Committee also supported the other program rule changes proposed.

ADDITIONAL RECOMMENDATIONS (funding conditions)

- 1. The Planning Department will continue publicizing as widely as possible both the program itself and previously subsidized units as they become available for resale, and will continue responding to periodic requests for updates from the Community Preservation Committee and the Board of Aldermen.
- **2.** Any portion of the Community Preservation Fund grant not used for the purposes stated herein will be returned to the Newton Community Preservation Fund.

KEY OUTCOMES

The Community Preservation Committee will evaluate this program based on these key outcomes:

- 1. Assisting at least 3 more qualified households to become Newton homeowners within the next 18 months, or by any extension of that deadline approved by the CPC.
- **2.** Keeping the program's total administrative expenses within the combined total of remaining funds previously appropriated plus the \$15,000 of new funds requested for this specific purpose.

ATTACHMENTS

(delivered to the clerks of the Zoning and Planning Committee and Finance Committee)

- PowerPoint presentation to the CPC on 24 January 2013
- Proposal, including small-scale map and list of units subsidized to date through the program (in compliance with fair housing best practices, exact addresses are not listed)
- Letters of support



Newton Homebuyer Assistance Program

location:	citywide (see map link below)
goals:	Provide downpayment assistance to low- and moderate-income households for purchasing a home in Newton, in return for restrictions keeping those homes affordable to households at these income levels in perpetuity.
total funding:	\$1,677,050 CP funds appropriated (community housing) \$475,000 CP funds currently requested
contacts:	Rieko Hayashi, Housing Planner Newton Planning and Development Department 1000 Commonwealth Avenue Newton Centre, MA 02459 email: rhayashi@newtonma.gov phone: 617.796.1149 Trisha Kenyon Guditz, Housing Program Manager Planning & Development Department 1000 Commonwealth Avenue Newton Centre, MA 02459 email: tguditz@newtonma.gov phone: 617.796.1156

Proposal Review & Appropriations

31 March 2003	CPC funding recommendation, phase 1
17 May 2004	Board order, phase 1: appropriation \$500,000
7 November 2005	proposal, phase 2
	presentation, phase 2 (including photos)
3 March 2006	CPC funding recommendation, phase 2
20 March 2006	Board order, phase 2: appropriation \$208,250
21 May 2008	proposal, phase 3
28 May 2008	presentation, phase 3 (including photos)
23 June 2008	CPC funding recommendation, phase 3
6 October 2008	Board order, phase 3: appropriation \$968,800
4 April 2012	pre-proposal, phase 4

55-13

<u>proposal, phase 4</u> originally submitted 2 November 2012, with all attachments and initial letters of support; revised version includes minor program design changes
<u>additional letters of support</u> (including Newton Housing Partnership and United Citizens for Housing Affordability in Newton)
PowerPoint presentation to the CPC
CPC funding recommendation

Project News

June 2008	map of all cases assisted, 2003-June 2008
	for an updated map through early fall 2012, see proposal, phase 4
August 2011	program funds used to purchase additional affordability for a unit previously restricted using non-CPA funding
November 2012	updated map of all cases assisted through 2 November 2012

Board of Aldermen

2012-2013

City of Newton

October 31, 2012



Leslie Burg, Chair Community Preservation Committee 1000 Commonwealth Avenue Newton, MA 02459

Dear Ms. Burgi'

I write in support of the proposal of the Newton Housing Office requesting Community Preservation funds to increase the subsidy for the Newton Homebuyer Program to a maximum of \$150,000 per unit and to recapitalize the program to serve qualified applicants.

Since 2003, the Newton Homebuyer Program has successfully used-CP funds to assist twenty qualified homebuyers in low to moderate income households to purchase affordable homes in Newton by providing buy down assistance to reduce the purchase price in exchange for a permanent deed restriction that limits the resale price to keep it affordable. The increased subsidy is essential in order to serve a greater diversity of households, and allow qualified first-time homebuyers to compete in the housing market. With the current maximum subsidy of \$115,000, homebuyers who currently qualify for the program can afford a purchase price of approximately \$290,000. By comparison, the average sale price in 2011 was \$750,000, and there are currently no three-bedroom homes on the market for under \$300,000 in Newton. The Housing Office is requesting a total of \$475,000, which includes \$450,000 to recapitalize the buydown program to cover current applicants, \$10,000 to start a rehabilitation fund to pay for small repairs (up to \$2,000) which might be required upon resale, and \$15,000 for administrative costs.

An increase in funding for the Newton Homebuyer Program is one of the strategies identified in the Newton/WestMetro HOME Consortium Consolidated Plan for 2010-2015 to address the top housing needs priority for both the City of Newton and the HOME Consortium, to reduce financial and institutional barriers to increasing the availability of affordable housing. Indeed, neighboring towns like Cambridge and Brookline have increased subsidy limits to better enable applicants in their first-time homebuyer programs to compete in a housing market that is similar to Newton's. Recapitalizing the Newton Homebuyer-Program and providing additional homebuyer assistance in exchange for permanent deed restrictions to maintain affordability will also help Newton to reach its goal of increasing both the availability and supply of affordable homeownership opportunities.

The Newton Homebuyer Program offers an outstanding return on investment. Since 2003, it has successfully leveraged a little under \$1.3 million in CP funds to make over \$4 million of properties affordable and helped individuals, people with disabilities and families achieve their dream of homeownership in Newton. As a long-time advocate of affordable housing in Newton and of the Newton Homebuyer Program in particular, I strongly urge you and the other members of the Community Preservation Committee to grant the Housing Office's request for CP funds to increase the maximum homebuyer assistance subsidy and recapitalize the program to serve qualified applicants.

10 10 1

Alderman Ted Hess Mahan

Reiko Hayashi

Housing Planner, City of Newton

Planning and Development Department

Attn:Community Presrvation Committee

1000 Commonwealth Avenue

Newton, MA 02459

Sub: Supporting additional Funding for First Time Home Buyers Program

Dear Community Preservation Committee;

I am a beneficiary of a Pre-Approval letter for Newton First Time Homebuyer Program from the City of Newton, Department of Planning and Development in Newton, MA.

As a City Newton is an excellent place to live, raise a family and above all Newton Public Schools are the best that the City of Boston has to offer.

As a first time home buyer to Newton I am supportive of additional funding for the Planning and Development board with the City of Newton, as this will help homebuyers such as me to benefit from such programs.

I recommend additional funding to the First Time Home Buyer Program.

Thank you,

Yours Truly,

40 Maple Street #.3

Belmont, MA 02478

10/16/201

October 14th, 2012

368 Elliot Street Apt 3 Newton MA 02464

The Newton Community Preservation Committee City of Newton Massachusetts

LETTER OF SUPPORT

RE: CITY OF NEWTON FIRST HOMEBUYER ASSISTANCE PROGRAM

I write to appeal to the Newton Community Preservation committee for renewal of your support for the City's First Time Homebuyers Assistance program. My family is a first immigrant family; I came to U.S. from Ghana 6 years old and my wife joined me three years later. We recently had a first baby (six months old) and we also have high-school aged niece living with us. We rent our apartment unit, and we have enjoyed our living in this city. We have built good friendship with our neighborhoods and from the various community places and events that we patronize.

With my housing and community development experience and my wife with public health background, we have become aware of some avenues that we can contribute to this community and we intend to explore these opportunities to be responsible residents. However, the realization that we are renters, and that our home at Newton is still temporary, dampens our intentions and efforts toward full engagement in the city.

We have taken the necessary steps toward homeownership in Newton. We have saved money toward down payment, attended first homeownership class, our credit scores are great and even secured preapproval letter from a bank. The only challenge stopping us from homeownership is that we are now beginning our careers in the U.S. and we don't earn income enough nor have not built enough wealth to sustain mortgage for a 3 bedroom house in Newton. When substantial part of our income goes toward rent, building enough wealth can take a long time. The feasible way to homeownership in Newton is to seek support through the City's first time homebuyer's assistance program.

This committee's assistance toward our first home will help us move from rental to stabilized home in Newton that will be base platform to raise our family in the city, build our careers, grow our wealth and most importantly contribute toward this city. Thank you for considering our appeal and we are counting on your consideration.

Yours Sincerely,

Emmanuel Owusu-Boakye

October 31, 2012

Dear Newton Community Preservation Committee:

November 16th, 2011 was the happiest day of my life (thus far) thanks in large part to the City of Newton's First Time Homebuyer Program. Almost one year ago now, November 16th was the day that I became a homeowner, and since then, my situation in life has improved far beyond what I could have expected or imagined. Without this program's assistance, however, I imagine I would still be struggling to find a safe place to call my own and would not be working at Harvard University, excited about the possibility of applying for a program to earn my Masters degree in Higher Education.

My three-year quest for this American dream began on the corner of Charles Street in Boston, looking at a postage-stamp-of-a-studio unit that was well out of my price range, even at that small size. My search then expanded further and further each weekend to neighborhoods and buildings that I was nervous to look at even in broad daylight, let alone live in for any length of time as a young, professional, single woman. Frustrated along the way, I took a first-time homebuyer course near Danvers, where I had been living with my parents for five years, saving money for my dream. This class exposed me to the possibility of finding a nice place in a safe neighborhood at an affordable price, through affordable housing programs. My search continued, however, for two more years looking at condos at regular market value, participating in a lottery or two (or six or seven) with no luck, or finding myself still in neighborhoods that I would not consider safe, or in communities that were too far away from where I worked at the time: Boston University School of Law.

After coming back home after attending George Washington University, not sure if I wanted to go to law school, I worked administratively at a law firm for a couple of years and watched the legal industry, especially in Boston, melt down around me. With attending law school now out of the question, I then decided to work at one. This would facilitate my transition back into the world of academia that I love. BU Law was a great place to work, providing a rich, stimulating environment on all fronts, except for me financially. I still continued to save money living with my parents (not without its own set of headaches), however, the commute from Danvers and the monthly parking expenses were quite a financial and mental drain. When I was just about to give up my dream and had started looking at renting an apartment, my supervisor at BU, who lives in Newton, mentioned there may be a First-Time Homebuyer Program there worth looking into if I were interested in living in Newton. This changed everything.

Once I reviewed all of the preliminary information online, I thought Newton's First—Time Homebuyer Program was almost too good to be true. Not even needing to invoke my fluency in "Legalese," however, the information available at the City of Newton's website was very clear, very helpful and addressed many of my questions right up front. What I loved about the program initially, and still to this day, was the freedom to choose my own location and find my own property, rather than take my chances (with my horrible luck) in a lottery, or through an affordable resale in an undesirable location. I filled out the application, but not before making contact with an angel: Rieko Hayashi, City of Newton Housing Planner, to ask her some questions I had in order to become more familiar with the process.

Rieko shepherded me through the application, was there for me when I found my dream home, and kept me on track throughout the chaos of coordinating with my lender, my attorney, the seller's broker, and the condo's property manager to get everything in place leading up to the

closing. When my lender tried to delay the closing against the wishes of everyone involved (saying that they did not have all the necessary documents, that I had given them long before) Rieko led the way to help put things back in place while also preparing for the contingency of a delay. Along with help from my attorney, and smart intervention by the seller's attorney to remind the lender of monetary consequences for their delay, the closing took place as scheduled. Her support and flexibility throughout the entire process, that continues to this day, has been remarkable, and it means the world to know that I am not alone in this dream of homeownership.

Bob Waddick, City's Attorney, also saved the day of closing in resolving a problem with filing the closing documents at Land Court. Of the millions of signatures flying around that day, the closing would not have happened without the one that he was able to obtain from the City of Newton to fulfill the Court's strict requirements. He went above and beyond to get this taken care of the same day as closing, where in similar situations the bank's closing attorney had run into years back, it had taken 2-3 days to resolve. Rieko and Bob are two dedicated, knowledgeable, and overall amazing people. What a great team to have supporting such a pivotal program.

Partnering with the City of Newton to own a one-bedroom condo on Crystal Lake has been one of the best decisions of my life, however, homeownership is not without its headaches. Thankfully, though, through Newton's First-Time Homebuyer Program, I was prepared for any headaches that would come my way by taking the program's required First-Time Homebuyer course, and then the post-purchase class which focused partly on repairs and hiring a contractor. Living in a ground level unit on a lake, albeit wonderful, comes with water. In a heavy rainstorm, groundwater from a drain in the laundry room across the hall overflowed into my unit. When the situation arose, I knew what to do right away, and have now begun the recovery process as well as taken preventative measures to guard against a recurrence. This would have been a much bigger disaster had I not been prepared to take immediate action by the City of Newton's First-Time Homebuyer Program and its required courses to take immediate action to solve the problem.

Beyond my own experience, Newton's First time Homebuyer Program is vital to the community. Shortly after I moved into the condo association, elections were held to fill a vacant trustee position. In wanting to give back to the community that has given me so much, I ran and was elected to the position. This summer we held a beautification day to revitalize the property and add to the beauty and serenity of Crystal Lake. In addition, I have begun to volunteer within the community, and give my business to local proprietors as often as I can. It is wonderful to live in such a warm community where I can give back in so many ways.

In return, with a major stabilizing factor in place as a homeowner, I could move on to a new job without fear of a lender questioning a career move. Now working at Harvard, as Assistant to the Chair of a prominent department, for a significantly higher salary than what I was earning at BU, I can finally save significant amounts of money. I can also count on the stability my 30-year 3.625% fixed-rate mortgage to help propel me toward purchasing a single-family home (hopefully in Newton!) someday, after learning all that I can in my journey as a first-time homeowner. Words cannot express how grateful I am for such a life-changing opportunity. Thank you so much.

Best,

Leanne Chaves



CITY OF NEWTON, MASSACHUSETTS

Newton Housing Partnership

Setti D. Warren Mavor Newton Community Preservation Committee Newton City Hall 1000 Commonwealth Avenue Newton, MA 02459

December 17, 2012

Candace Havens Director Planning & Development

Re: Request for CPA funds for Newton Homebuyer Assistance Program

Dear Community Preservation Committee members:

Robert Muollo, Jr. Housing Planner

At the Newton Housing Partnership meeting on December 12, 2012 eight of the nine eligible members present agreed to support the request by Newton Housing Staff for \$475,000 in Community Preservation Act (CPA) funding to recapitalize the Newton Homebuyer Assistance Program and increase the maximum subsidy from its current \$115,000 to \$150,000. The Partnership's Policy and Programs Committee and then the full Partnership reviewed and discussed the proposal with Housing and Community Development staff prior to taking this action.

Members

We support and endorse the Program's mission to increase the supply of affordable homeownership opportunities in Newton for low to moderate income households by providing buydown and closing costs assistance to eligible first time homebuyers. Furthermore, The Partnership recognized that the Program addresses a number of priorities identified in the City's Consolidated and Comprehensive Plans including the following:

Bart Lloyd, Chair
Dan Violi, Vice-Chair
Shella Ardery
Mark Caggiano
Andrew Franklin
Phil Herr
Judy Jacobson
Henry Korman
Peter Macero
Josephine McNeil
Hallie Pinta
Jeanne Strickland
Lynne Sweet
John Wilson
Matthew Yarmolinsky

- "Create homeownership opportunities for low-, moderate-, and middle-income residents," as stated in p. 6, **Priority need #2:** of the 2007 Comprehensive Plan.
- "Supporting and expanding the socio-economic, cultural and racial diversity in Newton" as stated in the City of Newton's FY11-15 Consolidated Plan for Housing and Community Development, p. 123.
- Utilizing existing housing stock in addressing the City's affordable housing needs while maintaining neighborhood character and preserving historic fabric.

The Partnership and Housing and Community Development staff also collaborated to suggest revisions to the final version of the proposal in order to provide greater

1000 Commonwealth Ave. Newton, MA 02459 T 617/796-1120 F 617/796-1134

Preserving the Past Planning for the Future

assurance that public funds are maximized to serve the greatest number of low to moderate income households. These changes are:

- Limiting household assets to \$75,000.
- Limiting subsidy to no more than the following limits according to the appropriate household size and composition:

1 bedroom:

\$115,000

2 bedrooms:

\$125,000

3 or more bedrooms: \$150,000

We fully support the continuation of this program which has been available here in Newton for 11 years now. While increasing the supply of affordable housing, this program has assisted 36 households in their first home purchase. If you have any questions regarding this letter, please do not hesitate to contact me.

Sincerely,

Bart Lloyd, Chairman

Newton Housing Partnership

Alice Ingerson, Community Preservation Program Manager Cc:

Rieko Hayashi, Housing Planner

Newton City Hall
Planning Department - Housing Division
1000 Commonwealth Ave
Newton, MA 02459

To the Community Preservation Committee members,

I'm writing to express my support for the first time Homebuyer assistant program run by the City of Newton.

I believe due to limited financial possibilities my family would never be able to buy a place of our own if we do not have the assistance from above mention program. My greatest hope is that because of this program my family, may be, able to have an affordable place to live. We're currently renting in Newton, and in the current high demand rental housing market it has become extremely difficult to find an affordable housing.

Last year after the birth of my child my landlord raised the rent on us very unexpectedly and although I was extremely sick at the time and my child was only a few days old I had to knock the door of every real estate agency to find us a place which we can afford. But to my shock most of them would tell me right away that there is not such a place with the amount of rent we can afford. It was only a matter of chance that I was able to find the place where we live now on craigslist listed by the owner. The land-lord rented the place to us on discounted rent just because it was not the right time of the year for him to rent on a regular price.

I fear that my family may face the same harsh situation when our lease is going to end in April of 2013. I'm really grateful that such a wonderful program has been run by the City of Newton and hope you continue helping people going through financial hardship have a place to live. Thanks for your afford!

Best regards,

Arian Yusufzai

inights

Maryann O'Connor 101 Hawthorn St. Newton, MA 02458

November 14, 2012

Dear Community Preservation Committee:

I am writing to express my deepest gratitude to all of you for making it possible for me to purchase my home here in Newton. I have been living in Newton since 1998, raising first one, now three adopted children on my own. As you can imagine, that is no easy feat here in Newton! I am a self-employed bookkeeper and squeak by on a less than adequate income.

For the past three years I had been renting a home in West Newton where the monthly rent was outrageous! I needed help from my family just to get by. When I moved into that house, I only had two children. Then in January 2010, I met a little girl who was brought here from the Philippines by another family who decided that she wasn't the right fit for their family. People tell me my heart is bigger than my wallet, but I just couldn't let them send her back to the Philippines. I adopted her and moved her into my bedroom as we didn't have a spare room.

When the landlord told me they were moving back to Newton and wanted their house back I panicked. I started looking at possible rental units and found absolutely nothing in my price range that would give us the space we needed. My family was no longer able to help me and I was so afraid that I would need to pull my children from their schools and friends to find a cheaper place to live. My kids became very stressed out about the possibility of leaving Newton. I experienced many sleepless nights worrying about uprooting my family after 14 years in Newton.

I can't tell you how overjoyed I was to discover that I was eligible for your Home Buyers Program! Thanks to your program I was able to buy a home that is perfect for us. The kids all have their own bedroom, we have a large yard, and I am enjoying planting flowers and bushes to spruce it up a bit. Believe it or not, my mortgage is \$1200/mo LESS THAN my rent used to be! Literally, you have save my family and I can't thank you enough!!!

I hope this program continues to offer families like mine the opportunity to own a home here in Newton. It is a great place to raise a family.

With sincere gratitude,

Maryann O'Connor

October 22, 2012

Dear Community Preservation Committee,

I am writing to strongly support the continued funding of the Newton Homebuyer Assistance Program.

Growing up in Newton and coming from a lower income bracket family, as property prices continued to increase, so did my hopes of being able to stay in my home city continued to fall. This program has put me in a great position to continue to succeed, especially along my career path working within the city as an athletic trainer for Newton South High School, without having to sacrifice my living situation.

I am extremely grateful for the Planning and Development Department in Newton had this program available. The program helped me throughout the entire process of purchasing my first home. I have a more than comfortable understanding of budgeting for mortgages and other bills without having the fear of living "check-to-check," and having the privilege of being able to continue to save. All of this would not be possible without the program, and even more so your counseling and guidance from start to (beyond) finish. The process was a long, but necessary one for me and other candidates to understand exactly how the program operates to keep first time home buyers from getting in "too deep" and not being able to afford a rushed purchase, making the long process extremely important.

Sincerely,

Patrick Jordan-Quern 73 Walnut Street Unit 9

Newtonville, MA 02460

U-CHAN UNITING CITIZENS FOR HOUSING AFFORDABILITY IN NEWTON

November 2, 2012

Dear Members of the Community Preservation Committee:

We write on behalf of the membership of UCHAN (Uniting Citizens for Housing Affordability in Newton) to support the pre-proposal submitted by the Newton Homebuyer Program on April 3, 2012, as part of an ongoing effort to provide badly needed housing affordable to those whose earnings do not otherwise permit them to move to our City. The economic diversity of our community is a value which we must continue to enshrine not just in words but in commitment of our financial resources.

Thank you for your consideration and for your continuing support of housing affordability.

Very truly yours,

Esther Schlorholtz

Ithe Schlorholty

Co-Chair

U-CHAN

Josephine McNeil

Co-Chair

U-CHAN

To: Community Preservation Committee

Re: Newton Homebuyer Proposal

January 15, 2013

Dear Rieko,

I'm writing to thank you for your support during the process of obtaining an approval for the First Time Homebuyer Program. Your patience and professionalism have gone a long way to help me purchase a home that otherwise I would not have been able to afford.

I have been a Newton resident for seven years, with my son in his second year at Newton North High school. When my landlord decided to put our apartment for sale, I found myself in a tough situation as I wanted to remain in Newton to allow my son to stay at Newton North. This program has not only helped me to continue living in Newton, but it made the coveted American dream of becoming a homeowner possible.

It is my sincere hope that this program continues to receive the needed support, so that other families are able to realize their dreams.

Regards,

Oksana Zadorozhnyak



PO Box 610207 Newton, MA 02461 · 617-383-4598 Email: info@lwvnewton.org · Website: www.lwvnewton.org

55-13

January 14, 2013

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Leslie Burg Ann Grantham Rhanna Kidwell Lisa Mirabile Mindy Peckler Sharyn Roberts Sue Rosenbaum Leslie Burg, Chair Community Preservation Committee City of Newton 1000 Commonwealth Ave Newton Centre, MA 02459

Dear Chair Burg and members of the CPC:

The League of Women Voters of Newton (LWVN) reaffirms its support of the Newton Homebuyer Assistance Program.

Since its inception in 2001, this program has helped 16 households of limited means to acquire permanent, safe housing in many neighborhoods across Newton. The LWVN has supported the CPA funding of this program because of its demonstrated effectiveness and because it addresses the following priorities identified in City plans, including the 2007 Comprehensive Plan:

- Creating homeownership opportunities for low-, moderate- and middle-income residents
- Supporting and expanding the socio-economic, cultural and racial diversity of Newton
- Using existing housing stock in addressing the City's affordable housing needs, while maintaining neighborhood character and preserving its historic fabric.

We urge the committee and the Board of Aldermen to approve the \$475,000 in requested funding, as well as the increased subsidy of \$150,000 per unit (currently \$115,000) to assist an additional three potential homebuyers.

Sincerely,

Anne Borg
Sue Flicop
Co-Presidents, League of Women Voters of Newton



City of Newton, Massachusetts

Department of Planning and Development 1000 Commonwealth Avenue Newton, Massachusetts 02459

(617) 796-1142 TDD/TTY (617) 796-1089 www.newtonma.gov

Candace Havens Director

MEMORANDUM

DATE:

January 16, 2012

TO:

David Olson, Clerk of the Board of Aldermen

FROM:

Candace Havens, Director of Planning and Development

Dori Zaleznik, Commissioner of Health and Human Services

John Lojek, Commissioner of Inspectional Services

SUBJECT:

Sidewalk Café Fee proposal

CC:

Maureen Lemieux, Chief Financial Officer

Bob Rooney, Chief Operating Officer

On behalf of our respective Departments, we wish to request consideration of an application fee of \$100 and renewal fee of \$50 for sidewall cafés permits.

During the last few months, the department heads from ISD, Planning, Health and Human Services, and the Executive Office have reviewed current practices for sidewalk seating and have developed for Board review, a proposal for sidewalk café regulation. As proposed, restaurants could request a limited number of seats, benches or tables on the sidewalk by submitting an application along with a site plan that shows where the seating would be placed. Their proposal would then be sent to ISD, Planning, Fire, Police, DPW, and Health and Human Services Departments for review. Department concerns as well as some agreed upon standards would need to be met prior to issuance of a permit. Given the extensive review process, staff recommends a fee of \$100 for the initial review, and \$50 for renewals. This process would replace review by the Licensing Board, which currently requires an annual fee of \$25.

- (c) Whoever remains in, on, or upon any premises described herein in willful violation of this section may be arrested without a warrant, in accordance with G.L. c. 272, § 59 by an officer authorized to serve criminal process in the place where the offense is committed.
- (d) Anyone found guilty of a violation of this section shall be punished by a fine of not more than fifty dollars (\$50.00) for each such violation. (Ord. No. S-81, 8-13-84)

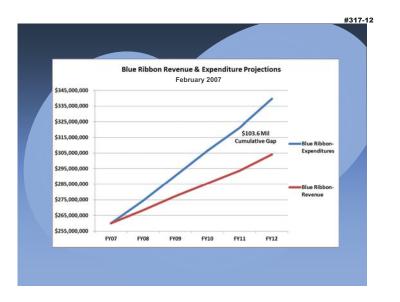
Cross reference—Temporary closing of streets, § 19-47

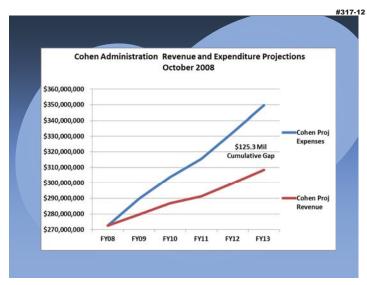
Sec. 26-30. Licenses for cafe furniture on sidewalks.

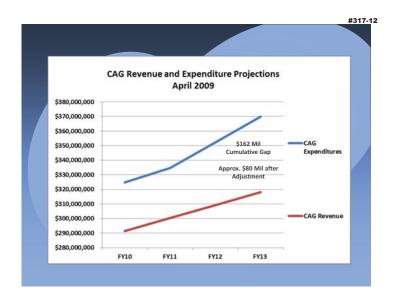
- (a) The commissioner of public works may grant revocable licenses for the placement of certain cafe furniture upon designated areas of the public sidewalk, in accordance with the following standards:
 - (1) Licenses may only be granted to the proprietor of the business premises which immediately abuts the sidewalk area affected by the license. Such cafe furniture may be placed upon the sidewalk only during the business hours of the licensed party. All cafe furniture and trash receptacles must be removed at the end of each business day and in addition, must be removed at any time upon the request of the commissioner or his designee when he determines, in his sole discretion, that public works operations or the public convenience and welfare require such removal.
 - (2) Licenses may only allow for the placement of tables, chairs and/or benches. Shade umbrellas or tables which have shade umbrellas attached thereto shall not be allowed. The number and type of such tables, chairs and benches shall be subject to the approval of the commissioner. All such tables, chairs and/or benches shall be temporarily placed upon the sidewalk surface and shall not be affixed thereto.
 - (3) Licenses may only be granted in those circumstances where the commissioner of public works, after consultation with the chief of police, has determined that the placement of such cafe furniture would not interfere with adequate pedestrian passage upon the public sidewalk at the site, taking into account the flow and level of pedestrian traffic and the location of other fixtures upon the sidewalk including utility poles, newspaper vending boxes and the like. In no event shall a license be granted in circumstances where the placement of such cafe furniture would result in a pedestrian passageway upon the public sidewalk of less than four feet (4') in width.
- (b) As a condition of the issuance of any such license the commissioner shall require the licensed party to indemnify, hold harmless and defend the City of Newton from any claims arising out of the licensed activity; and the commissioner shall require the licensed party to provide proof of adequate liability insurance and/or bond, in such form, amount, and with an insurance carrier or surety satisfactory to the commissioner for the performance by the licensed party of the requirements of the license and this section.
- (c) The term of each license shall be one year and the fee for each such annual license shall be twenty-five dollars (\$25.00).
- (d) Upon receipt of each license application the commissioner shall consult with the board of license commissioners, or its designee, and the commissioner- of inspectional services and commissioner of health and human services for their determinations that the placement of cafe furniture, as described in the application, would not violate existing licensing, zoning and public health requirements, respectively.
 - (e) All licenses granted pursuant hereto must include the following provisions:
 - (1) That the licensed party shall place exterior trash receptacles in the sidewalk area and, at its expense, properly







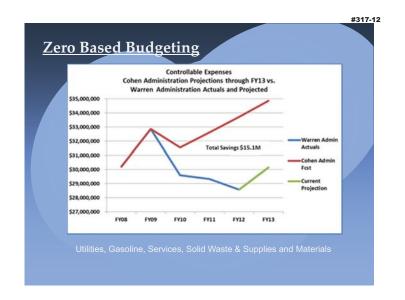




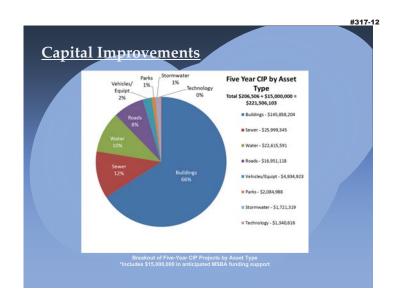










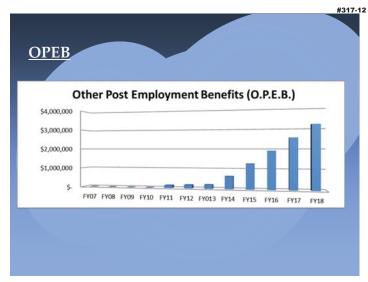




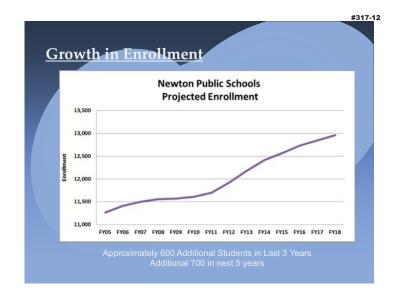




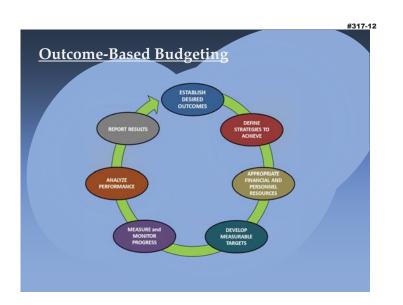




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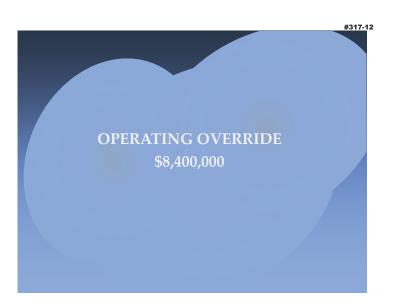
Addressing Capacity Issues Modular classrooms (4) added to Oak Hill in 2010-11 Modular classrooms (4) added to Burr, Horace Mann and Zervas in December 2011/January 2012 F.A. Day construction to add permanent classrooms (6) and reconfigure key internal spaces Limited use of buffer zones to place incoming students Relocation of citywide programs to maximize space available

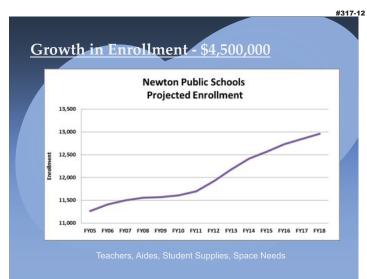






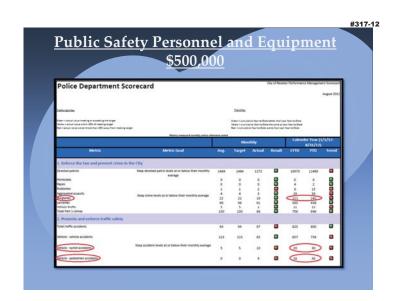




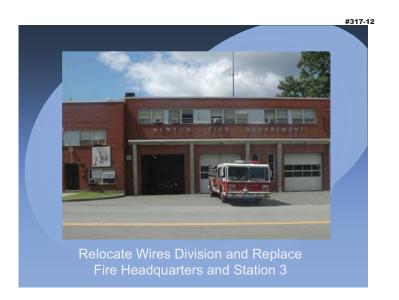


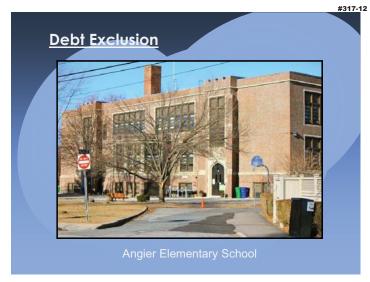












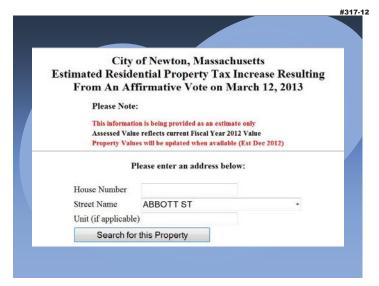
















TAX RELIEF

Cost of Living Adjustment to Elderly Hardship – Income & Asset Levels

Elderly Tax Work Off Program w/Proxy

Veterans Tax Work Off Program w/Proxy

Tax Deferral Program

