

CITY OF NEWTON

IN BOARD OF ALDERMEN

FINANCE COMMITTEE AGENDA

MONDAY, DECEMBER 9, 2013

7:00 PM  
Room 222

**ITEMS TO BE DISCUSSED:**

**REFERRED TO PS&T, PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #420-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred seventy-five thousand dollars (\$275,000) from the Operating Override Stabilization Fund for the purpose of funding the design for Station 3 (Willow Street) and Fire Headquarters. [11/25/13 @ 3:26 PM]  
**PUBLIC SAFETY & TRANSPORTATION APPROVED 6-0 on 12/09/13**  
**PUBLIC FACILITIES APPROVED 7-0 on 12/09/13**

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

- #421-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one million dollars (\$1,000,000) from bonded indebtedness for the purpose of funding the feasibility study and associated schematic design services for the renovation and/or replacement of the Cabot Elementary School. [11/25/13 @ 3:26 PM]  
**PROGRAMS & SERVICES APPROVED 8-0 on 12/09/13**  
**PUBLIC FACILITIES APPROVED 7-0 on 12/09/13**

- #418-13 HIS HONOR THE MAYOR requesting acceptance and expenditure of a eighty-three thousand five hundred dollar (\$83,500) grant from the Executive Office of Public Safety and Security for the purpose of traffic accident analysis. [11/25/13 @ 3:26 PM]

**REFERRED TO PUBLIC SAFETY AND FINANCE COMMITTEES**

- #422-13 ALD. JOHNSON AND DANBERG requesting an amendment to Section 19-9 of the City of Newton Ordinances to raise the overnight parking fine from \$5 to \$25 effective February 1, 2014. [12/02/13 @ 11:06 AM]
- #419-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of five hundred thirty-six thousand seven hundred forty-nine dollars from the July 1, 2013 Free Cash to the Newton Public Schools. [11/25/13 @ 3:26 PM]

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The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, please contact the Newton ADA Coordinator, Joel Reider, at least two days in advance of the meeting: [jreider@newtonma.gov](mailto:jreider@newtonma.gov) . or 617-796-1145. For Telecommunications Relay Service dial 711.

- #132-13 ALD. HESS-MAHAN & YATES proposing a Resolution to request that the Mayor adopt the provisions of Massachusetts General Laws Chapter 59 Section 5C, which provides for a local property tax exemption of up to 20% of the average assessed value of residential properties, which are the principal residences of taxpayers. [03/13/13 2:29 PM]

**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**

**REFERRED TO PUBLIC SAFETY/TRANSPORTATION & FINANCE COMMITTEES**

- #314-13 NEWTON POLICE DEPARTMENT, proposing that **Sec. 19-336(a). License plates or medallions; fee for same; transfer to new vehicle.** be increased from \$50 to \$100, effective 2014. [09/12/13 @ 11:21 AM]  
**PUBLIC SAFETY VOTED NO ACTION NECESSARY 7-0 on 12/04/13**

**REFERRED TO FINANCE AND PROGRAMS & SERVICES COMMITTEE**

- #402-13 ALD. FULLER, GENTILE, RICE & LINSKY requesting a Home Rule Petition to amend Article 9 of the Charter to clarify that Neighborhood Area Councils shall maintain and control their own financial accounts and records, independent of City finances; and to further clarify that such independent financial accounts and records shall remain subject to City audit. [10/28/13 @ 10:18 AM]  
**PROGRAMS & SERVICES REFERRED TO 2014-15 BOARD 12/04/13**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #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]  
**PUB FACILITIES REFERRED TO 2014-15 BOARD 5-1 (Gentile opposed)**

**REFERRED TO ZONING & PLANNING, LAND USE & FINANCE COMMITTEES**

- #273-12 ALD. CROSSLEY & HESS-MAHAN 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]

**LAND USE REFERRED TO 2014-15 BOARD**

**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

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

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

**PROGRAMS & SERVICES REFERRED TO 2014-15 BOARD**

**PUBLIC FACILITIES REFERRED TO 2014-15 BOARD**

**REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES**

- #254-12 ALD. HESS-MAHAN, SANGIOLO, DANBERG, KALIS, CROSSLEY 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]

**PROGRAMS & SERVICES REFERRED TO 2014-15 BOARD**

**REFERRED TO LAND USE AND FINANCE COMMITTEES**

- #79-12(2) COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of nine hundred ten thousand one hundred seventy-nine dollars (\$910,179) from the Community Preservation Fund to the Planning & Development Department for a grant to Myrtle Village, LLC, to create 7 units of permanently affordable rental housing at 12 and 18-20 Curve Street, West Newton, as described in the proposal submitted in August – October 2013. [11/06/13 @ 4:08 PM]

**LAND USE REFERRED TO THE 2014-2015 BOARD**

**REFERRED TO ZONING AND PLANNING AND FINANCE COMMITTEES**

- #102-11 ALD. HESS-MAHAN, JOHNSON, COMMISSIONER LOJEK, AND CANDACE HAVENS requesting an amendment to Chapter 17 to establish a fee for filing a notice of condo conversion. [03-29-11 @ 4:55PM]

**ZONING & PLANNING APPROVED 6-0 on 6/10/13**

**REFERRED TO ZONING AND PLANNING AND FINANCE COMMITTEES**

- #95-11      ALD. HESS-MAHAN proposing an ordinance requiring that a notice of conversion to condominium ownership be filed with the Inspectional Services Department and that the property be inspected to determine compliance with all applicable provisions of the state and local codes, ordinances and the rules and regulations of all appropriate regulatory agencies. [03-24-11 @ 9:30AM]  
**ZONING & PLANNING APPROVED 6-0 on 6/10/13**

**REFERRED TO LAND USE & FINANCE COMMITTEES**

- #276-10      ALD. FULLER, CROSSLEY, DANBERG, LINSKY 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.  
**LAND USE REFERRED TO THE 2014-2015 BOARD**

Respectfully submitted,

Leonard J. Gentile, Chairman

#420-13



SETTI D. WARREN  
MAYOR

City of Newton, Massachusetts  
Office of the Mayor

Telephone  
(617) 796-1100

Facsimile  
(617) 796-1113

TDD/TTY  
(617) 796-1089

E-mail  
swarren@newtonma.gov

November 25, 2013

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

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the appropriation and expenditure of \$275,000 from the Operating Override Stabilization Fund for the design of Fire Station 3 & Headquarters.

Thank you for your consideration of this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Setti D. Warren".

Setti D. Warren  
Mayor

RECEIVED  
Newton City Clerk  
2013 NOV 25 PM 3: 26  
DAVID A. OISON, CMC  
Newton, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459

[www.newtonma.gov](http://www.newtonma.gov)



DEDICATED TO COMMUNITY EXCELLENCE

# Headquarters & Fire Station #3

Feasibility through Site Plan Approval Funding Request



Department of Public Buildings  
City of Newton

November 13, 2013



# Recap: Original Feasibility Study (12/2011)

## Findings and Recommendations

- HQ, & Station 3 are undersized compared to the space needed for their mission.
- All facilities are not configured properly to meet modern firefighting best practices (e.g. training, female facilities, communications, etc.) and do not provide accessible public space.
- Recently adopted Massachusetts Code requirements for seismic resistance applicable to Fire Stations mandate significant alterations to existing structures.
- All facilities have systems at the end of their useful life or are currently out of service. Repair costs will continue to climb and energy usage is far beyond modern equipment.
- Programming/Component layouts are complete.

### Recommendations-

- Replace all buildings on site.
- Construct a combined facility for Station 3 & HQ in a phased operation.



# Feasibility Study/ Site Plan Approval Goals

- This study will be limited to the existing facilities and its current operational components. **Note-** Wires Division has moved to the New Station 10 Project.
- Confirm and refine the suitability of redeveloping the Station(s) onsite to meet modern firefighting needs, keep and/or relocate the HQ building, and relocate the Fire Fighter's Memorial.
- Review Code and Historical/ Preservation compliance.
- Create building elevations and floor plans to better understand critical component layouts and interconnectivity.
- Study the Overall Space Needs for the future facility over the next 20 years in conjunction with the City's 5-year Technology Vision.
- Develop site sections for further dialog with neighbors (Salon/MWRA).





# Program Requirements

- Apparatus Bays Front Center St. (Minimum 5 Bays)
- 5 Drive Through Bay Arrangement
- Headquarters building kept (no demo, relocation ok)- New
- Minimize Station Downtime & impact to the Public Emergency Alarm Reporting System
- Swing Space for essential systems- New
- Can utilize a portion of the MWRA property if necessary- New
- Redevelopment can extend to property lines- New

# Building Elements


- Chiefs office
- Administrative and other staff offices
- Payroll
- Fire Prevention
- Back up Dispatch Center
- Public Emergency Alarm Reporting System
  - Alarm Transmitting Equipment (city & private)
  - Radio Systems (local & Metrofire)
  - Fire Station Alert System
  - Signaling Equipment
  - Monitoring Systems
  - Emergency Communication Center
- EOC
- IT


# Feasibility Study/ Site Plan Approval Funding

- Hire Owner's Project Manager and Designer(w/ consultants).
- Provide additional rough concepts advancing the site concepts plans that take into account the updated programming requirements. City/ Fire Department will select 3 preferred designs for additional refinement.
- After the feasibility study selection...
  - Develop schematic design level drawings (plans, building sections, elevations and site plan).
  - Procure an updated site survey.
  - Refine the seismic resistance requirements for the HQ building.
  - Obtain Site Plan Approval- Prepare, revise, and advance preferred designs drawings, plan and elevations, meeting both with the Design Review Committee (DRC) and NFD to obtain consensus through Schematic Design

OPM/Designer: \$250,000

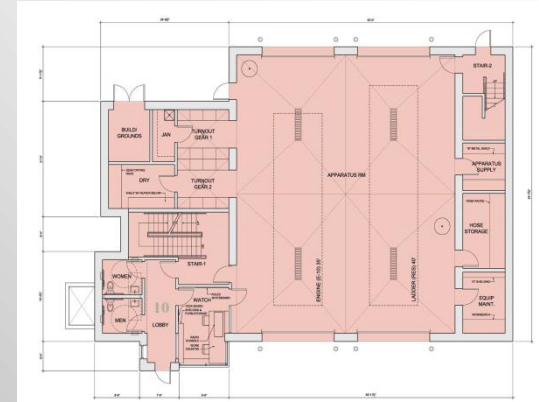
Contingency- \$25,000

 Total Request- \$275,000



# Appendix

# Examples



NORTHEAST ELEVATION



NORTHWEST ELEVATION

# Option Matrix

Fire Station 3 HQ Meeting 10/29/13

Fire Station #3 & Headquarters		Alternative Site Layout Options Matrix													
<ul style="list-style-type: none"> <li>● Favorable</li> <li>○ Neutral</li> <li>■ Prohibitive</li> <li>○ Unfavorable</li> </ul>		\$0, \$, \$\$, \$\$\$, \$\$\$\$													
		Meets Program						Does Not Meet minium Program Requirements							
		Recommendation													
Criteria		MPA Option F	D&S Option 4	D&S Option B	D&S Option 3	D&S Option 2	D&S Option 1	MPA Option C	Fire Fighter Triangle Option	D&S Option A-2	D&S Option C	D&S Option C-2	MPA Option D	D&S Option A	MPA Option E
		1	2	3	4	5	6	7	8	9	10	11	12	13	14
<b>Site Facts</b>															
1	Apparatus Bays Front Center St.	●	●	●	●	●	●	●	●	○	○	○	○	○	○
2	Maintains Working Fire Station	●	●	○	●	●	●	●	●	●	●	●	○	○	
3	Salon Encroachment (Y/N)	N	N	N	Y	Y	Y	Y	Y	N	N	N	N	N	N
4	Adequate parking	●	●	●	●	●	●	●	●	●	●	●	●	●	●
5	5 Drive Through Bay Arrangement	●	●	○	○	●	●	●	●	●	○	○	●	●	●
6	MWRA Encroachment (Y/N)	N	Y	N	N	N	N	N	Y	N	N	N	N	N	N
7	Land/Easement Swap	N	Y	N	N	N	N	N	Y	N	N	N	N	N	N
8	More than 2 stories	○	○	●	○	○	○	○	○	●	●	●	○	●	○
9	Verizon Vault disturbance	○	○	○	○	○	○	○	○	●	●	●	●	●	●
<b>Cost</b>															
1	HQ Relocation (Y/N)	Y	Y	Y	Y	N	N	N	■	Y	■	N	N	Y	N
2	Additional Project Costs	\$\$	\$\$	\$\$\$	\$\$\$	\$\$\$\$	\$\$\$\$	\$\$\$\$	\$\$\$\$	\$\$	\$\$\$	\$0	\$0	\$\$	\$0
3	Minimizes phasing logistics	●	●	○	○	○	●	●	○	○	○	●	●	●	●
4	Utility Relocation	○	○	○	○	○	○	○	○	●	○	●	●	●	○
5	Reduces need for swing space	●	●	●	●	●	●	●	●	●	●	●	●	●	○
<b>Legal Impacts</b>															
1	Legal Restrictions	●	○	●	●	●	○	●	○	●	●	●	●	●	●

\$ <\$100,000  
 \$\$ \$100K - \$1M  
 \$\$\$ \$1M - \$5M  
 \$\$\$\$ >\$5M

# Recommended Options- *Proposed Site Plans*

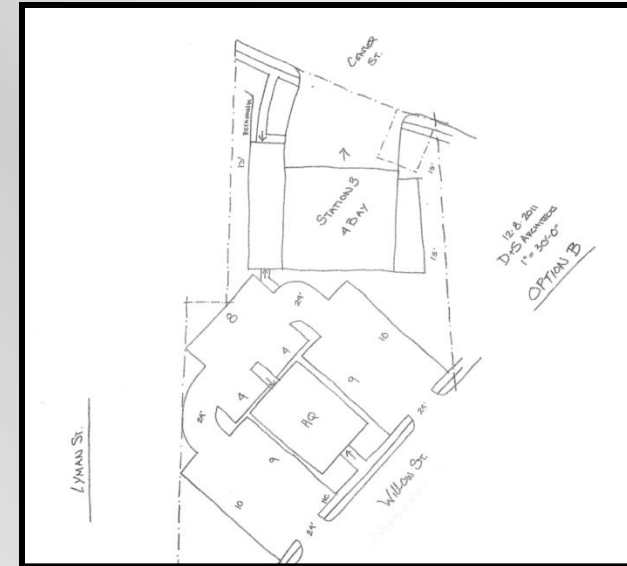
Option 1



Option 2



Option 3





# Headquarters Facts-

- Built in 1928
- Close in size to the Space Needs
- Large interior staircase
- Houses the City's backup emergency communications center which makes the building an "essential" facility and is required to resist higher seismic loads.

## Constructability Notes:

- If renovated an elevator will be required to provide public and staff accessibility to the second floor administration services.
- Renovations would be very expensive due to the Code required structural system.
- New facility could be constructed to house the full Program requirements which includes the backup communications center. This solution would be less costly than a renovation and would provide an energy efficient and modern facility.



# Headquarters– Space Needs

<u>Staffing</u>	Present	Future
Administration	8	6
Fire Prevention	6	8
 <u>Site Requirements</u>		
Transformer	1	1
Chiller	0	1
Emergency Generator	1	1
Parking – Public	0 (on street)	4
Parking – Private	9	15
 <u>Building Requirements</u>		
Public Space		290 SF
Administration		1,599
Fire Prevention		1,698
IT & Communications		964
Building Services		926
	Subtotal	5,477 NSF
Walls, Circulation, stairs, chase space etc. @ 35%		1,643
	Total	7,120 GSF



## Station 3 Facts-

- Built in 1954
- Undersized for the space need, specifically in storage and vehicle garage space.
- The Space Needs Study recommends a moderate increase in size due to four factors, the increase in staff, the increase in apparatus, the increase in storage, and the Department's desire for duplicate EMT facilities.

### Constructability Notes:

- If renovated but not expanded the building will require a second means of egress from the upper floor.
- Renovation would be very expensive due to required structural system upgrades.
- New facility housing the full program and building location requirements would be less costly than a renovation and would provide an energy efficient and modern facility.

# Station 3 – Space Needs

<u>Staffing</u>	Present	Future
Deputy Chief & Aides	4	4
Captains / Lieutenants	4	4
Firefighters	16	32
EMT's	8	8
 <u>Site Requirements</u>		
Transformer	1	1
Chiller	0	1
Dumpster	0	1
Emergency Generator	1	1
Patio / Grill	1	1
Parking – Public	0 (on street)	1
Parking – Private	17	28
 <u>Building Requirements</u>		
Public Space		145 SF
Apparatus Bays		7,104
Apparatus Support		1,601
Fire Living Quarters		3,510
EMT Living Quarters		826
Building Services		628
	Subtotal	13,814 NSF
Walls, Circulation, stairs, chase space etc. @ 35%		4,835
	<b>Total</b>	<b>18,649 GSF</b>
	15,000 GSF	



SETTI D. WARREN  
MAYOR

City of Newton, Massachusetts  
Office of the Mayor

#421-13

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E-mail  
swarren@newtonma.gov

November 25, 2013

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

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the appropriation of \$1,000,000 and authorize a general obligation borrowing of an equal amount for the purpose of funding the feasibility study and associated schematic design services for the renovation and/or replacement of the Cabot Elementary School.

The M.S.B.A. voted to invite the Cabot Elementary School into its Eligibility Period during its meeting of November 20, 2013. During the Eligibility Period, the MSBA will work with Newton to determine the district's financial and community readiness to enter the capital pipeline. The next step is for the district to complete preliminary requirements pertaining to local approval and formation of a local school building committee. Upon timely and successful completion of the Eligibility Period requirements, the district becomes eligible for an invitation into the Feasibility Study phase, subject to a vote of the Board of Directors.

As you know, the voters of the City approved the Debt Exclusion question pertaining to Cabot Elementary School last March. Approval of this request is the required next step in the process.

Thank you for your consideration of this matter.

Very truly yours,

Setti D. Warren  
Mayor

RECEIVED  
Newton City Clerk  
2013 NOV 25 PM 3:37  
David A. Olson, CMC  
Newton, MA 02459



#418-13

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swarren@newtonma.gov



SETTI D. WARREN  
MAYOR

City of Newton, Massachusetts  
Office of the Mayor

November 25, 2013

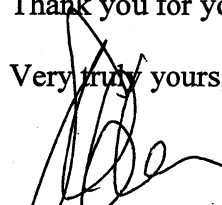
Honorable Board of Aldermen  
Newton City Hall  
1000 Commonwealth Avenue  
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to accept and expend \$83,500 from a grant that the Newton Police Department has been awarded from the Executive Office of Public Safety and Security. Details are attached.

Thank you for your consideration of this matter.

Very truly yours,

  
Seth D. Warren  
Mayor

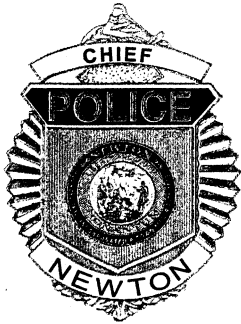
RECEIVED  
Newton City Clerk  
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David A. Olson, CMC  
Newton, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE



*City of Newton*  
*Police Department*



TELEPHONE  
(617) 796-2101  
FAX # (617) 796-3679

*Office of the Chief of Police*

HEADQUARTERS  
1321 WASHINGTON STREET  
NEWTON, MASSACHUSETTS 02465

HOWARD L. MINTZ  
CHIEF OF POLICE

November 12, 2013

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

I respectfully request permission to accept and expend \$83,500 from a grant that the Newton Police has been awarded from the Executive Office of Public Safety and Security.

The grant **TRAFFIC ACCIDENT ANALYSIS** is based on developing an analytical graphic interface based on a specific programming environment. This is a reimbursable grant.

Thank you for your consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "H. L. Mintz".

Howard L. Mintz,  
Chief of Police

Cc: Steve Smith





# COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM

This form is jointly issued and published by the Executive Office for Administration and Finance (ANF), the Office of the Comptroller (CTR) and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. Any changes to the official printed language of this form shall be void. Additional non-conflicting terms may be added by Attachment. Contractors may not require any additional agreements, engagement letters, contract forms or other additional terms as part of this Contract without prior Department approval. Click on hyperlinks for definitions, instructions and legal requirements that are incorporated by reference into this Contract. An electronic copy of this form is available at [www.mass.gov/osc](http://www.mass.gov/osc) under Guidance For Vendors - Forms or [www.mass.gov/osc](http://www.mass.gov/osc) under OSD Forms.

<b>CONTRACTOR LEGAL NAME:</b> City of Newton Police Department (and d/b/a):		<b>COMMONWEALTH DEPARTMENT NAME:</b> Executive Office of Public Safety & Security, Office of Grants & Research <b>MMARS Department Code:</b> EPS	
<b>Legal Address: (W-9, W-4, T&amp;C):</b> 1321 Washington Street, Newton, MA 02465		<b>Business Mailing Address:</b> 10 Park Plaza, Suite 3720, Boston, MA 02116	
<b>Contract Manager:</b> Steven Smith		<b>Billing Address (if different):</b>	
<b>E-Mail:</b> <a href="mailto:ssmith@newtonma.gov">ssmith@newtonma.gov</a>		<b>Contract Manager:</b> Diane Perrier	
<b>Phone:</b> 617-796-2100	<b>Fax:</b>	<b>E-Mail:</b> <a href="mailto:Diane.Perrier@state.ma.us">Diane.Perrier@state.ma.us</a>	
<b>Contractor Vendor Code:</b> VC6000192120		<b>Phone:</b> 617-725-3301	<b>Fax:</b> 617-725-0260
<b>Vendor Code Address ID (e.g. "AD001"):</b> AD001 (Note: The Address ID must be set up for EFT payments.)		<b>MMARS Doc ID(s):</b>	
		<b>RFR/Procurement or Other ID Number:</b> Application	
<u>X</u> <b>NEW CONTRACT</b>		<u>    </u> <b>CONTRACT AMENDMENT</b>	
<b>PROCUREMENT OR EXCEPTION TYPE:</b> (Check one option only) <u>    </u> Statewide Contract (OSD or an OSD-designated Department) <u>    </u> Collective Purchase (Attach OSD approval, scope, budget) <u>X</u> Department Procurement (includes State or Federal grants 815 CMR 2.00) (Attach RFR and Response or other procurement supporting documentation) <u>    </u> Emergency Contract (Attach justification for emergency, scope, budget) <u>    </u> Contract Employee (Attach Employment Status Form, scope, budget) <u>    </u> Legislative/Legal or Other: (Attach authorizing language/justification, scope and budget)		Enter Current Contract End Date <i>Prior</i> to Amendment: _____, 20____. Enter Amendment Amount: \$ _____ (or "no change") <b>AMENDMENT TYPE:</b> (Check one option only. Attach details of Amendment changes.) <u>    </u> Amendment to Scope or Budget (Attach updated scope and budget) <u>    </u> Interim Contract (Attach justification for Interim Contract and updated scope/budget) <u>    </u> Contract Employee (Attach any updates to scope or budget) <u>    </u> Legislative/Legal or Other: (Attach authorizing language/justification and updated scope and budget)	
The following <b>COMMONWEALTH TERMS AND CONDITIONS (T&amp;C)</b> has been executed, filed with CTR and is incorporated by reference into this Contract. <u>X</u> Commonwealth Terms and Conditions <u>    </u> Commonwealth Terms and Conditions For Human and Social Services			
<b>COMPENSATION:</b> (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. <u>    </u> Rate Contract (No Maximum Obligation. Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) <u>X</u> Maximum Obligation Contract Enter Total Maximum Obligation for total duration of this Contract (or new Total if Contract is being amended). \$ 83,500.00 _____			
<b>PROMPT PAYMENT DISCOUNTS (PPD):</b> Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days <u>    </u> % PPD; Payment issued within 15 days <u>    </u> % PPD; Payment issued within 20 days <u>    </u> % PPD; Payment issued within 30 days <u>    </u> % PPD. If PPD percentages are left blank, identify reason: <u>X</u> agree to standard 45 day cycle <u>    </u> statutory/legal or Ready Payments (G.L. c. 29, § 23A); <u>    </u> only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)			
<b>BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT:</b> (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) Traffic Records - This will provide a uniform interface for the input of data and for analysis.			
<b>ANTICIPATED START DATE:</b> (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: <u>    </u> 1. may be incurred as of the <u>Effective Date</u> (latest signature date below) and <u>no</u> obligations have been incurred <u>prior</u> to the <u>Effective Date</u> . <u>X</u> 2. may be incurred as of <u>10/01, 2013</u> , a date LATER than the <u>Effective Date</u> below and <u>no</u> obligations have been incurred <u>prior</u> to the <u>Effective Date</u> . <u>    </u> 3. were incurred as of _____, 20____, a date PRIOR to the <u>Effective Date</u> below, and the parties agree that payments for any obligations incurred prior to the <u>Effective Date</u> are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.			
<b>CONTRACT END DATE:</b> Contract performance shall terminate as of <u>09/30, 2014</u> , with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.			
<b>CERTIFICATIONS:</b> Notwithstanding verbal or other representations by the parties, the "Effective Date" of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor makes all certifications required under the attached <u>Contractor Certifications</u> (incorporated by reference if not attached hereto) under the pains and penalties of perjury, agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable <u>Commonwealth Terms and Conditions</u> , this Standard Contract Form including the <u>Instructions and Contractor Certifications</u> , the Request for Response (RFR) or other solicitation, the Contractor's Response, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in 801 CMR 21.07 incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.			
<b>AUTHORIZING SIGNATURE FOR THE CONTRACTOR:</b> X: <u>[Signature]</u> Date: <u>10-25-13</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Howard M. Mintz</u> Print Title: <u>Chief of Police</u>		<b>AUTHORIZING SIGNATURE FOR THE COMMONWEALTH:</b> X: <u>[Signature]</u> Date: <u>11-1-13</u> (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>Ellen J. Frank</u> Print Title: <u>Executive Director</u>	



## COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM

## INSTRUCTIONS AND CONTRACTOR CERTIFICATIONS

The following instructions and terms are incorporated by reference and apply to this Standard Contract Form. Text that appears underlined indicates a "hyperlink" to an Internet or bookmarked site and are unofficial versions of these documents and Departments and Contractors should consult with their legal counsel to ensure compliance with all legal requirements. Using the Web Toolbar will make navigation between the form and the hyperlinks easier. Please note that not all applicable laws have been cited.

**CONTRACTOR LEGAL NAME (AND D/B/A):** Enter the Full Legal Name of the Contractor's business as it appears on the Contractor's W-9 or W-4 Form (Contract Employees only) and the applicable Commonwealth Terms and Conditions. If Contractor also has a "doing business as" (d/b/a) name, BOTH the legal name and the "d/b/a" name must appear in this section.

**Contractor Legal Address:** Enter the Legal Address of the Contractor as it appears on the Contractor's W-9 or W-4 Form (Contract Employees only) and the applicable Commonwealth Terms and Conditions, which must match the legal address on the 1099I table in MMARS (or the Legal Address in HR/CMS for Contract Employee).

**Contractor Contract Manager:** Enter the authorized Contract Manager who will be responsible for managing the Contract. The Contract Manager should be an Authorized Signatory or, at a minimum, a person designated by the Contractor to represent the Contractor, receive legal notices and negotiate ongoing Contract issues. The Contract Manager is considered "Key Personnel" and may not be changed without the prior written approval of the Department. If the Contract is posted on Comm-PASS, the Contract Manager must be listed on the Vendor Section tab.

**Contractor E-Mail Address/Phone/Fax:** Enter the electronic mail (e-mail) address, phone and fax number of the Contractor Contract Manager. This information must be kept current by the Contractor to ensure that the Department can contact the Contractor and provide any required legal notices. Notice received by the Contract Manager (with confirmation of actual receipt) through the listed address, fax number(s) or electronic mail address will meet any written legal notice requirements.

**Contractor Vendor Code:** The Department must enter the MMARS Vendor Code assigned by the Commonwealth. If a Vendor Code has not yet been assigned, leave this space blank and the Department will complete this section when a Vendor Code has been assigned. The Department is responsible under the Vendor File and W-9s Policy for verifying with authorized signatories of the Contractor, as part of contract execution, that the legal name, address and Federal Tax Identification Number (TIN) in the Contract documents match the state accounting system.

**Vendor Code Address ID:** (e.g., "AD001") The Department must enter the MMARS Vendor Code Address ID identifying the payment remittance address for Contract payments, which MUST be set up for EFT payments PRIOR to the first payment under the Contract in accordance with the Bill Paying and Vendor File and W-9 policies.

**COMMONWEALTH DEPARTMENT NAME:** Enter the full Department name with the authority to obligate funds encumbered for the Contract.

**Commonwealth MMARS Alpha Department Code:** Enter the three (3) letter MMARS Code assigned to this Commonwealth Department in the state accounting system.

**Department Business Mailing Address:** Enter the address where all formal correspondence to the Department must be sent. Unless otherwise specified in the Contract, legal notice sent or received by the Department's Contract Manager (with confirmation of actual receipt) through the listed address, fax number(s) or electronic mail address for the Contract Manager will meet any requirements for legal notice.

**Department Billing Address:** Enter the Billing Address or email address if invoices must be sent to a different location. Billing or confirmation of delivery of performance issues should be resolved through the listed Contract Managers.

**Department Contract Manager:** Identify the authorized Contract Manager who will be responsible for managing the Contract, who should be an authorized signatory or an employee designated by the Department to represent the Department to receive legal notices and negotiate ongoing Contract issues.

**Department E-Mail Address/Phone/Fax:** Enter the electronic mail (e-mail) address, phone and fax number of the Department Contract Manager. Unless otherwise specified in the Contract, legal notice sent or received by the Contract Manager (with confirmation of actual receipt) through the listed address, fax number(s) or electronic mail address will meet any requirements for written notice under the Contract.

**MMARS Document ID(s):** Enter the MMARS 20 character encumbrance transaction number associated with this Contract which must remain the same for the life of the Contract. If multiple numbers exist for this Contract, identify all Doc IDs.

**RFR/Procurement or Other ID Number or Name:** Enter the Request for Response (RFR) or other Procurement Reference number, Contract ID Number or other reference/tracking number for this Contract or Amendment and will be entered into the Board Award Field in the MMARS encumbrance transaction for this Contract.

NEW CONTRACTS (left side of Form);

Complete this section ONLY if this Contract is brand new. (Complete the CONTRACT AMENDMENT section for any material changes to an existing or an expired Contract, and for exercising options to renew or annual contracts under a multi-year procurement or grant program.)

**PROCUREMENT OR EXCEPTION TYPE:** Check the appropriate type of procurement or exception for this Contract. Only one option can be selected. See State Finance Law and General Requirements, Acquisition Policy and Fixed Assets, the Commodities and Services Policy and the Procurement Information Center (Department Contract Guidance) for details.

**Statewide Contract (OSD or an OSD-designated Department).** Check this option for a Statewide Contract under OSD, or by an OSD-designated Department.

**Collective Purchase approved by OSD.** Check this option for Contracts approved by OSD for collective purchases through federal, state, local government or other entities.

**Department Contract Procurement.** Check this option for a Department procurement including state grants and federal sub-grants under 815 CMR 2.00 and State Grants and Federal Subgrants Policy, Departmental Master Agreements (MA). If multi-Department user Contract, identify multi-Department use is allowable in Brief Description.

**Emergency Contract.** Check this option when the Department has determined that an unforeseen crisis or incident has arisen which requires or mandates immediate purchases to avoid substantial harm to the functioning of government or the provision of necessary or mandated services or whenever the health, welfare or safety of clients or other persons or serious damage to property is threatened.

**Contract Employee.** Check this option when the Department requires the performance of an Individual Contractor, and when the planned Contract performance with an Individual has been classified using the Employment Status Form (prior to the Contractor's selection) as work of a Contract Employee and not that of an Independent Contractor.

**Legislative/Legal or Other.** Check this option when legislation, an existing legal obligation, prohibition or other circumstance exempts or prohibits a Contract from being competitively procured, or identify any other procurement exception not already listed. Legislative "earmarks" exempt the Contract solely from procurement requirements, and all other Contract and state finance laws and policies apply. Supporting documentation must be attached to explain and justify the exemption.

## CONTRACT AMENDMENT (Right Side of Form)

Complete this section for any Contract being renewed, amended or to continue a lapsed Contract. All Contracts with available options to renew must be amended referencing the original procurement and Contract doc ids, since all continuing contracts must be maintained in the same Contract file (even if the underlying appropriation changes each fiscal year.) "See Amendments, Suspensions, and Termination Policy."

**Enter Current Contract End Date:** Enter the termination date of the Current Contract being amended, even if this date has already passed. (Note: Current Start Date is not requested since this date does not change and is already recorded in MMARS.)

**Enter Amendment Amount:** Enter the amount of the Amendment increase or decrease to a Maximum Obligation Contract. Enter "no change" for Rate Contracts or if no change.

**AMENDMENT TYPE:** Identify the type of Amendment being done. Documentation supporting the updates to performance and budget must be attached. **Amendment to Scope or Budget.** Check this option when renewing a Contract or executing any Amendment ("material change" in Contract terms) even if the Contract has lapsed. The parties may negotiate a change in any element of Contract performance or cost identified in the RFR or the Contractor's response which results in lower costs, or a more cost-effective or better value performance than was presented in the original selected response, provided the negotiation results in a better value within the scope of the RFR than what was proposed by the Contractor in the original selected response. Any "material" change in the Contract terms must be memorialized in a formal Amendment even if a corresponding MMARS transaction is not needed to support the change. Additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in 801 CMR 21.07, incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.

**Interim Contracts.** Check this option for an Interim Contract to prevent a lapse of Contract performance whenever an existing Contract is being re-procured but the new procurement has not been completed, to bridge the gap during implementation between an expiring and a new procurement, or to contract with an Interim Contractor when a current Contractor is unable to complete full performance under a Contract.

**Contract Employee.** Check this option when the Department requires a renewal or other amendment to the performance of a Contract Employee.

**Legislative/Legal or Other.** Check this option when legislation, an existing legal obligation, prohibition or other circumstance exempts or prohibits a Contract from being competitively procured, or identify any other procurement exception not already listed. Legislative "earmarks" exempt the Contract solely from procurement requirements, and all other Contract and state finance laws and policies apply. Attach supporting documentation





Deval L. Patrick  
Governor

The Commonwealth of Massachusetts  
Executive Office of Public Safety & Security

One Ashburton Place, Room 2133

Boston, Massachusetts 02108

Tel: (617) 727-7775

TTY Tel: (617) 727-6618

Fax: (617) 727-4764

[www.mass.gov/eops](http://www.mass.gov/eops)

Andrea Cabral  
Secretary

October 15, 2013

Steven R. Smith, Director of Support Services  
Newton Police Department  
1321 Washington St  
Newton, MA 02465

Dear Mr. Smith:

I am pleased to inform you that the Newton Police Department has been awarded \$83,500 in federal highway safety funding by the Executive Office of Public Safety and Security (EOPSS) for the Traffic Records project entitled "Accident Analytics Interface."

Please review the enclosed documents and return your signed contract and other required documents to Barbara Rizzuti, Program Coordinator, at the Executive Office of Public Safety and Security's Highway Safety Division, 10 Park Plaza, Suite 3720, Boston, MA 02116. Your project period will begin once the contract has been signed by the Executive Director of the Office of Grants and Research of EOPSS. Expenses incurred before the project period begins will not be reimbursed. The contract will end on September 30, 2014.

If you have any questions, please feel free to contact Barbara Rizzuti by phone at (617)725-3357 or via e-mail at [Barbara.Rizzuti@state.ma.us](mailto:Barbara.Rizzuti@state.ma.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Andrea Cabral".

Andrea J. Cabral  
Secretary of Public Safety and Security

Enclosures



**NEWTON POLICE DEPARTMENT  
TECHNOLOGY BUREAU**

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**#418-13**

1321 Washington Street  
Newton, MA 02465  
v (617) 796-2105  
f (617) 796-3683  
TDD/TTY (617-796-1089)

Steven R. Smith  
Bureau Commander

November 5, 2014

Traffic Grant \$83,500

The recently received Traffic Accident Analysis Grant is based on developing an analytical graphic interface based on a programming environment published by QlikView. We have spent the past year in education regarding this programming language so that we could create this application in-house.

This grant is a reimbursement grant and it was developed and based on the technology within QlikView.

This item should not be subject to the BID process because it is a SOLE SOURCE item and a prerequisite of the grant.

Steven Smith  
Newton Police Department

Howard L. Mintz  
Chief of Police



SETTI D. WARREN  
MAYOR

City of Newton, Massachusetts  
Office of the Mayor

419-13

Telephone  
(617) 796-1100

Facsimile  
(617) 796-1113

TDD/TTY  
(617) 796-1089

E-mail  
swarren@newtonma.gov

November 25, 2013

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

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to transfer the sum of \$536,749 from July 1, 2013 Certified Free Cash to the Newton Public Schools.

FY13 Homeless Transportation Funding in the amount of \$106,122 was applied to the General Fund Revenue rather than the School Department budget as is customary, and FY14 Chapter 70 Cherry Sheet Aid is going to be \$430,627 more than originally budgeted.

Thank you for your consideration of this matter.

Very truly yours,

Setti D. Warren  
Mayor

RECEIVED  
Newton City Clerk  
2013 NOV 25 PM 3:26  
David A. Oison, CMC  
Newton, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459

[www.newtonma.gov](http://www.newtonma.gov)



DEDICATED TO COMMUNITY EXCELLENCE



Print

<b>PART I</b> ADMINISTRATION OF THE GOVERNMENT (Chapters 1 through 182)
<b>TITLE IX</b> TAXATION
<b>CHAPTER 59</b> ASSESSMENT OF LOCAL TAXES
<b>Section 5C</b> Exemptions for residential real property in cities or towns assessing at full and fair cash valuation

Section 5C. With respect to each parcel of real property classified as Class One, residential, in each city or town certified by the commissioner to be assessing all property at its full and fair cash valuation, and at the option of the board of selectmen or mayor, with the approval of the city council, as the case may be, there shall be an exemption equal to not more than twenty per cent of the average assessed value of all Class One, residential, parcels within such city or town; provided, however, that such an exemption shall be applied only to the principal residence of a taxpayer as used by the taxpayer for income tax purposes. This exemption shall be in addition to any exemptions allowable under section five; provided, however, that in no instance shall the taxable valuation of such property after all applicable exemptions be reduced below ten per cent of its full and fair cash valuation, except through the applicability of section eight A of chapter fifty-eight and of clause Eighteenth of section five. Where, under the provisions of section five, the exemption is based upon an amount of tax rather than on valuation, the reduction of taxable valuation for purposes of the preceding sentence shall be computed by dividing the said amount of tax by the residential class tax rate of the city or town and multiplying the result by one thousand dollars. For purposes of this paragraph, "parcel" shall mean a unit of real property as defined by the assessors in accordance with the deed for such property and shall include a condominium unit.

In those cities and towns in which an exemption is made available hereunder, a taxpayer aggrieved by the failure to receive such residential exemption may apply for such residential exemption to the assessors, in writing, on a form approved by the commissioner within three months after the date on which the bill or notice of assessment was sent.

A timely application filed hereunder shall, for the purposes of this chapter, be treated as a timely filed application pursuant to section fifty-nine.

For purposes of this section, with respect to real property owned by a cooperative corporation, as defined in section 4 of chapter 157B, that portion which is occupied by a member pursuant to a proprietary lease as such member's domicile and is used as such member's principal residence for income tax purposes shall be deemed to be real property owned by such member for purposes of this section, provided that the portion of the real estate is represented by the member's share or shares of stock in the cooperative corporation and the percentage of such portion to the whole is the percentage of such member's shares in the cooperative corporation to the total outstanding

stock of the corporation, including shares owned by the corporation. Such portion of such real property shall be eligible for exemption from taxation pursuant to this section if such member meets all requirements for such exemption. Any exemption so provided shall reduce the taxable valuation of the real property owned by the cooperative corporation; provided, however, that the reduction in taxes realized thereby shall be credited by the cooperative corporation against the amount of such taxes otherwise payable by or chargeable to such member. Nothing in this paragraph shall be construed to affect the tax status of any manufactured home or mobile home under this chapter, but shall apply to the land on which such manufactured home or mobile home is located if all other requirements of this paragraph are met. This paragraph shall take effect in a city or town upon its acceptance by the city or town.

CITY OF NEWTONIN BOARD OF ALDERMENFINANCE COMMITTEE REPORT

MONDAY, SEPTEMBER 9, 2013

Present: Ald. Gentile (Chairman), Ciccone, Linsky, Salvucci, Rice, Blazar, Fuller, and Lappin

Also present: Ald. Albright, Baker, Danberg, Hess-Mahan, Sangiolo, and Yates

City officials present: Maureen Lemieux (Chief Financial Officer), David Wilkinson (Comptroller), and Jim Reardon (Treasurer/Collector)

**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**

**ACTION:** **HELD 8-0**

**NOTE:** Ald. Baker provided the attached text for the proposed resolution. The Chairman pointed out that the Programs and Services Committee did not have the resolution text before them when they voted to approve the resolution. Ald. Baker's draft resolution has since been provided to the Programs and Services Committee members via e-mail for review.

The primary reason for the requested resolution is to acknowledge that the technology needs of the Schools are a priority and should have established funding mechanisms. The School Department has a number of technology needs that are important tools in educating students, which are not funded. In the past, the Administration has used creative ways to provide funding for school technology. It would be helpful if there were a technology plan that provided estimated costs for technology projects and equipment. The draft resolution does not ask for a funding mechanism for smaller projects and equipment purchases; however, the co-docketors and several Committee members felt that it was important to include a request for a technology plan to capture the funding plan for the smaller projects and equipment.

Chief Financial Officer Maureen Lemieux informed the Committee that the Information Technology Cluster is currently working to define the City and School technology needs and to

determine how to fund those needs. The group should be ready to issue its five-year technology plan within the next month. Ms. Lemieux suggested that the Committee hold the item until there was an opportunity to review the 5-year plan.

There was some concern that approving the resolution makes a blanket statement that the Board of Aldermen supports the technology funding needs no matter what the cost. It was also pointed out that the School Committee and School Administration usually determine how to prioritize their needs in terms of allocating money to those needs. It would be helpful to see the technology plan and meet with the School Department before making a decision on the resolution.

Ald. Lappin moved hold on the resolution, which carried unanimously. There was suggestion that the word progressive be removed from the draft resolution text for the next discussion.

#12-13      ALD. YATES requesting that the City's Treasurer/Collector accept credit cards as a method of payment for municipal bills.

**ACTION:**      **NO ACTION NECESSARY 8-0**

**NOTE:**      Ald. Yates docketed the item because he learned that citizens could not use credit cards to pay bills at the City's Treasurer/Collector Department. It would be nice to offer that convenience to citizens. Treasurer Jim Reardon joined the Committee and explained that the Treasurer/Collector does not physically accept credit cards due to the cost. The credit card companies charge a transaction fee, which can be quite expensive depending on the amount of money to be charged to the credit card and the City cannot absorb the cost of the fees. However, citizens can pay their bills online with a credit card, as the online bill payment system provides the citizen with a list of the possible fees that could be charged to the citizen and the citizen agrees to pay those fees.

Ald. Salvucci moved no action necessary on the item. It is currently not practical for City departments to physically accept credit cards as a form of payment. The motion carried by a vote of eight in favor and none opposed.

#304-13      HIS HONOR THE MAYOR requesting approval of a settlement of workers' compensation claims against the City of Newton in the amount of twenty-five thousand (\$25,000) relevant to injuries sustained by an employee in 2006 and 2007. [09/03/13 @ 4:56 PM]

**ACTION:**      **APPROVED 7-0 (Linsky not voting)**

**NOTE:**      Chief Operating Officer Maureen Lemieux reviewed the request for funds to settle a worker's compensation claim. An employee of the City was disabled from injuries sustained at work on two occasions, in 2006 and 2007. The employee is unable to return to work. The employee currently receives his retirement as well as \$705 a week in partial disability worker's compensation. The employee is eligible to receive the \$705 for approximately 100 weeks or for a total of \$76,000; however, he has agreed to a lump sum settlement of \$25,000.

WHEREAS in a progressive City like Newton, it is important to enable those who serve its citizens to be up to date in the technologies that can help them fulfill their responsibilities, and

WHEREAS the Newton School Department in particular has identified long-term technology needs in fulfilling its educational responsibilities to Newton schoolchildren; and

WHEREAS funding for such technology needs has often been deferred in whole or in part because of other legitimate School Department priorities;

NOW THEREFORE, be it resolved that His Honor, the Mayor, be requested, when he 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.