

CITY OF NEWTON

IN BOARD OF ALDERMEN

FINANCE COMMITTEE AGENDA

MONDAY, OCTOBER 26, 2009

7:45 PM
Room 222

#300-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend one hundred fifty thousand dollars (\$150,000) from Budget Reserve for the purpose of settling a claim filed against the City of Newton due to a motor vehicle accident. [09/29/09 @ 4:56 PM]

#357-09 HIS HONOR THE MAYOR requesting to appropriate and expend \$89,750 from tax revenue from the local option meals tax for the purpose of creating an economic development planner position and providing funds for related work broken down as follows: salaries \$29,500, benefits \$7,000, expenses \$33,250 and grants \$20,000. [10/13/09 @ 5:25 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#59-09(3) HIS HONOR THE MAYOR requesting authorization to appropriate and expend three million six hundred seventy thousand dollars (\$3,670,000) from bonded indebtedness for the costs related to energy savings improvements to be undertaken by NORESCO, an Energy Services Company, at the Bigelow Middle School, Brown Middle School, Oak Hill Middle School, Education Center, City Hall, Police Headquarters, Police Annex, and Police Garage; said savings are designed to generate savings sufficient to offset the cost of the project. [09/29/09 @ 4:57 PM]

PUBLIC FACILITIES APPROVED 7-0-1 (Gentile abstaining) on 10-21-09

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#59-09(2) HIS HONOR THE MAYOR requesting authorization to appropriate and expend an additional eighty five thousand four hundred dollars (\$85,400) from bonded indebtedness for the purpose of entering into a contract with NORESCO to perform energy audits on the remaining municipal and school buildings that have not been audited. [09/29/09 @ 4:57 PM]

PUBLIC FACILITIES APPROVED 6-0-2 (Gentile and Lennon Abstaining on 10-21-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#360-09 ALD. SANGIOLO AND JOHNSON requesting establishment of a revolving account to accept and expend up to \$50,000 in donations for the purpose of fencing or other improvements to off leash dog areas. [10/01/09 @ 4:13 PM]

PROGRAM & SERVICES APPROVED 7-0 (Parker not voting) on 10-21-09

- #206-09(2) ALD. PARKER proposing the creation of a Capital Maintenance Account to which all new receipts from local meals taxes and the expanded receipts from hotel/motel taxes be dedicated. [07/09/09 @ 12:42 PM]
HELD 7-0 on 10-14-09
- #270-09 HIS HONOR THE MAYOR requesting acceptance of a contribution of two hundred thousand dollars (\$200,000). First, one hundred thousand dollars (\$100,000) from Newton Girls Soccer and second, one hundred thousand dollars (\$100,000) from Newton Youth Soccer, and authorization to expend two hundred thousand (\$200,000) with the terms of a Deed of Gift dated July 27, 2009 for the purpose of maintenance, refurbishment and replacement of the fields currently under construction at Newton South High School. [09/01/09 @ 1:44 PM]

NOTE: The Comptroller has prepared a “First Call Report” for the following four items (see attached memo dated October 22, 2009)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #361-09 HIS HONOR THE MAYOR requesting to appropriate and expend one million eight hundred thirty-six thousand dollars (\$1,836,000) for funding inflow and infiltration projects in the City Sewer system. The sources of funding will be a loan of \$1,009,800 and a grant of \$826,200. [10/13/09 @ 5:24 PM]
PUBLIC FACILITIES APPROVED 6-0-1 (Lennon abstaining; Mansfield not voting) on 10-21-09
- #356-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend \$16,171.45 from receipts reserved to the Health Department for the purpose of expenses related to the flu clinics and other wellness related activities and that this item be declared an *emergency measure* necessary to protect the health and safety of the people and property of the City of Newton in accordance with Section 2-9 of the Newton City Charter, which requires a separate 2/3 vote of the Board of Aldermen. [10/13/09 @ 5:24 PM]
- #266-09(3) HIS HONOR THE MAYOR requesting authorization to increase from \$50,000 to \$70,000 the revolving fund approved on September 21, 2009 to provide for additional funds anticipated from the Centers for Disease Control for control and prevention directed specifically toward the H1N1 virus. [10/13/09 @ 5:24 PM]
- #70-09(5) HIS HONOR THE MAYOR requesting that Board Order #70-09(3), the FY10 Budget, be amended by changing the funding source for \$65,528.08 from Capital Stabilization to Receipts Reserved for Debt Service – Newton South High School in accordance with Department of Revenue guidelines that require funds be reserved for payment of debt costs for the remaining life of bonds for a project. Final reimbursement (\$881,707) for NSHS was received in August 2009. [10/13/09 @ 5:25 PM]

ITEMS NOT SCHEDULED FOR DISCUSSION:**REFERRED TO PROGRAM & SERVICES AND FINANCE COMMITTEES**

- #233-09 ALD. JOHNSON AND LINSKY requesting a discussion to increase fines to the maximum level for dogs not having a current license. [07/13/09 @ 7:26 PM]
PROGRAM & SERVICES APPROVED 5-0 (Merrill and Sangiolo not voting) on 09-09-09
HELD 8-0 on 09-30-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #363-09 ALD. SANGIOLO requesting a discussion to increase the tobacco seller license fee. [09/13/09 @ 1:07 PM]

REFERRED TO PROGRAMS&SERVICES, PUBLIC FACILITIES & FINANCE COMMITTEES

- #359-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend one million, nine hundred thirty thousand dollars (\$1,930,000) from Free Cash for the purpose of supplementing the snow and ice budgets in the Department of Public Works and the Parks and Recreation Department to be broken down as follows:
(A) **Public Works** \$300,000 for salaries, \$525,000 equipment rental and \$650,000 for sand and salt.
(B) **Park and Recreation** \$30,000 for salaries and \$425,000 for equipment rental. [10/13/09 @ 5:24 PM]
PROGRAM & SERVICES APPROVED 5-0 (Baker, Sangiolo and Freedman) not voting on 10-21-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #358-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend fifty five thousand dollars (\$55,000) from tax revenue from the local option meals tax to restore funding to the Senior Transportation Program. [10/09/09 @ 5:25 PM]

ITEM RECOMMITTED TO FINANCE COMMITTEE 10-19-09

- #299-09 HIS HONOR THE MAYOR requesting authorization to approve the terms, including the cost items, of a new collective bargaining agreement between the City and Newton Superior Officers Association (NPSOA), first year of the contract is already funded in the Police Department budget, approval of the cost items in this two year contract to bind the parties to the second year is requested. [09/29/009 @ 12:28 PM]
FINANCE APPROVED 7-0 on 10-14-09

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #289-09 ALD. PARKER requesting development of a property tax rebate program for households that opt for smaller trash containers. [09/08/09 @ 10:57 AM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #288-09 HIS HONOR THE MAYOR requesting to appropriate and expend one million four hundred thousand dollars (\$1,400,000) from bonded indebtedness for the purpose of funding the installation of four classrooms at the Oak Hill Middle School and for design work for modulars at the Day Middle School. [09/15/09 @ 1:28 PM]
PUBLIC FACILITIES HELD 6-1 (Schnipper opposed; Mansfield not voting) on 10-21-09

Re-appointment by His Honor the Mayor

- #285-09 EDWARD GOURDEAU, JR., 81 Dalby Street, Newton, re-appointed as a Constable for a term to expire November 1, 2012. [09/08/09 @ 9:20 AM]

PLEASE BRING WITH YOU THE ANNUAL FINANCIAL REPORT BUDGETARY BASIS REPORT FOR THE YEAR ENDED JUNE 30, 2009.

- #269-09 COMPTROLLER submitting FY2009 Budgetary Basis Annual Financial Report. [09/01/09 @ 4:45 PM]
HELD 5-0 on 09-14-09
HELD 6-0 (Schnipper not voting) on 10-14-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #130-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend from Cable Receipts the sum of twenty-four thousand nine hundred eighteen dollars (\$24,918) for the purpose of purchasing equipment to provide for archived web casting of the Board of Aldermen and School Committee meetings. [4/28/09 @ 6:02 PM]
- #87-09 ALD. SANGIOLO, BRANDEL, FREEDMAN AND HESS-MAHAN requesting a Home Rule Petition to allow the City of Newton to require elected officials to contribute a higher percentage rate for health insurance benefits than is required for other employee groups. [03-10-09 @ 9:17 AM]
PROGRAM AND SERVICES APPROVED 5-1-1 (Baker opposed; Merrill abstaining; Parker not voting) on 04-15-09
HELD 4-0 (Ald. Johnson not voting) on 9-14-09
HELD 7-0 on 10-14-09

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE on 05-04-09**REFERRED TO PUBLIC FACILITIES & FINANCE COMMITTEES on 02-17-09**

- #60-09 ALD. SANGIOLO, GENTILE AND HARNEY requesting the installation of traffic islands on CONCORD STREET to be funded with the Cabot, Cabot and Forbes Traffic Mitigation Fund for Lower Falls (Ward 4). [02/03/09 @ 1:01 PM]
PUBLIC SAFETY & TRANSPORTATION HELD 6-0 (Ciccione and Coletti not voting) on 06-17-09
PUBLIC FACILITIES HELD 3-0 (Mansfield not voting) on 07-08-09

ITEM RECOMMITTED TO PUB. FAC. AND FINANCE COMMITTEES ON 02-17-09
REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #13-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend three hundred eighty-five thousand dollars (\$385,000) from bonded indebtedness to the Public Works Department for the purpose of replacing both the salt shed and the Quonset hut at Crafts Street. [12-30-08 @ 5:04 PM]
PUBLIC FACILITIES APPROVED 4-0-2 (Gentile and Mansfield abstaining) on 01-07-09
FINANCE APPROVED 2-1-3 (Gentile opposed; Parker, Lennon and Freedman abstaining) on 02-09-09
- #354-08 ALD. COLETTI requesting monthly report on cash and receivable reconciliations by Treasurer and status of Consultant work in Treasurer's Office. [09-30-08 @ 1:54 PM]
HELD 4-0 (Ald. Johnson not voting) on 09-14-09
- #352-08 ALD. COLETTI requesting discussion monthly reports from the Chief Budget Officer and Comptroller on the status of the Health Insurance Trust Fund. [09-30-08 @ 1:54 PM]
HELD 4-0 (Ald. Johnson not voting) on 09-14-09
- #349-08 ALD. COLETTI requesting discussion on preparation and submission of a new Capital Improvement Plan by the Executive Office. [09-30-08 @ 1:54 PM]
HELD 4-0 (Ald. Johnson not voting) on 09-14-09
HELD 7-0 on 10-14-09
- #348-08 ALD. COLETTI requesting discussion on the Executive Department submission of a new 5-year forecast for FY2010 budget preparation. [09-30-08 @ 1:54 PM]
HELD 8-0 on 09-30-09
HELD 7-0 on 10-14-09

REFERRED TO POST AUDIT & OVERSIGHT AND FINANCE COMMITTEES

- #300-08 ALD. JOHNSON AND SWISTON requesting discussion with Mayor David Cohen and Superintendent Jeffrey Young as to the procedures that are in place to ensure accountability of their staff in respect to adherence to the authorization of purchasing and expenditures policy and procedures. [07-21-08 @ 9:03 AM]
POST AUDIT & OVERSIGHT HELD 5-0 on 11-25-08
FINANCE HELD 8-0 on 01-12-09
POST AUDIT & OVERSIGHT HELD 6-0 (Harney not voting) on 04-16-09

- #299-08(2) HIS HONOR THE MAYOR requesting that the Board of Aldermen accept the provisions of §19 of Chapter 32B (as amended) of the General Laws to allow all subscribers for whom the City provides health insurance to transfer to the Group Insurance Commission (GIC) pursuant to Section 19(e) of Section 32B, which authorizes the City to engage in so-called coalition bargaining re the issue of the City joining the GIC. [08-04-08 @ 12:35 PM]
HELD 6-0-2 (Freedman and Salvucci not voting) on 01-12-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #274-08 ALD. JOHNSON AND SANGIOLO proposing a RESOLUTION to His Honor the Mayor requesting that he create a plan to move the Child Care Commission to a self-sustaining model for FY2010. [07-17-08 @ 9:53 AM]

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

- #273-08 ALD. JOHNSON proposing a RESOLUTION to His Honor the Mayor requesting that the Executive and Human Resources Departments develop a comprehensive human capital strategy for the city to include: performance management, talent development, succession planning, and compensation. [07-17-08 @ 9:53 AM]
PUBLIC FACILITIES NO ACTION NECESSARY 5-0 (Albright, Lappin and Salvucci not voting) on 6-17-09
PUBLIC SAFETY & TRANSPORTATION REFERRED TO PROGRAM & SERVICES AND FINANCE COMMITTEES APPROVED 7-0 (Coletti not voting) on 06-17-09
ZONING & PLANNING NO ACTION NECESSARY 6-0 (Ciccione not voting) on 09-14-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #272-08 ALD. JOHNSON proposing a RESOLUTION to His Honor the Mayor that he work with the Board of Aldermen, School Department, and School Committee in order to determine the most effective and efficient way to organize the Human Resources Departments. [07-17-08 @ 9:53 AM]
PROGRAM & SERVICES APPROVED 5-0-1 (Merrill abstaining; Freedman, Sangiolo not voting) on 06-17-09
HELD 8-0 on 09-30-09

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #270-08 ALD. JOHNSON proposing a RESOLUTION to His Honor the Mayor requesting that he work with the Board of Aldermen, School Department, and School Committee in order to determine the most effective and efficient way to organize the Information Technology Departments. [07-17-08 @ 9:53 AM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #261-08 ALD. SANGIOLO requesting discussion with the Executive Department regarding moving the Director of Arts in the Parks' salary to the Arts in the Parks revolving account. [07-08-08 @ 1:29 PM]
PROGRAM AND SERVICES HELD 7-0 (Baker not voting) on 09-17-08

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #259-08 ALD. SANGIOLO requesting discussion with the Executive Department regarding moving the salaries of the Parks & Recreation Commissioner and the Recreation Programs Director to the revolving accounts for various programs. [07-08-08 @ 1:28 PM]
PROGRAM AND SERVICES HELD 7-0 (Baker not voting) on 09-17-08

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #258-08 ALD. SANGIOLO requesting discussion with the Executive Department regarding reorganization of senior transportation services and establishment of intra-village transportation systems. [07-08-08 @ 1:29 PM]
PROGRAM & SERVICES HELD 7-0 (Freedman not voting) on 06-03-09
- #213-08 ALD. LINKSY, JOHNSON, ALBRIGHT, FREEDMAN, HARNEY, HESS-MAHAN, VANCE, MANSFIELD & PARKER requesting the evaluation of the following in conjunction with the contemplated conversion of general fund monies from operational budget uses to debt service use in regard to the Newton North High School project:
- (a) the impact on city and/or school services,
 - (b) the process by which criteria and prioritization will be established when choices need to be made between services, and
 - (c) whether additional revenue will be required in the form of debt exclusions or otherwise. [04-29-08 @ 11:26 AM]
- HELD 8-0 on 09-30-09**

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #207-08 ALD. BRANDEL AND SANGIOLO proposing that the following question be put before the Newton voters:
“Shall the City of Newton be allowed to exempt from the provisions of Proposition 2 ½ the amounts required to pay for the bond issuance in order to fund Newton North High School?” [05-21-08 @ 12:58 PM]
PROGRAM & SERVICES HELD 7-0 (Parker not voting) on 03-04-09

REFERRED TO PUB. SAFETY & TRANSPORTATION & FINANCE COMMITTEES

- #174-08(2) PUBLIC SAFETY/TRANSPORTATION COMMITTEE proposing changes to the rate structure and/or enforcement hours for parking meters as well as installation of additional meters citywide. [06-18-08 @ 8:00 PM]
PUBLIC SAFETY & TRANSPORTATION HELD 7-0 on 04-15-09

REFERRED TO COMMUNITY PRESERVATION & FINANCE COMMITTEES

- #147-08 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$359,400, including \$2,000 for legal costs, be appropriated from the FY'08 Community Preservation Fund's historic resources and general reserves, for a project to rehabilitate and expand storage space for the research library and archives at the Newton History Museum, to preserve the existing collections, and enhance public access to the collections. [04-01-08 @ 4:10 PM]
COMMUNITY PRESERVATION APPROVED 6-0 on 4-29-08
(A) DESIGN FUNDS ESTIMATE \$37,500.00
(B) BALANCE OF PROJECT ESTIMATE \$321,900.00
Voice vote APPROVED Motion to amend docket to add referral to Public Facilities Committee on 5-19-08.
FINANCE APPROVED (A) Design Funds at \$37,500 6-0 on 07-21-08
FINANCE HELD (B) Balance of Project on 07-21-08

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

- #89-08 ALD. PARKER requesting the following:
 A) review of the maintenance practices for buildings, parks and other properties owned by the City (including School Department facilities and grounds)
 B) development of a comprehensive maintenance plan that includes regular schedules for preventive maintenance for each specific site or facility
 C) a RESOLUTION requesting that implementation of said maintenance plan be funded using operating budget funds.
 [02-13-08 @ 12:07 PM]
PROGRAMS AND SERVICES HELD 6-0 (Freedman not voting) on 04-09-08

REFERRED TO PROG & SERV, PUB FAC AND FINANCE COMMITTEES

- #54-08(3) PUBLIC FACILITIES COMMITTEE offering a RESOLUTION to His Honor the Mayor requesting that he request and receive from the State Treasurer a review of the project plans and a review of the project's finance plan and submit said reviews to the Board of Aldermen in order to preserve cost-saving options.
PROGRAMS & SERVICES APPROVED 4-2-1 (Baker and Hess-Mahan opposed; Merrill abstaining; Parker not voting) on 03-12-08
PUBLIC FACILITIES APPROVED 5-3 (Gentile, Salvucci, Schnipper opposed) on 02-20-08
HELD 8-0 on 09-30-09

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #33-08 ALD. COLETTI requesting review of the scope of work and performance of Turner Construction and review of proposed 18-month extension of the Turner Construction contract. Included in discussion will be the process for review of future invoices of Dimeo and other vendor invoices by Turner. [01-15-08 @ 11:14]
PUBLIC FACILITIES NO ACTION NECESSARY 7-0 on 12-03-08
HELD 8-0 on 09-30-09

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #31-08 ALD. COLETTI proposing a RESOLUTION to His Honor the Mayor expressing a no confidence vote pertaining to the current status of the Newton North High School Construction Project and related Financing Plan. [01-15-08 @ 11:14 AM]
HELD 8-0 on 09-30-09

REFERRED TO PUB. SAFETY & TRANS. AND FINANCE COMMITTEES

- #30-08 ALD. COLETTI requesting a list of current vacancies in the Police, Fire and Public Works Departments, with specific discussion in Committee relative to Police Department vacancies. [01-15-08 @ 11:15 AM]
PUBLIC SAFETY & TRANSPORTATION HELD 7-0 on 01-21-09
HELD 8-0 on 09-08-08

ITEM RECOMMENDED TO PUBLIC FACILITIES AND FINANCE ON 6/19/08**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #11-08 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$1,200,000 from bonded indebtedness for the purpose of funding the installation of four modular classrooms. [01-02-08 @ 4:53 P.M.]
B) \$1,225,000 from bonded indebtedness
NOTE: Letter received from Mayor on 1/4/08 requesting that appropriation amount be amended to \$1.3 million. Letters received 5/7 and 5/21 requesting that the funding source to capital stabilization for costs incurred for design work and the remaining \$1,225,000 from bonded indebtedness be voted no action necessary. Part A) \$75,000 from Capital Stabilization approved on 6/19/08.
- #207-07(4) ALD. COLETTI proposing that the city's Financial Management Guidelines adopted under board order #207-07 be amended to allow the adjustment of self-funded health insurance plan rates in the event that rates and any accumulated excess resources not meet actual resource requirements. [7-2-08 @ 12:12 PM]
HELD 8-0 on 09-08-08
- #207-07(3) ALD. COLETTI proposing that the sum of \$300,000 be removed from various municipal and school department budgets for FY09 and placed in a separate "employee compensation" reserve account until the Mayor and School Committee present to the Board of Aldermen performance pay plan policies. [7-2-08 @ 12:12 PM]
HELD 8-0 on 09-30-09

- #207-07(2) ALD. COLETTI proposing that the city's Financial Management Guidelines adopted under board order #207-07 be amended, effective FY10, as follows:
- (A) total resources devoted to all forms of employee compensation shall not exceed the estimated growth in total general fund revenue for the following fiscal year;
 - (B) funds for salary and wage adjustments shall not exceed the difference between total estimated revenue growth and resources needed to fund growth in health/dental and life insurance benefits and growth in the actuarial required contribution for the city's retirement system for each fiscal year;
 - (C) if collective bargaining contracts are not resolved at the time of budget submission, funds budgeted for such contracts shall be held in "municipal and compensation" reserve. [7-2-08 @ 12:12 PM]
- HELD 5-0 (Parker and Johnson not voting) on 02-23-09**

REFERRED TO PROGRAMS AND SERVICES AND FINANCE COMMITTEES

- #83-07 ALD. YATES requesting that the City of Newton take all possible steps to persuade the General Court to adopt the proportion of Governors Municipal Partnership that would allow the City to reduce employee health insurance costs by joining the Group Insurance Commission. [02-27-07 @ 10:21 PM]
- PROGRAM & SERVICES HELD 6-0 on 02-04-09**

ITEM RECOMMITTED TO PUB. FACILITIES & FINANCE COMMITTEES 3/19/07

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #76-07 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$300,000 from Free Cash for the purpose of conducting a study of the municipal buildings throughout the city. [02-27-07 @ 4:16 PM]
- PUB FACILITIES APPROVED 6-0-1 (Gentile abstaining) on 03-07-07**
FINANCE MOTION TO APPROVE FAILED TO CARRY 2-4-1 (Lennon, Salvucci, Gentile and Coletti opposed; Linsky abstaining) on 3-12-07
PUBLIC FACILITIES APPROVED AS AMENDED 5-0 @ \$250,000 on 10-15-07
HELD 8-0 on 09-30-09
- #453-06 LEON JR. AND MARION D. SEMONIAN, 373 Dedham Street, requesting total abatement of betterment assessment in the amount of \$2,690 (assessed for sidewalk/curbing/road improvements to Countryside Road and Patten Circle). [11-16-06 @ 11:02 AM]
- HELD 8-0 on 09-30-09**

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #345-06 ALD. SCHNIPPER requesting that the contingency on smaller Public Buildings projects be increased from 5% to at least 8%.

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #267-06(3) ALD. PARKER, BURG, LINSKY, FISCHMAN, HESS-MAHAN, VANCE, HARNEY, JOHNSON, & DANBERG proposing Home Rule Legislation authorizing the City of Newton to apply the ordinance proposed in item #267-06(2) to assets held by the City's retirement system.

REFERRED TO PROGRAMS & SERVICES AND FINANCE 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.

PROGRAM & SERVICES HELD 8-0 on 11-05-08

- #93-06(2) ROBERT E. & ANNE M. SULLIVAN, 391 Dedham Street, applying for abatement of a street betterment assessment in the amount of \$15,880 levied by the Board of Aldermen in Board Order #93-06 which improved Countryside Road by the laying out, grading and acceptance of it as a public way. [07-02-07 @ 2:24 PM]

HELD 8-0 on 09-30-09

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

- #48-06 ALD. HESS-MAHAN, BURG, JOHNSON, DANBERG, PARKER & WEISBUCH proposing that the city provide financial incentives to rent accessory apartments to low- to moderate-income households at affordable rates that can serve housing affordability goals.

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- # 35-06 ALD. JOHNSON AND HESS-MAHAN requesting discussion with the School Department and School Committee members regarding the results of the studies addressing compensation for management and executive personnel and organizational structure of central administrative salaries.

PROGRAM & SERVICES NO ACTION NECESSARY 6-0 on 04-18-07

HELD 6-0 (Salvucci and Gentile not voting) on 10-27-08

- #29-06 ALD. JOHNSON AND PARKER requesting creation of a Citizen Financial Advisory Committee to work with city officials and staff to facilitate bench markers, strategic planning, and other initiatives to improve the financial operation of the City.
(President's Note: While not formally referred to the Long Range Planning Committee, this item might usefully be discussed there in light of prior discussions of similar issues.)
HELD 8-0 on 09-30-09

**ITEM RECOMMITTED ON 3-5-07 TO FINANCE COMMITTEE ONLY:
REFERRED TO PROGRAMS AND SERVICES AND FINANCE COMMITTEES**

- #23-06 ALD PARKER AND LINSKY requesting that the City adopt §19 of MGL Chapter 32B to allow retiree coalition bargaining of health care benefits
PROGRAM AND SERVICES NO ACTION NECESSARY 4-0-2 (Parker and Merrill abstaining; Sangiolo not voting) on 03-08-06
FINANCE NO ACTION NECESSARY 5-0-3 (Lennon, Linsky and Parker abstaining) on 02-12-07
HELD 8-0 on 09-30-09
- #209-05 ALD. STEWART requesting that the Mayor provide the Board of Aldermen with a list of all salaried City employees who receive additional compensation (other than overtime) along with an explanation of the exact reasons for said additional payments.
HELD 8-0 on 09-30-09

REFERRED TO PROG. & SERVICES AND FINANCE COMMITTEES

- #264-03(3) ALD. JOHNSON AND BAKER requesting update on the work of the Taxation Aid Committee established by the Board of Aldermen in March 2004 in administering aid to the elderly taxation fund.
PROGRAM & SERVICES HELD 6-0 (Parker not voting) on 04-23-08
- #168-02 HIS HONOR THE MAYOR requesting that the Board of Aldermen establish new civil fines under Section 20-21 of the City of Newton Ordinances for the violation of various environmental provisions enforced by the Conservation Commission.
ZONING & PLANNING APPROVED 6-0 on 12-13-04
HELD 8-0 on 09-30-09

REFERRED TO PUBLIC FACILITIES & FINANCE COMMITTEES

- #55-02 ALD. YATES requesting that the water/sewer discount rate be made available to homeowners who receive Fuel Assistance, Supplementary Security Income, Food Stamps, Supplementary Disability Income, General Relief, Low Income Sewer and Water Assistance, School Breakfast and Lunch and other income based State and Federal programs.
PUBLIC FACILITIES APPROVED 6-0 on 06-16-04
HELD 8-0 on 09-30-09

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

#309-01 ALD. PARKER requesting increase in the income eligibility level of the 30% water/sewer discount for low-income senior citizens.

Respectfully Submitted,

Paul E. Coletti, Chairman

12

#300-09
#300-09



City of Newton, Massachusetts
Office of the Mayor

Telephone
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David B. Cohen
Mayor

September 29, 2009

09 SEP 29 PM 4:56
CITY CLERK
NEWTON, MA. 02159

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 settlement of a claim filed against the City of Newton arising from the fire truck incident on May 15, 2007. I further request the appropriation one hundred fifty thousand (\$150,000) from Budget Reserve for the purpose of settling this claim.

The City Solicitor recommends this action as a means of closure on this matter. A member of his staff will be available to answer questions related to this settlement.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

From: Budget Reserve
0110498-5790 150,000

To: Claims + Settlements
0110993-5725 150,000

ACW 10/27/2009

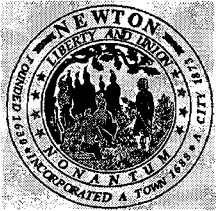
1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

LAW DEPARTMENT



CITY OF NEWTON, MASSACHUSETTS

CITY HALL

1000 COMMONWEALTH AVENUE

NEWTON CENTRE, MA 02459

TELEPHONE (617) 796-1240

FACSIMILE (617) 796-1254

CITY SOLICITOR
DANIEL M. FUNK

ASSOCIATE CITY SOLICITORS

OIDA C.M. YOUNG DONNALYN B. LYNCH KAHN

September 25, 2009

ASSISTANT CITY SOLICITORS

RICHARD G. CHMIELINSKI
EILEEN M. MCGETTIGAN
MARIE M. LAWLOR
ANGELA BUCHANAN SMAGULA
ROBERT J. WADDICK

09 SEP 29 PM 4:56
CITY CLERK
NEWTON, MA. 02159

Mayor David B. Cohen
City of Newton
1000 Commonwealth Avenue
Newton, MA 02459

Re: Geary v. City of Newton

Dear Honorable Mayor Cohen:

This claim stems from the unfortunate incident on May 15, 2007, when Firefighter Richard Geary was struck by a fire truck. On April 9, 2008, Firefighter Geary's wife and two minor children made a claim for loss of consortium in connection with Firefighter Geary's injuries and his inability to engage in a myriad of activities with his family. Mrs. Geary and the children were seeking \$300,000, the maximum recovery available under the Massachusetts Tort Claims Act (\$100,000 per claimant).

As you know, the City maintains and the investigative reports appear to confirm that there was operator error in the operation of the fire truck at the time of the incident. Under these circumstances, liability would fall upon the City.

The parties have been exploring settlement for well over a year and have arrived at a negotiated compromise of \$150,000, which we believe is reasonable, and consistent with damage cases of this nature.

Therefore, I respectfully request that you docket this item seeking to appropriate \$150,000 and authorize expenditure thereof as full and final settlement of this claim against the City of Newton.

Very truly yours,

Daniel M. Funk
City Solicitor

cc: Donnalyn B. Lynch Kahn, Associate City Solicitor

F



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#357-09

Telephone
(617) 796-1100

Telefax
(617) 796-1113

TDD
(617) 796-1089

E-mail
dcohen@newtonma.gov

October 13, 2009

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

09 OCT 13 PM 5:25
CITY CLERK
NEWTON, MA 02159

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to appropriate \$89,750 from tax revenue from the local option meals tax for the purpose of creating an economic development planner position and providing funds for related work. This position will work with the business community to promote economic development in Newton. Funding for this full time position is based on a January 1, 2010 start date. The funds would be allocated in the Planning Department according to the following table.

Salaries	\$29,500
Benefits	\$7,000
Expenses	\$33,250
Grants	\$20,000
Total	\$89,750

I am presenting this now so that, in the event that your Honorable Board chooses to adopt the local option meals tax, this can be included in the FY10 budget from this source of funds.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

Recommended Budget

New Senior Economic Development Planner with a start date of January 1, 2010

0111401 Planning	Recommended
Personal Services	
511001 – Full Time salaries (<i>Grade S09, step 5</i>)	\$29,500
Total Fringe Benefits	\$7,000
Expenses	
5301 – Consultants	\$15,000
5342 – Printing	\$7,500
5343 – Advertising and Marketing	\$10,000
5730 – Dues and Subscriptions	\$750
Economic Development Mini-grants	\$20,000
TOTAL	\$89,750

CITY CLERK
NEWTON, MA. 02159

09 OCT 13 PM 5:25



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#357-09

Telephone
(617) 796-1100
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E-mail

Dcohen@newtonma.gov

Memorandum

To: Board of Aldermen
From: Sandy Pooler, Chief Administrative Officer and *SP*
Susan Burstein, Chief Budget Officer *SRB*
Date: October 9, 2009
Re: Economic Development Position and Capital Plan

09 OCT -9 PM 4: 59
CITY CLERK
NEWTON, MA. 02159

Mayor Cohen asked us to forward to your Honorable Board a copy of a job description for a new economic development position in the Planning Department. This description was drafted by Planning Director Mike Kruse in consultation with Tom O'Rourke from the Newton-Needham Chamber of Commerce and Mayor Cohen. At the next docketing deadline, next Tuesday, October 13, 2009, the Mayor will docket a request to amend the Planning Department budget in FY10 to include this position and fund it with anticipated revenue from the meals tax, so that we can fully fund the position starting January 1, 2010, if the Board votes in favor of the meals tax.

City of Newton
Department of Planning and Development

CITY CLERK
NEWTON, MA. 02159

09 OCT -9 PM 4: 59

Position Title: Senior Economic Development Planner – 37.5 hours per week

Reports to: Chief Planner

Primary Responsibilities:

- Serve as the City's business liaison and first point of contact for both existing business owners as well as owners of businesses who wish to locate in Newton. One phone call to the Senior Economic Development Planner should be all any business person would need to demystified the City's permitting process for tenant build-outs, special permits and signs.
- Update the "Doing Business in Newton – A Resource Guide" -- last updated in Dec.2004.
- Work with the Executive Department, Planning Director and Chief Planner to formulate the City's economic development strategy and to implement priority initiatives, projects and programs.
- Work with the Newton-Needham Chamber of Commerce and Newton businesses to organize and promote a **Shop Newton First – Buy Local** program, modeled after other successful programs, with a mission of building a vibrant Newton community and a strong local economy.
- Organize and promote **Restaurant Week Newton**. Each spring participating area restaurants would design special 3-course prix fixe menu for dinner to celebrate the end of winter; event to be dovetailed with "Spring Seasonings!"
- Organize and promote the "Main Street" four-point approach, modeled on the revitalization program designed by the National Trust for Historic Preservation. Select one smaller village center and to begin to build the foundation for local initiatives to revitalize this district.
- Advise Mayor, Chief Administrative Officer and Planning Director on complex, often confidential, economic development plans or policy issues.
- Prepare cost-benefit analysis of any large proposed economic development projects so that the Mayor and Board of Aldermen better understand the pros and cons of any such proposal. The analysis would primarily focus on job creation and expansion of the City's economic base, real estate and sales tax benefits, and expected reliance on city services.
- Direct and facilitate the work of the Economic Development Commission.
- Serve as the City's liaison with the Newton-Needham Chamber of Commerce.
- Participate in village centered planning process working with local Aldermen, appointed officials, business owners and residents to develop area plans that articulate a shared vision for those neighborhood centers.
- Represent City of Newton at various governmental levels (regional, state, national) to assist in formulation of economic development policies and legislation.
- Identify and monitor economic development trends, developments, legislation, regulatory actions and advise appropriate staff, leaders, or officials.



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#59-09(3)
Telephone
(617) 796-1100
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(617) 796-1113
TDD
(617) 796-1089
E-mail
dcohen@newtonma.gov

September 29, 2009

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

09 SEP 29 PM 4: 57
CITY CLERK
NEWTON, MA. 02159

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to appropriate three million six hundred seventy thousand dollars (\$3,670,000) from bonded indebtedness for the costs related to energy savings improvements to the buildings audited as part of Phase II of the work being performed by Noresco. This is a project is designed to generate savings sufficient to offset the cost of the project.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

City of Newton

#59-09(3)



PUBLIC BUILDINGS DEPARTMENT

A. NICHOLAS PARNELL, AIA, COMMISSIONER

Telephone: (617) 796-1600

Fax: (617) 796-1601

TTY: (617) 796-1089

52 ELLIOT STREET

NEWTON HIGHLANDS, MA 02461-1605

David B. Cohen
Mayor

September 29, 2009

The Honorable David B. Cohen
Mayor
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

09 SEP 29 PM 4: 57
CITY CLERK
NEWTON, MA. 02159

RE: Noresco Phase II Construction Funding Request

Dear Mayor Cohen:

The Public Buildings Department in conjunction with the School Department is requesting the sum of \$ 3,670,000.00 to implement the energy savings as outlined by Noresco in their Phase II Energy Audits Report at the following municipal and school facilities:

- Bigelow Middle School
- Brown Middle School
- Oak Hill Middle School
- Ed Center
- City Hall
- Police Headquarters
- Police Annex
- Police Garage

Should you have any questions, please do not hesitate to contact my office.

Sincerely,

A. Nicholas Parnell, AIA
Commissioner of Public Buildings

ANP:dla

CC: James V. Marini, Acting Superintendent of Schools
Susan Burstein, Chief Budget Officer
Sandy Pooler, Chief Administrative Officer

EXECUTIVE SUMMARY

NORESKO is pleased to have been selected as the City of Newton's partner to audit, engineer, design, and construct energy savings projects throughout its City and School buildings. The following Detailed Energy Audit (DEA) encompasses the second phase of buildings proposed to be completed as part of the NORESKO-City of Newton Initiative to reduce energy use, operating costs, and greenhouse gas emissions.

NORESKO and City of Newton personnel have worked together in a collaborative, thorough and detailed project development process to review and prioritize the energy conservation measures (ECMs) included in the following Detailed Energy Audit (DEA) scope of work. We would especially like to recognize and thank Carol Chafetz, David Tannozzini, and Josh Morse for their commitment to accommodate the scheduling requirements of our engineering analysis of each building, and all the meetings and discussions that were necessary to develop this comprehensive project.

Based on our audit findings and input provided during project development meetings, NORESKO has developed this portfolio of energy, water and cost savings measures that will improve the facility infrastructure, reduce greenhouse gas emissions, and generate significant guaranteed energy and water cost savings that are sufficient to cover the project finance costs. The \$3.6 Million package of energy conservation measures (ECMs) summarized within the tables on the following pages is fully described in the following DEA Report.

We have developed a package of energy conservation measures that are designed to meet the City's needs. This package delivers a wide range of important energy conservation and infrastructure improvements that are funded entirely from the utility cost savings while delivering substantial positive cash flow over the contract term. This package includes:

- **Comprehensive energy management system improvements** to provide for new web-based control of the HVAC systems. In addition to substantially reducing energy consumption, these improvements will provide City of Newton staff with the ability to remotely monitor HVAC systems, provide tighter control of temperature and HVAC devices, and improve occupant comfort;
- **New lighting systems for the Brown and Oak Hill Middle School auditoriums**, which will greatly improve lighting levels in these spaces. With these lighting improvements, the auditoriums will be much brighter, more attractive venues for events such as theatrical and musical performances;
- **Weatherization of exterior doors and roof penetrations** to reduce infiltration and drafts;
- **Attic insulation** to reduce lost heat and provide for a tighter envelope;
- **Thermostatic radiator valves** in City Hall, the Education Center, and the Brown Middle School which will provide better control of the heating systems, saving energy and improving occupant comfort by reducing unnecessary overheating;
- **Comprehensive lighting improvements and occupancy sensors** which will reduce lighting energy use; and
- **Low-flow plumbing retrofits** to reduce water and sewer costs and provide modern plumbing fixtures.

The following table presents a financial summary of the project for the City's consideration:

Financial Summary

	Value
Total Investment	\$ 3,647,456
Annual Savings	\$ 364,602
Utility Rebates	\$ 116,650
Total Bond Payments	\$ 4,778,168
Total Service Payments	\$ 754,505
Total Savings	\$ 6,781,205
Total Net Cash Flow	\$ 1,248,532
Contract Term	15 Years

SUMMARY OF ENERGY CONSERVATION MEASURES

	ECM	Price	Savings	Simple Payback	Estimated Rebates
1a	Lighting Improvements	\$ 584,458	\$ 71,234	8.2 Yrs	\$ 41,124
1b	Lighting Controls	\$ 268,931	\$ 32,265	8.3 Yrs	\$ 22,120
1c	New Lighting in Bigelow & Brown Auditoriums	\$ 124,562	\$ (1,209)	-103 Yrs	\$ -
2	Water Conservation	\$ 218,209	\$ 42,392	5.1 Yrs	\$ -
3	Steam Trap Improvements	\$ 232,368	\$ 55,410	4.2 Yrs	\$ 7,500
4	Thermostatic Radiator Valves	\$ 191,121	\$ 10,347	18.5 Yrs	\$ -
5a	Weatherization	\$ 173,331	\$ 23,131	7.5 Yrs	\$ -
5b	Attic Insulation	\$ 104,354	\$ 7,895	13.2 Yrs	\$ 17,244
-	Control Systems				
6	Energy Management System Improvements (Opt 1)	\$ 1,600,350	\$ 69,259	23.1 Yrs	\$ 22,062
6	Computer Power Management	\$ 86,666	\$ 49,364	1.8 Yrs	\$ -
7	VFDs & PE Motors	\$ 63,106	\$ 4,514	14.0 Yrs	\$ 6,600
TOTALS		\$ 3,647,456	\$ 364,602	10.0 Yrs	\$ 116,650

CASH FLOW TABLE

Year	Bond Payments	M&V Service Payments	O&M Service Payments	Software Maintenance Fee	Total Expected Savings	Guaranteed Savings	Net Cashflow	Utility Rebates	Cashflow after Rebates
0	\$0				\$0	\$0	\$0		\$0
1	\$386,630	\$12,480	\$0	\$8,320	\$364,602	\$364,602	(\$42,828)	\$62,441	\$19,613
2	\$376,904	\$12,886	\$0	\$8,590	\$375,540	\$375,540	(\$22,840)	\$22,940	\$100
3	\$367,177	\$13,304	\$22,922	\$8,870	\$386,806	\$386,806	(\$25,467)	\$25,567	\$100
4	\$357,451	\$13,737	\$23,667	\$9,158	\$398,410	\$398,410	(\$5,602)	\$5,702	\$100
5	\$347,724	\$14,183	\$24,436	\$9,455	\$410,363	\$410,363	\$14,564		\$14,564
6	\$337,998	\$14,644	\$25,230	\$9,763	\$422,674	\$422,674	\$35,039		\$35,039
7	\$328,271	\$15,120	\$26,050	\$10,080	\$435,354	\$435,354	\$55,833		\$55,833
8	\$318,545	\$15,611	\$26,897	\$10,408	\$448,414	\$448,414	\$76,953		\$76,953
9	\$308,818	\$16,119	\$27,771	\$10,746	\$461,867	\$461,867	\$98,413		\$98,413
10	\$299,091	\$16,643	\$28,674	\$11,095	\$475,723	\$475,723	\$120,220		\$120,220
11	\$289,365	\$17,184	\$29,606	\$11,456	\$489,995	\$489,995	\$142,385		\$142,385
12	\$279,638	\$17,742	\$30,568	\$11,828	\$504,694	\$504,694	\$164,918		\$164,918
13	\$269,912	\$18,319	\$31,561	\$12,212	\$519,835	\$519,835	\$187,831		\$187,831
14	\$260,185	\$18,914	\$32,587	\$12,609	\$535,430	\$535,430	\$211,135		\$211,135
15	\$250,459	\$19,529	\$33,646	\$13,019	\$551,493	\$551,493	\$234,841		\$234,841
	\$4,778,168	\$236,413	\$363,615	\$157,610	\$6,781,200	\$6,781,200	\$1,245,395	\$116,650	\$1,362,045

Notes


1. NORESKO is committed to working on City’s behalf to obtain utility rebates, incentives and other subsidies that can reduce the project’s net cost, and deliver added value to the City. The current utility rebates are estimated based on NSTAR electric and NGRID natural gas rebate programs, and are subject to utility approval. Utility rebates will be paid directly to the City.
2. “Bond Payments” include interest and principal and assume a bond coupon of 4.0%, which is estimated based on rates obtained by the City on recent projects.
3. “M&V Service Payments” are associated with NORESKO’s annual savings measurement and verification activities.
4. “O&M Service Payments” are associated with NORESKO’s annual Steam Trap Service & Maintenance Program which commences in year 3.
5. “Software Maintenance Fees” are for computer power management software annual license renewals. These fees are paid by the City directly to the software company.
6. “O&M Savings” include maintenance savings associated with the Lighting Improvements. Under the Lighting Improvements, NORESKO will install new energy efficient lighting systems, which will deliver maintenance cost savings due to reduced lamp and ballast replacement costs.
7. Assumes an average energy escalation rate of 3.0% per year starting year one after completion of the project’s construction.
8. Project pricing presented in this DEA is valid through October 31.


Environmental Impact of Proposed Energy Conservation Measures

NORESCO is a proud member of the U.S. Green Building Council, Clinton Climate Initiative, and a long-time EnergyStar Business Partner. In addition to the direct positive economic benefit this project will have to the City, perhaps even more importantly, this project will provide significant environmental benefits to the City and the surrounding community. Quantified in the table below is the greenhouse gas emission reductions that will occur as a result of new higher efficiency equipment replacing the existing old, less efficient systems; as well as new controls that will limit the equipment's use to when only needed by the building occupants.

Energy Savings		
Energy Source	Energy Units	Value
Electricity	kWh	1,020,778
Natural Gas	Therms	91,147
Water & Sewer	Kgal	1,834

Emissions Reductions		
Emission Type	Emissions Units	Value
CO ₂	Lbs	2,419,039
NO _x	Lbs	5,678
SO _x	Lbs	3,541

Equivalent Number of Acres of Trees Planted		362 Acres
--	---	------------------

Equivalent Number of Cars Removed from the Roads		292 Cars
---	---	-----------------

Other Measures Considered

NORESKO considered several additional energy conservation opportunities. However, in general these measures are not included in the project because these ECMs have long paybacks and the overall program cash flow does not support the costs of these improvements.

- Plug Load Controllers
- New Windows at the Police Annex
- Electric Heat Alternatives at Oak Hill Middle School
- Exhaust Fan Repairs at City Hall
- Solar Domestic Hot Water Systems

Summary

Now that the time intensive process of accurately developing the project scope has been completed, we look forward to completing the steps that will result in another successful project. NORESKO is confident that, with the continued commitment of the City, the project will be very successful and meet your highest expectations.

NORESKO offers the strength of a New England based national energy services company (ESCO) that specializes in and has implemented more performance contracts than any other ESCO in the Northeast for more than 20 years. NORESKO's strong local roots, experience with the Commonwealth of Massachusetts ESCO program, and product-neutral national reputation combine to offer the City of Newton an outstanding resource to meet its performance-based energy improvement goals. We look forward to a continued partnership with the City.



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

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dcohen@newtonma.gov

September 29, 2009

09 SEP 29 PM 4:57
CITY CLERK
NEWTON, MA. 02159

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 an amendment to docket item #59-09. This docket item was for the cost of the Phase II audits by Noresco. I am docketing today a request for the construction cost for Phase II.

This amendment is to increase item #59-09 to appropriate the total sum of \$167,400 from bonded indebtedness for the purpose of entering into a contract with NORESKO to perform the Phase III audits. Upon completion of the audits, we will determine the scope of construction that will be undertaken based on the recommendations contained in the audits. If it is determined that the construction will proceed with NORESKO as the contractor, the cost of the audits will be part of the total construction cost. This appropriation will only be acted upon in the event that the city does not move forward with a construction contract with NORESKO.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

City of Newton



David B. Cohen
Mayor

PUBLIC BUILDINGS DEPARTMENT

A. NICHOLAS PARNELL, AIA, COMMISSIONER

Telephone: (617) 796-1600

Fax: (617) 796-1601

TTY: (617) 796-1089

52 ELLIOT STREET

NEWTON HIGHLANDS, MA 02461-1605

#59-09(2)

September 29, 2009

The Honorable David B. Cohen
Mayor
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

RE: Phase III Noresco Audit Funding

Dear Mayor Cohen:

The Public Buildings Department in conjunction with the School Department is requesting funds in the amount of \$ 167,400.00 for the cost of performing Energy Audits on the remaining municipal and school buildings.

These funds include the cost of providing drawings of all of these buildings on CADD files to Noresco.

Should you have any questions, please feel free to contact my office.

Sincerely,

A. Nicholas Parnell, AIA
Commissioner of Public Buildings

ANP:dla

CC: James V. Marini, Acting Superintendent of Schools
Susan Burstein, Chief Budget Officer
Sandy Pooler, Chief Administrative Officer

09 SEP 29 PM 4: 57
CITY CLERK
NEWTON, MA. 02159

City of Newton
Energy Services Contract
Detailed Energy Audits - Final Phase



Building	Total Sq.Ft.	Audit Fee \$ / sq.ft.	Audit Fee	Notes
Angier School	51,300	\$0.15	\$7,695	Focus on short term payabck <5 Yrs
Burr School	53,000	\$0.15	\$7,950	
Franklin School	56,764	\$0.15	\$8,515	
Lincoln-Eliot School	51,074	\$0.15	\$7,661	
Mason-Rice School	39,000	\$0.15	\$5,850	
Underwood School	43,300	\$0.15	\$6,495	
Williams School	31,000	\$0.15	\$4,650	
Zervas School	30,646	\$0.15	\$4,597	
Bowen School	63,915	\$0.15	\$9,587	Focus on short term payabck <5 Yrs
Cabot School	41,000	\$0.15	\$6,150	Focus on short term payabck <5 Yrs
Countryside School	60,700	\$0.15	\$9,105	
Horace-Mann School	35,000	\$0.15	\$5,250	Focus on short term payabck <5 Yrs
Pierce School	33,800	\$0.15	\$5,070	
Memorial-Spaulling School	68,775	\$0.15	\$10,316	
Ward School	38,000	\$0.15	\$5,700	
Subtotal - Schools	697,274	\$0.15	\$104,591	
Fire Headquarters	6,541	\$0.15	\$981	Focus on short term payabck <5 Yrs
Fire Station 3	16,215	\$0.15	\$2,432	Focus on short term payabck <5 Yrs
Main Library	93,000	\$0.15	\$13,950	
Auburndale Library	4,830	\$0.15	\$725	
Newton Corner Library	6,138	\$0.15	\$921	
Nonantum Library	5,137	\$0.15	\$771	
Waban Library	6,378	\$0.15	\$957	
Hawthorne Fieldhouse	5,608	\$0.15	\$841	
Recreation Headquarters	3,208	\$0.15	\$481	
Lower Falls Community Center	10,519	\$0.15	\$1,578	
Recreation Garage	4,600	\$0.15	\$690	
Albermarle Fieldhouse	2,072	\$0.15	\$311	
Gath Pool Facility	4,600	\$0.15	\$690	
Nohanton Park Fieldhouse	1,440	\$0.15	\$216	
Upper Falls Community Center	13,418	\$0.15	\$2,013	
Newton Centre Fieldhouse	4,352	\$0.15	\$653	
Quinobequin Pumping Station			\$500	
Elliot Street Pumping Station			\$500	
Elliot St Operations Center	15,858	\$0.15	\$2,379	

City of Newton
Energy Services Contract
Detailed Energy Audits - Final Phase



Building	Total Sq.Ft.	Audit Fee \$ / sq.ft.	Audit Fee	Notes
Elliot St Garage	9,000	\$0.15	\$1,350	
Crafts St DPW Operations Center	19,553	\$0.15	\$2,933	
Crafts St Garage	23,474	\$0.15	\$3,521	
Jackson Homestead	7,000	\$0.15	\$1,050	
Public Buildings Department	7,100	\$0.15	\$1,065	
Health Department	4,581	\$0.15	\$687	
Senior Citizens Center	11,298	\$0.15	\$1,695	
Subtotal - City Buildings	285,920	\$0.15	\$43,890	
Total Backout Fee for Final Phase	983,194	\$0.15	\$148,481	
Appropriation from Phase 2			\$82,000	
Additional Appropriation for Final Phase			\$66,481	
Printing fees to convert all drawings to CD			\$18,919	City of Newton cost
Total Appropriation for Final Phase			\$167,400	

City of Newton
Energy Services Contract
Detailed Energy Audits - Final Phase



Building	Total Sq.Ft.	Audit Fee \$ / sq.ft.	Audit Fee	Notes
Angier School	51,300	\$0.15	\$7,695	Focus on short term payabck <5 Yrs
Burr School	53,000	\$0.15	\$7,950	
Franklin School	56,764	\$0.15	\$8,515	
Lincoln-Eliot School	51,074	\$0.15	\$7,661	
Mason-Rice School	39,000	\$0.15	\$5,850	
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Ward School	38,000	\$0.15	\$5,700	
Subtotal - Schools	697,274	\$0.15	\$104,591	
Fire Headquarters	6,541	\$0.15	\$981	Focus on short term payabck <5 Yrs
Fire Station 3	16,215	\$0.15	\$2,432	Focus on short term payabck <5 Yrs
Main Library	93,000	\$0.15	\$13,950	
Auburndale Library	4,830	\$0.15	\$725	
Newton Corner Library	6,138	\$0.15	\$921	
Nonantum Library	5,137	\$0.15	\$771	
Waban Library	6,378	\$0.15	\$957	
Hawthorne Fieldhouse	5,608	\$0.15	\$841	
Recreation Headquarters	3,208	\$0.15	\$481	
Lower Falls Community Center	10,519	\$0.15	\$1,578	
Recreation Garage	4,600	\$0.15	\$690	
Albermarle Fieldhouse	2,072	\$0.15	\$311	
Gath Pool Facility	4,600	\$0.15	\$690	
Nohanton Park Fieldhouse	1,440	\$0.15	\$216	
Upper Falls Community Center	13,418	\$0.15	\$2,013	
Newton Centre Fieldhouse	4,352	\$0.15	\$653	
Quinobequin Pumping Station			\$500	
Elliot Street Pumping Station			\$500	
Elliot St Operations Center	15,858	\$0.15	\$2,379	

**City of Newton
Energy Services Contract
Detailed Energy Audits - Final Phase**



Building	Total Sq.Ft.	Audit Fee \$ / sq.ft.	Audit Fee	Notes
Elliot St Garage	9,000	\$0.15	\$1,350	
Crafts St DPW Operations Center	19,553	\$0.15	\$2,933	
Crafts St Garage	23,474	\$0.15	\$3,521	
Jackson Homestead	7,000	\$0.15	\$1,050	
Public Buildings Department	7,100	\$0.15	\$1,065	
Health Department	4,581	\$0.15	\$687	
Senior Citizens Center	11,298	\$0.15	\$1,695	
Subtotal - City Buildings	285,920	\$0.15	\$43,890	
Total Backout Fee for Final Phase	983,194	\$0.15	\$148,481	
Appropriation from Phase 2			\$82,000	
Additional Appropriation for Final Phase			\$66,481	
Printing fees to convert all drawings to CD			\$18,919	City of Newton cost
Total Appropriation for Final Phase			\$167,400	

#360-09
360-09

BOARD OF ALDERMEN

CITY OF NEWTON

DOCKET REQUEST FORM

09 OCT 1 PM 4:13
CLERK
NEWTON, MA. 02159

DEADLINE NOTICE: Aldermanic Rules require items to be docketed with the Clerk of the Board **LATER THAN 7:45 P.M. TUESDAY, PRIOR TO THE MONDAY FULL BOARD MEETING** in order to be voted to be assigned to Committee(s) that evening.

To: Clerk of the Board of Aldermen

Date: 10.1.09

From (Docketer): Ald. Sangrola & Johnson

Address/phone/email: _____

Additional sponsors: _____

1. Please docket the following item (edit if necessary):

requesting establishment of a revolving account to accept donations for the purpose of fencing or other improvements to off leash dog areas.

2. The purpose and intended outcome of this item is:

- | | |
|--|---|
| <input type="checkbox"/> Fact-finding & discussion | <input type="checkbox"/> Ordinance change |
| <input type="checkbox"/> Appropriation, transfer, expenditure, or bond authorization | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Special permit, site plan approval, zone change (public hearing required) | <input type="checkbox"/> License or renewal |
| | <input type="checkbox"/> Appointment confirmation |
| | <input type="checkbox"/> Other |

3. I recommend that this item be assigned to the following committees:

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> Programs & Services | <input checked="" type="checkbox"/> Finance | <input type="checkbox"/> Real Property |
| <input type="checkbox"/> Zoning & Planning | <input type="checkbox"/> Public Safety | <input type="checkbox"/> Special Committee |
| <input type="checkbox"/> Public Facilities | <input type="checkbox"/> Land Use | <input type="checkbox"/> No Opinion |
| <input type="checkbox"/> Post Audit & Oversight | | |
| <input type="checkbox"/> Committee on Community Preservation | | |

4. This item should be taken up in committee:

- Immediately (Emergency only, please). Please state nature of emergency: _____
- As soon as possible, preferably within a month
- In due course, at discretion of Committee Chair
- When certain materials are made available, as noted in 7 & 8 below
- Following public hearing

PLEASE FILL OUT REVERSE SIDE

BOARD OF ALDERMEN

CITY OF NEWTON

09 JUL -7 PM 12:42

DOCKET REQUEST FORM

DEADLINEY CLERK: Aldermanic Rules require items to be docketed with the Clerk of the Board
NO LATER THAN 7:45 P.M. TUESDAY, PRIOR TO THE MONDAY FULL BOARD MEETING in
order to be assigned to Committee(s) and voted for inclusion that evening.

To: Clerk of the Board of Aldermen

Date: July 7, 2009

From (Docketer): Alderman Parker

Address:

Phone:

E-mail:

Additional sponsors:

[Empty box for additional sponsors]

1. Please docket the following item (it will be edited for length if necessary):

Ald. Parker proposing the creation of a Capital Maintenance Account to which all new receipts from local meals taxes and the expanded receipts from hotel/motel taxes be dedicated.

2. The purpose and intended outcome of this item is:

- Fact-finding & discussion
- Appropriation, transfer,
- Expenditure, or bond authorization
- Special permit, site plan approval,
- Zone change (public hearing required)
- Ordinance change
- Resolution
- License or renewal
- Appointment confirmation
- Other: _____

3. I recommend that this item be assigned to the following committees:

- Programs & Services
- Zoning & Planning
- Public Facilities
- Post Audit & Oversight
- Finance
- Public Safety
- Land Use
- Committee on Community Preservation
- Real Property
- Special Committee
- No Opinion

4. This item should be taken up in committee:

Immediately (Emergency only, please). Please state nature of emergency:

[Empty box for emergency details]

- As soon as possible, preferably within a month
- In due course, at discretion of Committee Chair
- When certain materials are made available, as noted in 7 & 8 below
- Following public hearing

5. I estimate that consideration of this item will require approximately:

- One half hour or less
- More than one hour
- More than one meeting

- Up to one hour
- An entire meeting
- Extended deliberation by subcommittee

6. The following people should be notified and asked to attend deliberations on this item. (Please check those with whom you have already discussed the issue, especially relevant Department Heads):

City personnel

Citizens (include telephone numbers/email please)

- _____
- _____
- _____
- _____

- _____
- _____
- _____
- _____

7. The following background materials and/or drafts should be obtained or prepared by the Clerk's office prior to scheduling this item for discussion*:

8. I have or intend to provide additional materials and/or undertake the following research independently prior to scheduling the item for discussion. *

(*Note to docketer: Please provide all additional materials to the Clerk's office by Noon on Friday before the Committee meeting where it will be discussed. The materials must be provided in both electronic form and hard copy. This will give Aldermen a chance to review all relevant materials before discussion. Materials not submitted 48 hours in advance of a meeting will require a vote to suspend the rules the night of the Committee's discussion in order to allow the material to be presented.)

Please check the following:

- 9. I would like to discuss this item with the Chairman before any decision is made on how and when to proceed.
- 10. I would like the Clerk's office to contact me to confirm that this item has been docketed. My daytime phone number is: _____
- 11. I would like the Clerk's office to notify me when the Chairman has scheduled the item for discussion.

Thank you.

Ken Parker
Signature of person docketing the item

[Please retain a copy for your records]

HIS HONOR THE MAYOR requesting acceptance of a contribution of \$100,000 from Newton Girls Soccer and \$100,000 from Newton Youth Soccer, for a total of **\$200,000**, and authorization to expend the same in accordance with the terms of a Deed Of Gift dated July 27, 2009 for the purpose of maintenance, refurbishment and replacement of the fields currently under construction at Newton South High School.

09 SEP - 1 PM 1:44
CITY CLERK
NEWTON, MA. 02459



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#270-09
Telephone
(617) 796-1100
Telefax
(617) 796-1113
TDD
(617) 796-1089
E-mail
dcohen@newtonma.gov

September 25, 2009

Newton Board of Aldermen
1000 Commonwealth Avenue
Newton Centre, MA 02459

Dear Honorable Board of Aldermen;

In connection with the City's construction of a series of new playing fields at Newton South High School, Newton Girls Soccer (NGS) and Newton Youth Soccer (NYS) have each agreed to gift to the City \$100,000.00 contributions (total of \$200,000) for the maintenance, refurbishment and replacement of these fields.

I hereby request that the Board of Aldermen vote to authorize the acceptance of these gifts and to approve the expenditure of these funds all in accordance with the terms of the Deed of Gift attached hereto.

Very truly yours,

David B. Cohen
Mayor

09 OCT - 1 AM 11:14
CITY CLERK
NEWTON, MA. 02159

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

Newton Parks & Recreation Commission
Playing Field and Related Facility Permit Policy

The City of Newton (the "City"), through authority granted to its Parks and Recreation Department ("P&R"), hereby adopts the following policy concerning the use of the City's playing fields and related facilities.

Permitted Uses of Fields:

- Organized or regular use of the City's playing fields by groups shall require a permit.
- The Department must receive completed applications no later than March 1 of each year for spring and summer reservations, and no later than August 1 for fall reservations. Reservation attempts past deadlines will be filled on an as available basis.
- No action will be taken on incomplete applications
- Given the Department priority for School/Recreation/Youth Sports. Citywide Athletics may require adult leagues to modify their seasons. The following Sports will normally be given priority during respective seasons as follows:
 - Baseball: First full week of March through the second weekend in August
 - Softball: The second Monday in March through the second weekend in August Recreation Department Sponsored Leagues which may be in playoffs.
 - Football: First Monday in September through the third weekend in November
 - Rugby: First Monday in September through the third weekend in November
 - Soccer First Monday in September through the third weekend in November
 - Soccer may be scheduled in spring on fields already allocated to Spring Soccer
 - Ultimate Frisbee: First Monday following Father's day through second weekend in August
- When two or more applicants are on an equal footing and applying for the same space, priority will be given to the traditional in season sport, outlined as follows:
 - Fall Season – Football, Field Hockey, Soccer
 - Spring Season – Baseball, Softball, and Lacrosse
 - Summer Season – Baseball, Softball, Frisbee
- Allocations will be based on availability, scheduled renovations and turf control measures implemented by Parks and Recreation). The Department will manage use of athletic facilities with consideration of impacts on field conditions and neighbors. The expectations of the department is that field users will conduct themselves in a manner appropriate to activity and the field location as well as other applicable laws and regulations.
- In addition to the tier, "which will be issued pursuant to the priority tier system and other factors as described below that a permit holder falls into. Consideration will be given to a Newton Based Sports Organization (hereinafter referred to as NBSO) that has been a permit holder at a site in past. As a general rule, a permit will be renewed provided the holder has conducted themselves in accordance with the conditions described in this policy, and have completed their application by the deadline for submission. Items that will weigh in final decisions will be the past history an organization has developed with P&R, length of time an organization has been at a particular site, how good a neighbor the NBSO has been to the surrounding neighborhood (i.e. parking, no alcohol use), condition the field is left in after user is finished for the evening (i.e. trash) and the ability of the group to conform to the rules and regulations of the Parks and Recreation Commission.
- Other than Tier 1 & 2, applicants that request a second field during a session will only be considered for a second site based on availability after the deadline for session permit issue. In general we only have space for non-tier 1 or 2 applicant to have one field per session.
- Applicant or the responsible adult who is designated on the permit for the applicant shall be present at all times a Field issued to them is in use. The Permittee must have his/her permit in their possession at all times
- Re-Allocation or subletting of fields by a permit holder is strictly prohibited. If permitted fields are going unused, the unused dates and times may not be assigned to non-permitted users and are to be turned back to P&R for allocation to other users.
- Unless specifically stated it is understood that the function/activity to be held is not a fundraiser, that no admission is to be charged, that no tickets will be sold or collections taken and that no items will be sold.
- Groups conducting a fundraising activity must participate in the fundraising/special permitting process associated with special activities of its type.
- **Any violation of such permit's terms, conditions and/or limitations shall be grounds for immediate revocation of such permit and denial of future applications for permits submitted by such team, group or organization.**

- If a permit is revoked for failure to abide strictly by its terms, conditions and/or limitations, there shall be no refund of the permit fee.
- By submitting an application, all applicants agree to conform to all City policies for playing fields and related facilities use.
- Even with a permit a group may not use a field that is too wet. P&R will maintain a “hot line” 617-796-1536 on which it will communicate whether a field has been closed because of wet or other conditions. It is the responsibility of the permit holder to determine, by calling this “hot line.” Whether the field has been closed.

Infractions:

- First Occurrence – Will cause a letter specifically listing the Department’s concerns to be mailed to the organization/permit holder
- Additional Occurrence – May result in the loss of scheduling privileges in increasing dimension based on the number and type of occurrences, including the cancellation of remaining season games and practice times.

Tier 1 Priority Use:

- P&R-Sponsored Programs: First priority for use of any Field located on Newton Parks & Recreation Department Lands goes to P&R-sponsored leagues, camps and clinics and programs. This priority right supercedes rights under any permit previously issued by P&R, except where it may conflict with land owned by Newton Public Schools where each instance of priority will be granted on a case by case basis.
- School Department Use: First priority for use of any Field located on Newton Public School Land and/or related facility is given to City public school teams (e.g., soccer, baseball or football). This priority right supercedes rights under any permit previously issued by P&R, except where it may conflict with land owned by Parks and Recreation where each instance of priority will be granted on a case by case basis.

Tier 2 Priority Use:

- Newton-Based Sports Organizations, Newton Based Businesses, Private Schools & Groups of Residents with at least 95% residents: NBSO’s are city baseball leagues, softball leagues, youth soccer leagues, youth football leagues and adult teams that participate in City-recognized youth or adult sports organizations (“NBSO’s”).

Tier 3 Priority Use:

- NBSO’s and Newton Based Businesses, Private Schools & Groups of Residents with at least 60% residents. A team that participates in regional leagues will be considered provided that no fewer than sixty percent (60%) of the officially rostered members of such team (e.g., 6/10, 7/11, 8/12, 9/14, 10/16, 11/17, 12/18, etc...are residents of the City.

Tier 4 Use:

- NBSO’s, Newton Based Businesses or Groups over 25% Newton residents but less than 60%Newton Residents: Adult teams, groups and/or leagues will be considered provided that no fewer than twenty five percent (25%) of the officially rostered members of such team/group/league (e.g., 3/12, 4/16, 5/20, 5/14, 5/16, 5/17, 6/19, 6/21, are residents or employees of the City.

Tier 5 Use:

- Other Organizations: Newton Based Businesses, Adult teams, groups, leagues and/or businesses will be considered which are otherwise qualified but cannot meet the twenty five percent (25%) residency requirement. Such organizations will be accommodated on a case-by-case basis.

Tier 6 Use:

- Private clinics, camps, tournaments or other special uses shall not be eligible for a playing field and/or related facility use permit unless such use is sponsored by P&R, Newton Public Schools or on a case by case basis a recognized

NBSO. Any playing field and/or related facility use permit issued for such use shall be subject in all instances to the terms, conditions and limitations of the City Department or agency's sponsorship, including permit priority.

- A certificate of Insurance naming the City of Newton as an additionally insured party for (Limits to be determined on a case by case basis after conferring with Newton City Solicitor)

Application Process:

- Permit applications are available from Parks and Recreation beginning the first business Monday in February.
- Sessions: (actual session uses will co-inside with weather conditions. If it looks wet, keep off)
 1. Session 1 approximately, April 1 through Father's day
 2. Session 2 approximately, Monday following Father's day through third Friday in August
 3. Session 3 approximately, fourth Monday in August through third Sunday in November.
- The completed application, together with all required fees and supporting materials, shall be filed with P&R or its designee. **No application will be reviewed until complete, all administrative fees paid and all supporting documentation (e.g., certified rosters, team schedules and practice schedules) is submitted!** If any part of the application is incomplete or missing, P&R shall take no action on such request.
- Even with a permit a group may not use a field that is too wet. P&R will maintain a "hot line" on which it will communicate whether a field has been closed because of wet or other conditions. It is the responsibility of the permit holder to determine, by calling this "hot line." Whether the field has been closed.
- No permit will be considered unless the following conditions are met at time of application:
 - a. Application is complete and signed.
 - b. The required documentation is attached, including a verified roster (with names, addresses and telephone numbers) demonstrating compliance with the foregoing residency requirement, roster is to be duly certified by the league or sponsoring organization in which such team participates.
 - c. Or such, other evidence demonstrating such compliance satisfactory to P&R. i.e. For NBSO's with many teams, P&R may accept the certification by the league of compliance with the residency requirement in lieu of individual rosters. Permits within this category may be issued for league-play and/or practice time.
 - d. Adult Organizations may submit copies of certified league rosters or copies of driver's license for all listed participants as evidence of residency compliance.
 - e. Administration fee for field permit accompanies application
- A schedule of permit fees is listed at the end of this document.
- The Athletic Director for the subject school (NNHS, T.J. Williams 617-559-6222 – NSHS Ron Lanham 552-7540, must approve an application including use of any Newton Public School Department High School Field. Provision for these approvals are made directly on the P&R application.
- Requests for Tournaments or Clinics will be accepted beginning January 1 for the following year and will be accommodated on the basis of field availability.
- Special Application process must be met for each tournament/clinic application, contact Tom Cahill 796-1500 for special permit application.
- All completed permits received by P&R on or before the seasonal (i.e., spring, summer and fall) deadline will be considered shortly following the seasonal deadline. Permits received after the seasonal deadline will be considered only if there remains playing field availability. Following is the timetable for timely submission of playing field and related facility use applications:

	Spring Season	Summer Season	Fall Season
Application Period Opens:	February 1	February 1	February 1
Applications Due:	March 1	March 1	August 1
Permits Issued:	March 22	June 7	August 18

- Once issued a permit, use of the playing fields and related facilities covered by such permit is strictly limited to the terms, conditions and limitations contained in such permit. Such terms and conditions shall include, without limitation, all applicable City ordinances and such further rules and regulations as may be promulgated and in effect from time to time by the City, P&R or any other agency having jurisdiction, for the use of City parks, playing fields and recreation facilities.
- **Any violation of such permit's terms, conditions and/or limitations shall be grounds for immediate revocation of such permit and denial of future applications for permits submitted by such team, group or organization.**
- If a permit is revoked for failure to abide strictly by its terms, conditions and/or limitations, there shall be no refund of the permit fee.
- The permit holder(s) must be in possession of the permit at the playing fields and/or related facility, and be prepared to produce the permit upon proper request by representatives of P&R, or its designees or field wardens, or any City official, including the police. Failure to produce a valid permit when requested is grounds for expulsion from the playing field or related facility, and such further action as P&R may determine to be appropriate under the circumstances.
- Appropriate notices will be posted and maintained by P&R at all affected playing fields and related facilities, which will read substantially as follows: "Field under renovation, please keep off" The Police Department shall enforce these use limitations.
- P&R will establish a playing fields' "hot-line" for use in communicating playing field and related facility conditions and other relevant information. Use of a field by a permit holder of a field closed because of wet or unfavorable conditions will be cause sufficient to revoke all permit use.
- Goals and other equipment ancillary to the use of City playing fields and/or related facilities may be made available. If made available,
 - (i) The permit holder may use such goals or other equipment but shall do so at its own risk,
 - (ii) The permit holder shall be responsible for using such goals and other equipment in accordance with such rules and regulations as P&R may establish from time to time, and
 - (iii) The permit holder shall be responsible for all damage or loss of such goals or other equipment resulting from its use.
 - (iv.) The permit holder is responsible to ensure that all ancillary equipment that is used, is returned to its original location on site and locked up after each use.
- In submitting an application for a permit under this policy, the applicant
 - (i) agrees that he/she/it will abide by the rules of the City, P&R and their representatives and designees;
 - (ii) Recognizing the possibility of physical injury associated with use of playing fields and related facilities, and in consideration for the City and P&R accepting his/her/its application for a playing field and related facility use permit, hereby releases, discharges and/or otherwise indemnifies the City, its several departments and agencies (including P&R), any sponsoring NBSO, and their respective officers, directors, coaches, committees, employees, attorneys and associated personnel, including the owner of playing fields, facilities and/or equipment utilized under, or in any way in connection with any field use permit which may be granted hereunder, of and from any claim, demand, action, cause of action, suit or liability arising as a result of the applicant's use of any City-owned playing field or related facility.

P&R reserves the rights:

- (i) to require evidence of adequate liability insurance (with such coverage and limits as the City may establish for this purpose from time to time) as a condition to the issuance of any playing field and/or related facility use permit,
- (ii) To have such insurance name the parties indemnified in the preceding paragraph named as additional insured and loss payees.
- (iii) Police details, where deemed necessary by P&R, may be required as a condition to any permit issued. The cost of such police detail shall be borne by the permit holder, at such rates as are in effect from time to time established by the Police Chief.
- (iv) To revoke permits issued for violation of Policy, City Ordinance or Parks and Recreation Rules and Regulations.

The amount of time scheduled and allotted for games shall be as follows:

- Baseball (90 ft. bases) 3 hours
- Baseball (60 ft. bases) 2 hours
- Slo-pitch Softball and T-Ball 1.5 hours
- Fast-pitch Softball 2 hours
- Youth Soccer 1.5 hours
- Adult Soccer 2 hours
- Rugby 1.5 hours
- Ultimate Frisbee 2 hours
- Flag Football 1.5 hours
- All other sports 1.5 hours

ACKNOWLEDGEMENT OF RECEIPT OF POLICY

The undersigned, an applicant of a playing field and/or related facilities use permit, acknowledges that the undersigned has received and read a copy of the "City of Newton Playing Field and Related Facility Permit Policy and Administration", and understands and will fully abide by the terms, conditions and provisions contained, or referred to therein.

Signature

Date

Print Name

Checklist for permit application: **N.B. No action will be taken on permit application until all aspects are complete.**

1. Completed Application with appropriate administrative fees
2. Application to use Newton North or Newton South High School Site has Athletic Director endorsement
3. Associated rosters signed by league etc... authenticating residency requirements for Tier 2 & 3 users
4. Copy of Driver's License of all participants on roster as supporting residency requirement for Tier 4 & 5 users
5. Completed and signed acknowledgement of policy statement.

09 OCT - 1 AM 11:14
CITY CLERK
NEWTON, MA. 02159

DEED OF GIFT

This Deed of Gift dated 7/27, 2009 summarizes the basis on which Newton Girls Soccer ("NGS") and Newton Youth Soccer ("NYS") have agreed to provide the City Of Newton ("City") with contributions totaling \$200,000 to be used by the City in connection with planned multi-purpose fields to be constructed at Newton South High School.

Background

1. Consistent with their missions, NGS and NYS desire to increase the opportunities for youth in the City to participate in recreational soccer activities.
2. The City has recognized the shortage of safe and sufficient playing fields to accommodate the City's school and youth programs including NGS and NYS.
3. The Board of Aldermen has approved funding of a new field project ("Project") at Newton South High School to include two synthetic turf multi-purpose fields, a grass multi-purpose field, a grass baseball field and a new track in addition to other improvements.
4. NGS and NYS have actively supported the Project and made commitments to assist in the funding of the Project. This commitment was considered in the City's approval of the Project.
5. The Board of Aldermen has appropriated \$500,000 to a special account for the maintenance of the Project. This special account is under the jurisdiction and control of the Parks and Recreation Department/Commissioner.
6. The money to be donated by NGS and NYS shall be placed in a different special account which will also be under the jurisdiction and control of the Parks and Recreation Department/Commissioner. Any and all interest earned on this account shall be considered City funds, shall be a part of the special account and shall be used in accordance with the terms of this Deed of Gift.
7. The City intends to start construction of the Project in 2009.
8. NGS and NYS desire to ensure that their youth soccer programs, and other youth programs, will receive fair and adequate use of the Project in the future.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, NGS, NYS and the City agree on the following:

1. NGS and NYS will each contribute \$100,000 to the City to be used in accordance with the terms of this Deed of Gift.

2. Funds will be paid fifty percent (50%) within thirty (30) days of the start of construction of the Project and fifty percent (50%) upon completion of the Project as evidenced by a Certificate of Substantial Completion from the engineer of record. The Project scope shall be consistent with the plan approved by the Board of Aldermen (so-called "2+2 Plan") that includes two synthetic and ~~one~~ ^{two} grass multi-purpose fields that can be used for soccer and other sports.
 4.4 LMS
3. The monies contributed by NGS and NYS shall be placed in a fund established by the City to be used for the maintenance and replacement of the fields. In the event the City abandons the Project prior to its completion, the City shall promptly refund to NGS and NYS, if they so request, all sums contributed to the Project pursuant to Paragraph 2 above.
4. When completed, the scheduling and administration of the Project shall be the responsibility of the City through its Parks and Recreation Department (for fields and uses under the jurisdiction and control of the Parks and Recreation Department) and its School Department (for fields and uses under the jurisdiction and control of the School Department). In allocating time for use of the Project, the City shall be guided by the principle that the fields shall be a shared recreational resource designed to be used for school activities, inter-scholastic sports, youth sports and community recreational uses. It is acknowledged that pursuant to the Newton Parks & Recreation Commission Playing Field and Related Facility Permit Policy (the Policy), a copy of which is attached hereto and made a part hereof, both NGS and NYS are considered Tier 2 Priority users. As a practical and historic matter, the Newton School Department has authorized the Newton Parks and Recreation Department to schedule uses of its fields for those dates and times when the School Department does not need to use them. To that extent, the Policy applies to School Department controlled fields as well.
5. While it is recognized that the City shall make the ultimate decisions on scheduling of the fields within the Project, the City shall continue its procedure of meeting with organizations (including NGS & NYS) in a timely fashion to allocate field space based upon the order of priority as established by the Policy.
6. Newton Public Schools shall have priority use of fields within the Project that are on land within the control of the School Department; Parks and Recreation programs and activities shall have priority use of the fields within the Project on land within the control of the Newton Parks and Recreation Department. Use of the fields by all eligible Newton youth sports groups, including NGS and NYS, shall be scheduled in accordance with the Policy. Historic use patterns shall be one factor considered in such scheduling.
7. Newton youth sports groups, including NGS and NYS, shall follow permit procedures as established by the Policy. During designated sports seasons, times of permitted use by Newton youth sports groups shall typically be weekdays in the late afternoon/early evening and weekends during daylight hours provided that such use does not conflict with uses of either Newton Public Schools Department or Newton Parks and Recreation Department.

- 8. The 2 synthetic fields within the Project shall be lined as full sized soccer fields for their useful lives along with other athletic field linings as designated by the City.
- 9. It is acknowledged that at the present time there are no user fees charged to Tier 2 users. However, in the event that in the future such fees are to be implemented for use of fields within the Project for Newton youth sports groups, such fees shall be deemed as prepaid by NGS and NYS by virtue of their respective contributions as set forth in this Agreement. This understanding shall be limited to a term of 12 years from the date of this Agreement and shall be limited to a cap of \$200,000 (\$100,000 for NGS and \$100,000 for NYS) in fees that would otherwise have been charged NGS and NYS during that time frame. However, NGS and NYS may be charged for any additional services required including but not limited to security, special lining, trash pickup and portable toilets for special events.
- 10. The City's acceptance of the terms of this Deed of Gift is subject to the approval of the Mayor and the Board of Aldermen.

IN WITNESS WHEREOF, the City, NGS and NYS have executed this Agreement as of the day and year first above written.

NEWTON GIRLS SOCCER

By: G. Yudel

Date: 8/4/09

CITY OF NEWTON

By: [Signature]
Parks and Recreation Commissioner

Date: 9/23/09

NEWTON YOUTH SOCCER

By: Robert M. Bouam

Date: 7/27/2009

APPROVED:

[Signature]
Mayor David B. Cohen

Date: 9/25/09

APPROVED:
BOARD OF ALDERMEN

By: _____

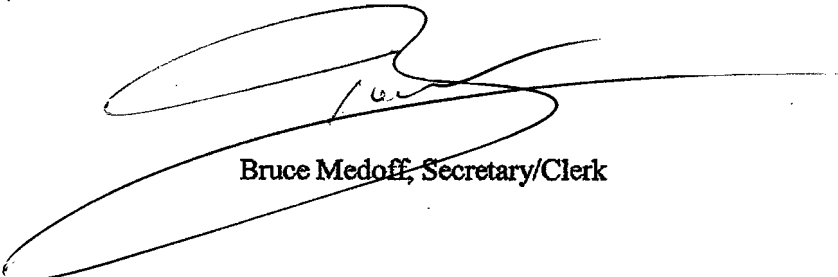
Date: _____

NEWTON YOUTH SOCCER, INC.
Secretary's Certificate

The undersigned, being the duly elected, qualified and acting Secretary/Clerk of Newton Youth Soccer, Inc. ("NYS"), does hereby certify that:

1. On or about June 10, 2009, a vote was approved by the Board of Directors of NYS at a meeting duly called and held, authorizing NYS to contribute to a reserve fund, to be used for the maintenance and replacement of the fields at the Newton South High School athletic complex as part of the so-called "2+2 Plan" previously presented to the Board and approved by the Newton Board of Alderman (the "Project"), such funding commitment not to exceed \$100,000; and that this vote has not been amended or repealed and remains in full force and effect as of the date hereof.
2. That Rob Barsamian, the President of NYS, was authorized and directed by the NYS Board of Directors to execute and deliver the "Deed of Gift" evidencing the commitment contemplated by the immediately preceding paragraph, and on June 24, 2009 did so execute the "Deed of Gift."

IN WITNESS WHEREOF, the undersigned has executed this certificate on behalf of Newton Youth Soccer, Inc. as of this 4th day of September, 2009.



Bruce Medoff, Secretary/Clerk

*NEWTON GIRLS SOCCER, INC.
Secretary's Certificate*

The undersigned, being the duly elected, qualified and acting Secretary/Clerk of Newton Girls Soccer, Inc. ("NGS"), does hereby certify that:

1. On November 20, 2005, June 18, 2006, and June 22, 2009, resolutions were adopted by the Board of Directors of NGS at meetings duly called and held, authorizing NGS to contribute to a reserve fund, to be used for the maintenance and replacement of the fields at the Newton South High School athletic as part of the so-called "2+2 Plan" previously presented to the Board and approved by the Newton Board of Alderman (the "Project"), such funding commitment not to exceed \$100,000; and that these resolutions have not been amended or repealed and remain in full force and effect as of the date hereof.
2. That Errol Yudelman, the President of NGS, was authorized and directed by the NGS Board to execute and deliver the "Deed of Gift" evidencing the commitment contemplated by the immediately preceding paragraph, and in my presence this date did so execute five (5) counterparts of the "Deed of Gift."

IN WITNESS WHEREOF, the undersigned has executed this certificate on behalf of Newton Girls Soccer, Inc. as of this 9th day of September, 2009.

David M. Amidon

David M. Amidon, Secretary



CITY OF NEWTON, MASSACHUSETTS

CITY HALL

1000 COMMONWEALTH AVENUE

NEWTON CENTRE, MA 02459

TELEPHONE (617) 796-1305

dwilkinson@newtonma.gov

David Wilkinson, Comptroller

October 22, 2009

TO: Finance Committee

FROM: David Wilkinson, Comptroller

SUBJECT: October 26, 2009 Finance Committee "First Call" Report

Docket item #361-09: Public works commissioner requesting a \$1,009,800 appropriation and supporting loan authorization, and an authorization to expend \$826,200 in state grant funds, both of which are for purposes of continuing the City's multi-year sewer infiltration/inflow reduction program. Newton has participated in the Massachusetts Water Resources Authority (MWRA) sewer improvement grant/loan program for a number of years. Under the terms of this program, resources for ongoing sewer infiltration and inflow reduction efforts are provided to member communities in the form of grants (45% of project costs) and interest free loans (55% of project costs). During the fiscal year ended June 30, 2009 Newton received \$2.5 million in MWRA loan and grant resources for this purpose. This docket item is necessary to allow the City to continue the program. The loans are repaid with sewer use charge revenues.

Docket item #356-09: Public health commissioner requesting an appropriation of \$16,171.45 from anticipated fiscal year 2010 revenue (federal Medicare reimbursements) for purposes of funding employee flu clinics and other wellness related activities. Resources were not included in the original budget for this purpose.

Docket item #266-09(3): Public health commissioner requesting a \$20,000 increase in the CDC grant expenditure authorization voted on September 21, 2009. The purpose of the grant is H1N1 flu prevention planning.

Docket item #70-09(5): Mayor requesting that funding for the fiscal year 2010 General Fund budget be revised to account for the receipt of \$881,707 in Massachusetts School Building Assistance grant reimbursements that must be used exclusively for funding annual debt service requirements for the Newton South High School improvement project. During the past summer the City received the final state grant reimbursement on the South High School renovation project. Under the terms of the state's regulations for use of MSBA reimbursements after all debt has been issued for the project, this reimbursement must be reserved for future project debt service purposes between fiscal years 2010 and 2027. The amount of the reimbursement that is to be used for fiscal year 2010 purposes is \$65,528.08. The objective of this docket item is to replace \$65,528.08 in capital stabilization fund financing with \$65,528.08 in grant reimbursement funding. This action needs to be taken prior to submission of the City's fiscal year 2010 tax rate for Massachusetts Department of Revenue certification.

#361-09

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David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

October 13, 2009

09 OCT 13 PM 5:24
CITY CLERK
NEWTON, MA. 02159

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 appropriate and expend one million eight hundred thirty-six thousand dollars (\$1,836,000) for the purpose of funding inflow and infiltration projects in the City sewer system. The sources of funding will be a loan of \$1,009,800 and a grant of \$826,200, provided through the Massachusetts Water Resource Authority (MWRA) Infiltration/Inflow Local Financial Assistance Program. This is a grant/loan program under which the city receives a grant of 45% and 55% in interest free loans.

The Public Works Department plans to use these funds for continued inflow and infiltration projects over the next few years. Specific details of these projects will evolve over time as determined by the occurrences of surcharging and storm drain overflows and other systemic breakdowns.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

City of Newton



DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE COMMISSIONER

1000 Commonwealth Avenue

Newton Centre, MA 02459-1449

David B. Cohen

Mayor

TO: Honorable David B. Cohen, Mayor

THRU: Sanford Pooler / Chief Administrative Officer
Susan Burstein / Chief Budget Officer

FROM: Thomas E. Daley, P.E., Commissioner

RE: Request for Sewer Funds Borrowing Authorization

DATE: August 19, 2009

09 OCT 13 PM 5:25
CITY CLERK
NEWTON, MA. 02159

I respectfully request an authorization to borrow sewer funds up to \$1.836 million for the Phase 7, MWRA Local Financial Assistance Program, in order to continue our long range plans to remove infiltration/inflow from the City's sewer system. This money is comprised of a 45% (\$826,200.00) grant and a 55% (\$1,009,800.00) interest free loan.

For more than 10 years, the City has participated in this Program, during which time the MWRA has authorized the City's borrowing for 5-year interest free loans and grants, to be repaid in annual apportionments. The Treasurer has submitted a request for Bond Council for such authorization, and this will be provided to the Clerk's Office for inclusion in the docket item should you approve this request. Currently, we are authorized to borrow up to \$10.0894 million in Phase 1 through Phase 6 funds, all of which have been spent.

This borrowing authorization will benefit the City in the following ways:

- a. Newton has approximately 300 miles of public sewer pipeline, and much of the sewer pipe is approaching 100 years old. Due to the age of the pipes, a substantial amount of infiltration (from groundwater) into the system has been documented through engineering studies and surveys. In addition, a substantial amount of inflow into the system from sump pumps, roof leaders, and driveway drains (from storm events) has also been documented. The MWRA meters the City's sewer flows, and charges us for total flow, including this infiltration/inflow. Removal of this extraneous water will help reduce our annual sewer assessments by the MWRA.
- b. During significant storm events, the amount of stormwater entering the sewer system overwhelms the sewer system capacity to transport the wastewater.

Surcharging and overflows occur, allowing raw sewage, which is heavily diluted, to contaminate the public way or alternatively, residential basements. This infiltration/inflow does not belong in the City's sewer system, and must be removed.

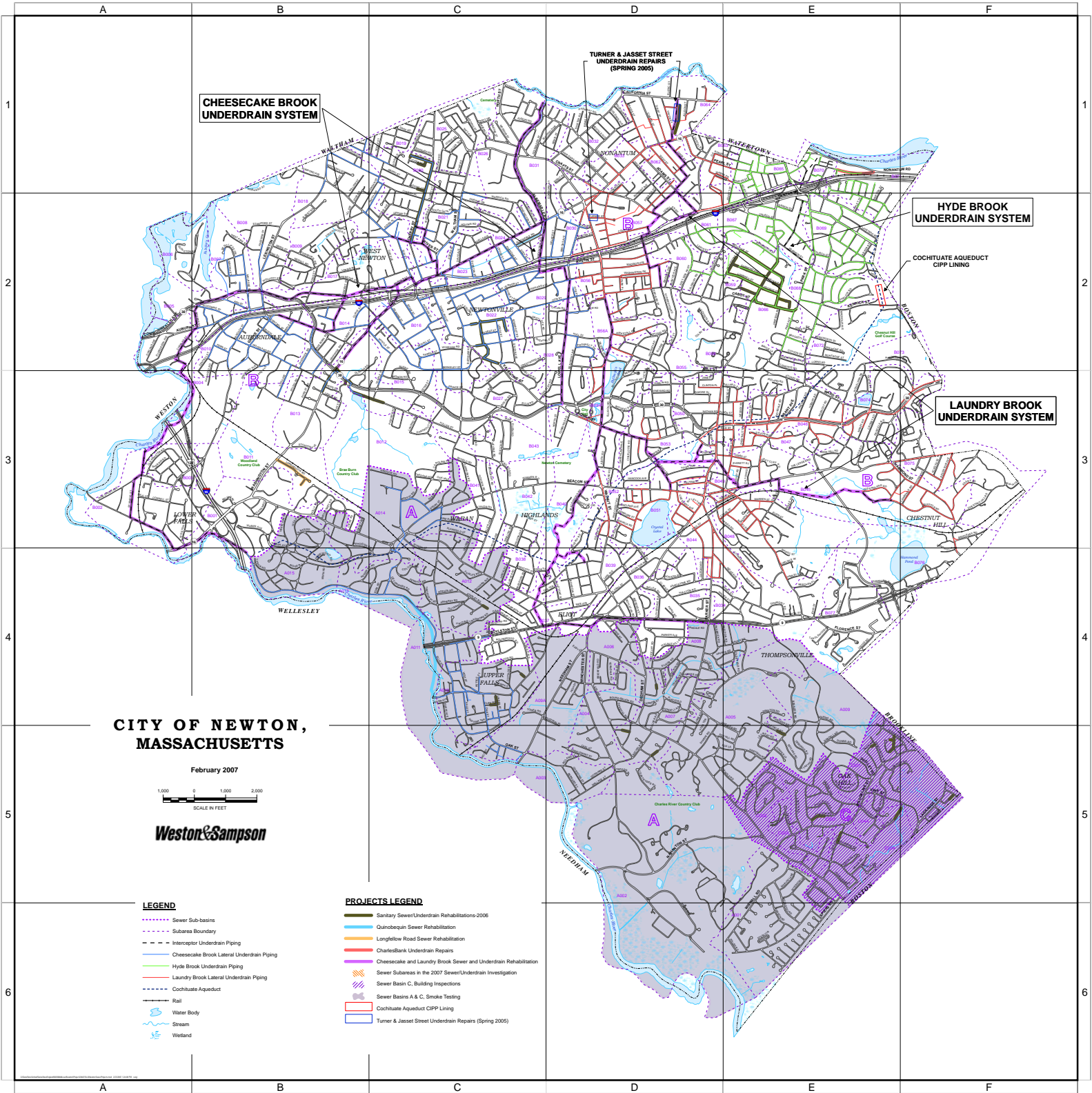
I hereby request that this be docketed with the Honorable Board of Aldermen for authorization. Please contact me if you have any questions or need additional information.

cc: David Wilkinson, Comptroller
Jim Reardon, Treasurer
Dave Turocy, Dep. Comm. of P.W.
Lou Taverna, City Engineer
Frederick W. Russell, PE, Director of Utilities
Karen Griffey, Director of Admin/Public Works
Ryan Ferrara, Chief, Budget & Finance/Public Works

09 OCT 13 PM 5:25
CITY CLERK
NEWTON, MA. 02159

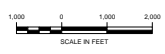
EVALUATION/DESIGN/CONSTRUCTION SERVICES PROJECTS	Contract Amount	
1996 - Area A Sewer Evaluation/Design (Various Locations)	\$560,000	
1997 - Area C Sewer Evaluation/Design (Various Locations)	\$393,000	
1997 - Sewer Basin C, Building Inspections	~\$40,000	
1999 - Cheesecake and Laundry Brook Evaluation/Design/Construction Services	\$1,335,000	(SRF Loan)
2002 - Quinobequin Sewer Rehabilitation Construction Services	\$70,000	
2002 - Longfellow Road Sewer Rehabilitation Construction Services	\$50,000	
2004 - Area A & C Smoke Testing	\$290,000	
2005 - Jasset Street & Turner Street Underdrain Construction Services	\$39,000	
2006 - Sewer/Underdrain Evaluation/Design/Construction Services	\$385,000	
2007 - Regent/Bennington/Margaret Sewer Evaluation/Design/Construction Services	\$215,000	
2007 - Sewer/Underdrain Evaluation/Design/Construction Services	\$827,000	
2008 - Walnut Street Area Manhole Evaluation/Design	\$50,000	
2008 - Area A Flow Monitoring Project	\$61,000	

CONSTRUCTION PROJECTS	Contract Amount	
1996 - Islington Area I/I Rehabilitations	\$26,000	
1998 - Area A Sewer Rehabilitation (Various Locations)	\$875,000	
1999 - Area C Sewer Rehabilitation (Various Locations)	~\$500,000	
1999-2001 - Cheesecake and Laundry Brook Sewer and Underdrain Rehabilitation	\$11,700,000	(SRF Loan)
2001 - Watertown Street Repairs	\$350,000	
2002 - Quinobequin Sewer Rehabilitation	\$570,000	
2002 - Longfellow Road Sewer Rehabilitation	\$95,000	
2005 - Jasset Street & Turner Street Underdrain Repairs	\$100,000	
2007 - Underdrain Rehabilitations (Various Locations)	\$568,000	
2008 - Cochituate Aqueduct CIPP Lining	\$924,000	
2010 - Regent/Bennington/Margaret Sewer Rehabilitation	\$740,000	
2010 - Area B Sewer Rehabilitations - Phase 1	\$1,992,000	
2010 - Walnut Street Area Manhole Rehabilitations	\$331,000	



**CITY OF NEWTON,
MASSACHUSETTS**

February 2007



Weston & Sampson

LEGEND

- Sewer Sub-basins
- Subarea Boundary
- Interceptor Underdrain Piping
- Cheesecake Brook Lateral Underdrain Piping
- Hyde Brook Underdrain Piping
- Laundry Brook Lateral Underdrain Piping
- Cochituate Aqueduct
- Rail
- Water Body
- Stream
- Wetland

PROJECTS LEGEND

- Sanitary Sewer/Underdrain Rehabilitations-2006
- Quinobquin Sewer Rehabilitation
- Longfellow Road Sewer Rehabilitation
- CharlesBank Underdrain Repairs
- Cheesecake and Laundry Brook Sewer and Underdrain Rehabilitation
- Sewer Subareas in the 2007 Sewer/Underdrain Investigation
- Sewer Basin C, Building Inspections
- Sewer Basins A & C, Smoke Testing
- Cochituate Aqueduct CIPP Lining
- Turner & Jasset Street Underdrain Repairs (Spring 2005)

F



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#356-09

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dcohen@newtonma.gov

October 13, 2009

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 appropriate \$16,171.45 from receipts reserved to the Health Department for the purpose of expenses related to flu clinics and other wellness related activities. These funds represent Medicare reimbursements from FY09 flu clinics.

I would further request that there be an emergency preamble affixed to this item in the interest of public health. These funds may be necessary to purchase supplemental flu vaccines for this year's flu clinics.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

09 OCT 13 PM 5:24
CITY CLERK
NEWTON, MA. 02159

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

City of Newton



David B. Cohen
Mayor

HEALTH AND HUMAN SERVICES DEPARTMENT

J. David Naparstek, Commissioner
1294 Centre Street
Newton, MA 02459-1544

Telephone 617.796.1420 Fax 617.552.7063
TDD/TTY 617.796.1089



Public Health
Prevent. Promote. Protect.

October 6, 2009

Mayor David B. Cohen
City Hall
1000 Commonwealth Avenue
Newton, MA 02459

RE: Docket Item Request
Medicare Flu Reimbursement Fund

09 OCT 13 PM 5: 24
CITY CLERK
NEWTON, MA. 02159

Dear Mr. Mayor

Please docket an item before the Board of Aldermen to establish a fund in the amount of \$16,171.45, to be used as a Medicare Influenza Reimbursement Fund, and to authorize the expenditure of this fund by the department.

Each year the department receives reimbursement from Medicare for the administration of influenza vaccine at our public clinics. The amount received varies from year to year. During FY 09, the department received \$16,171.45 in reimbursement. The department has a contract with Public Sector Partners to do the billing. The department pays Public Sector Partners ten percent of collected funds for this service. That payment will be made from the appropriation.

Thank you.

Very truly yours

J. David Naparstek
Commissioner of Health and Human Services

cc: David Olson, City Clerk
Susan Burstein, Chief Budget Officer
David Wilkinson, Comptroller



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#266-09(3)

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E-mail
dcohen@newtonma.gov

October 13, 2009

09 OCT 13 PM 5: 24
CITY CLERK
NEWTON, MA. 02159

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 increase the authorization to spend funds from Centers for Disease Control and Prevention to \$70,000. We were recently informed that we will be receiving more than originally anticipated. These funds are going to be made available over the next 10 months to support activities related to disease control and prevention directed specifically toward the H1N1 virus.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

City of Newton



David B. Cohen
Mayor

HEALTH AND HUMAN SERVICES DEPARTMENT

J. David Naparstek, Commissioner
1294 Centre Street
Newton, MA 02459-1544

Telephone 617.796.1420 Fax 617.552.7063
TDD/TTY 617.796.1089



Public Health
Prevent. Promote. Protect.

October 9, 2009

Mayor David B. Cohen
City Hall
1000 Commonwealth Avenue
Newton, MA 02459

RE: Docket Item Request
Increase in Expenditure for H1N1 Influenza Control

Dear Mr. Mayor

Please docket an item before the Board of Aldermen to increase the dollar amount and expenditure authorization of the revolving fund recently established for H1N1 influenza control (Docket #266-09). The original request was for \$50,000. We have recently been notified that we will be receiving a total of \$66,722.84 for this project. Therefore I am requesting that the fund and authorization be set at \$70,000. I do not anticipate additional funds for this project. All funds are expected to be expended within a ten month grant period.

I am requesting that this action be expedited as an emergency action.

Thank you.

Very truly yours

J. David Naparstek
Commissioner of Health and Human Services

cc: David Olson, City Clerk
Susan Burstein, Chief Budget Officer
David Wilkinson, Comptroller

09 OCT 13 PM 5:24
CITY CLERK
NEWTON, MA 02159



David B. Cohen
Mayor

City of Newton, Massachusetts
Office of the Mayor

#70-09(5)

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E-mail
dcohen@newtonma.gov

09 Oct 13 5:25 pm
DAB

October 2, 2009

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 an amendment to Board Order 70-09(3), the FY10 Budget. This amendment changes the funding source for \$65,528.08 from Capital Stabilization to Receipts Reserved for Debt Service – Newton South High School. The final reimbursement for NSHS \$881,707 was received in August 2009. Department of Revenue guidelines require that these funds be reserved for payment of debt costs for the remaining life of the bonds for the project. The schedule is attached.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen
Mayor

DBC: srb

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us



DEDICATED TO COMMUNITY EXCELLENCE

CITY OF NEWTON, MASSACHUSETTS
 NSHS RENOVATION PROJECT
 FINAL MSBA REIMBURSEMENT USE

GLTDAG Liability	Original Issue Amt.	% NSHS	Liability 6/30/2009	Principal Payments						
				2010	2011	2012	2013	2014	2015	2016
51-28071018	\$ 5,700,000.00	70%	\$ 1,989,300.00	\$ 17,495.26	\$ 17,495.26	\$ 17,495.26	\$ 17,495.26	\$ 17,495.26	\$ -	\$ -
51-28071020	10,000,000.00	96%	8,156,610.00	21,384.93	21,384.93	21,384.93	21,384.93	21,173.20	21,173.20	21,173.20
51-28071027	2,120,000.00	100%	1,905,000.00	4,661.18	5,672.57	5,452.70	4,881.05	4,617.21	4,617.21	4,617.21
51-28071019	10,000,000.00	100%	8,000,000.00	21,986.71	21,986.71	21,986.71	21,986.71	21,986.71	21,986.71	21,986.71
	\$ 27,820,000.00		\$ 20,050,910.00	\$ 65,528.08	\$ 66,539.47	\$ 66,319.61	\$ 65,747.95	\$ 65,272.38	\$ 47,777.12	\$ 47,777.12

2017	2018	2019	2020	2021	2022	2023
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
21,173.20	21,173.20	21,173.20	21,173.20	21,173.20	20,749.74	20,749.74
4,617.21	4,617.21	4,617.21	4,617.21	4,617.21	4,617.21	4,397.34
21,986.71	21,986.71	21,986.71	21,986.71	21,986.71	21,986.71	21,986.71
\$ 47,777.12	\$ 47,777.12	\$ 47,777.12	\$ 47,777.12	\$ 47,777.12	\$ 47,353.65	\$ 47,133.79

2024	2025	2026	2027
\$ -	\$ -	\$ -	\$ -
20,749.74	20,749.74	20,749.74	-
4,397.34	4,397.34	4,177.47	4,177.47
21,986.71	21,986.71	-	-
\$ 47,133.79	\$ 47,133.79	\$ 24,927.21	\$ 4,177.47

TOTAL
\$ 87,476.32
358,674.00
83,769.36
351,787.33
\$ 881,707.00

Grant reimbursement received 08/21/2009 \$ 881,707.00

OK
 09 Oct 13 6:56 PM