



# Finance Committee Report

## City of Newton In City Council

**Monday, November 13, 2023**

Present: Councilors Grossman (Chair), Oliver, Kalis, Malakie and Humphrey

Absent: Councilors Gentile, Norton and Noel

Also Present: Councilor Bowman

City Staff: ADA Coordinator Jini Fairley, Director of Sustainable Materials Management Waneta Trabert, Director of Housing and Community Development Lara Kritzer, Chief Preservation Planner Mollie Hutchings, Chief Financial Officer Maureen Lemieux, Comptroller Stephen Curley, Senior Financial Analyst Perry Rosenfield, Senior Financial Analyst Connor Roach, City Solicitor Alissa Giuliani, Assistant City Solicitor Jonah Temple and Committee Clerk Evan Cudmore.

**#354-23      Appropriate and expend \$3,000 from Handicapped Parking Fines-Disability Commission Receipts Reserved for Appropriations Account**

HER HONOR THE MAYOR requesting authorization to appropriate and expend three thousand dollars (\$3,000) from Handicapped Parking Fines-Disability Commission Receipts Reserved for Appropriations Account 5500-335518 to conduct the 2023 Holiday Targeted Enforcement of the accessible parking violations, "Operation Access", to cover overtime pay for the Newton Police Department from November

**Action:**      **Finance Approved 5-0**

**Notes:**      ADA Coordinator Jini Fairley stated to the Committee that people are unfortunately parking frequently in accessible parking spaces without displaying a valid plate or plate card throughout the city. She continued to explain to the Committee that it has been even worse during the holiday season, explaining that this will be targeted enforcement. Ms. Fairley continued explaining that the city usually asks for more money to be appropriated, but there is currently a balance in the account where the police submit their overtime costs, which is currently at \$3,400.

Ms. Fairley continued explaining that this has been very successful in the past in the sense of having more tickets issued. She is hoping this also acts as an educational campaign in a way to entice drivers not to park in these spots without the proper plate or plate card.

Councilor Oliver motioned to approve the item, which passed unanimously.

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The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: [jfairley@newtonma.gov](mailto:jfairley@newtonma.gov) or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

**#356-23      Acceptance of \$68,000 grant from MassDEP**

HER HONOR THE MAYOR requesting authorization to accept and expend the sum of sixty-eight thousand dollars (\$68,000) from the MassDEP Recycling Grant for the purpose of aiding waste diversion efforts, grant-eligible recycling services at the Resource Recovery Center, equipment to improve the City's recycling and organics collection infrastructure, educational materials and outreach activities.

**Action:**      **Finance Approved 5-0**

**Notes:**      Director of Sustainable Materials Management Waneta Trabert opened this item by explaining to the committee that she has been paying attention closely to a program by Massachusetts DEP, and the City of Newton applies for this grant annually. She continued to explain the program is called the Recycling Dividends Program, and the way that it works is the Massachusetts DEP is trying to incentivize communities to go after best practice policies. When a community meets the criteria of putting certain types of policies and programs into place, the community will receive points which represent a dollar value assigned based on the community's population. For the City of Newton, the point value is \$4,000 per point, and the city earned a total of 17 points, which equals the \$68,000 grant request brought in front of the committee tonight.

Ms. Trabert continued to explain to the committee that categories such as having yard waste collection for more than 12 weeks a year, for example, earned the city a point. Another example that earned the city a point is having a recycling center that collects more than 8 different material types.

Ms. Trabert continued to explain to the committee that the great thing about this program is that the funding received is not tied to any specific program, and there's no end to date on spending it, so communities can use it in a lot of flexible ways. There's a 3-page list of eligible expenses from Mass DEP for what this funding can be used for. She continued to explain these funding categories generally get put towards education campaigns.

Councilor Humphrey motioned to approve the item, which passed unanimously.

**Referred to Zoning & Planning and Finance Committees**

**#276-23      CPC Recommendation to appropriate \$1,967,119 in CPA funding**

COMMUNITY PRESERVATION COMMITTEE recommending appropriation of one million nine hundred sixty-seven thousand, one hundred and nineteen dollars (\$1,967,119) in Community Preservation Act funding be appropriated, with \$562,034 to come from the FY24 Community Housing Reserve Account and \$1,405,085 to come from FY24 Unrestricted Funding Account, to the control of the Planning & Development Department to provide funding to the Newton Affordable Housing Trust for future projects that meet one or more of the CPA's eligible funding categories for Community Housing projects.

**Zoning and Planning Approved 7-0 on 10/23/23**

**Finance Approved 5-0**

**Notes:** Chair of the Community Preservation Committee Eliza Datta presented on the following item to the committee with a PowerPoint presentation regarding the CPC's recommendation to allocate FY 24 CPA funds to the Newton Affordable Housing Trust.

The presentation began with a brief program overview of the Newton Affordable Housing Trust. The City Council established the Newton Affordable Housing Trust in December of 2021, and the seven member Trust began meeting bi-monthly in June 2022. Eliza Datta continued to explain that over the last year, Trustees have developed program guidelines and an application process and are now accepting funding applications. During the initial ordinance review process the CPC agreed to allocate its annual target for Community Housing funds to the Trust for use in future housing projects.

Eliza Datta continued to explain to the committee that the Newton Affordable Housing Trust requests an amount equal to 35% of the Community Preservation Program's FY24 annual funds be allocated to the new Affordable Housing Trust Funds for future projects which acquire, create, support, preserve and restore affordable housing in Newton. Eliza Datta also added that this request is the second annual request for CPA Community Housing funds.

Eliza Datta ended the presentation by explaining to the committee that the Trust is currently accepting applications for funding on a rolling basis, and that new applications will be reviewed at the Trust's regularly scheduled bi-monthly meetings.

Ann Houston from the Newton Affordable Housing Trust added that the CPC currently has 2 applications coming in this month for FamilyAid for the shelter on Washington Street, and from 2Life Communities to support some additional expenses with the Coleman House. In addition, there's some potential for other projects coming in, including the potential for the city to consider some disposition for the Walker House Project as a potential new project.

Peter Sargent from the Newton Affordable Housing Trust added that the biggest challenge is that the other CPA funding is primarily from the 1% surcharge on real estate transactions. While the need is increasing and costs go up daily for the foreseeable future looking out, the CPC sees constraints on the amount of funding that the committee hopes it will continue to allocate.

Councilors asked the following questions:

Q: Is there some information on what these accounts look like in terms of balances?

A: It is currently at one million nine hundred thousand dollars (\$1,900,000), so if this was approved, this would bring the balance at just a little under four million dollars (\$4,000,000).

Q: With this request being for a very similar amount of money the committee approved last year, is this essentially based on the different percentages that the city allocated of our CPA funds towards affordable

housing?

A: The request for one million nine hundred thousand dollars (\$1,900,000) is 35% of this year's funding allocation. It is the same percentage that we allocated to the trust last year, and a very similar dollar amount as well. The commitments that the CPC has made to date are about half of the funds, but we have also carried over about 4 million dollars (\$4,000,000) from last year. So, the CPC has a healthy budget currently for future applications that we're looking at.

Q: Are there any major developments that we should expect to see soon that the CPC is ready to preview yet?

A: The CPC has received a few applications so far this year that are currently in various stages of review. They total about two million six hundred thousand dollars (\$2,600,000) in requests. Not all these requests have moved past the pre-application phase. We do have some applications in the historic preservation category, and we previously funded in the recreation category this year.

Q: Has the Warren House Project been approved?

A: They have formally withdrawn that proposal to rework it. They had come to us and asked for a sizable request from the CPC. There were questions raised that eventually made them decide that they wanted to restructure their proposal. The CPC is working with them on when they are ready to come back with their proposal.

Councilors made the following comments:

Councilors expressed support for allocating CPA funds to the Affordable Housing Trust, including all the good work happening at the Trust and the projects they have coming.

Councilors also commented that the amount of money that's going into the Trust is currently very small, and many constituents and other Councilors are hopeful for future changes at the State that might allow real estate transfer fees.

Councilor Humphrey motioned to approve the item, which passed unanimously.

### **Referred to Programs and Services and Finance Committees**

**#357-23**

**Transfer \$446,104.67 to Health & Human Services Department**

HER HONOR THE MAYOR requesting authorization to transfer the sum of four hundred forty-six thousand, one hundred four dollars and sixty-seven cents (\$446,104.67) from June 30, 2023 Certified Free Cash (0001-3240) into Health & Human Services Department for purposes of opioid mitigation.

**Programs & Services Approved 5-0 (Councilors Albright and Ryan Not Voting) on 11/8/23**

**Action: Finance Approved 5-0**

**Notes:** Senior Financial Analyst Perry Rosenfield presented to the committee the following request. Mr. Rosenfield explained to the committee that the city is looking to request four hundred forty-six thousand one hundred four dollars and sixty-seven cents (\$446,104.67), which is the FY 23 opioid settlements that the City of Newton has received from the state. They were unbudgeted revenues in FY 23, and they are now a part of the June 13<sup>th</sup>, 2023, certified free cash number.

Mr. Rosenfield continued to explain that the city is requesting to transfer those dollars from free cash into the Health and Human Services Department to allow them to begin planning uses for those funds for opioid mitigation.

Mr. Rosenfield continued to explain that in Commissioner Walsh's memorandum request, she has outlined specific uses that these funds can be used for, as well as certain restrictions that they cannot be used for.

Councilors asked the following questions:

Q: Are both Health and Human Services items in front of us tonight part of the \$5.5 million in free cash that was carried over into this fiscal year?

A: None of these items are involved with the \$5.5 million in free cash that was carried over from FY22. We plan to bring more docket items involving free cash before you if the schedule for the rest of this Council term will allow, and if we can't get it to you in time, we will bring them before you next year.

Councilor Humphrey motioned to approve the item, which passed unanimously.

### **Referred to Programs and Services and Finance Committees**

#### **#358-23 Transfer \$130,000 to Clinical Health-Temp Staffing**

HER HONOR THE MAYOR requesting authorization to transfer the sum of one hundred thirty thousand dollars (\$130,000) into Clinical Health-Temp Staffing to address a few school nurse vacancies with agency nurses.

**Programs & Services Approved As Amended By Replacing "Clinical Health-Temp Staffing" with "Acct # 0150103-531300 Clinical Health-Temp Staffing; with \$20,000 to come from Acct # 0150101-511001, \$40,000 to come from Acct # 0150102-511001, and the remaining \$70,000 to come from Acct # 0150103-511001" 5-0 (Councilors Albright and Ryan Not Voting) on 11/8/23**

**Action: Finance Approved As Amended By Replacing "Clinical Health-Temp Staffing" with "Acct # 0150103-531300 Clinical Health-Temp Staffing; with \$20,000 to come from Acct # 0150101-511001, \$40,000 to come from Acct # 0150102-511001, and the remaining \$70,000 to come from Acct # 0150103-511001" 5-0**

**Notes:** Councilor Humphrey opened this item with an amendment to this docket item to include the correct dollar amounts and account numbers as referenced above in the action language, which was approved unanimously.

Chief Financial Officer Maureen Lemieux opened the discussion of this item explaining to the committee that some of the City's departments have fallen victim to the staffing shortages that have been occurring across the country, particularly in the Northeast. One field that is certainly seeing shortages is the nursing field.

Ms. Lemieux continued to explain to the committee that the city began the year with either 2 or 3 open nursing positions in the city's schools. The City of Newton staffs all the nurses throughout the elementary, middle, and high schools. What the City saw is that more positions were being unfilled and we were having to call on more temporary staffing. It was decided the City wanted to get this in front of the Finance Committee quickly, as far as the school year was concerned, so that there would be money in the right account to cover that temporary staffing.

Ms. Lemieux added that the three different account numbers associated with this item are from 3 different cost centers within the Health and Human Services department.

Councilors made the following comments:

Some Councilors expressed that while we need to do this to have temporary coverage, this is certainly not a long-term solution, and we urgently need to get the permanent positions filled.

Councilor Humphrey motioned to approve the item, which was unanimously approved.

**#355-23      Appropriate \$612,134.74 for the full and final settlement of Anastasia et al. v. City of Newton**

HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of six hundred twelve thousand, one hundred thirty-four dollars and seventy-four cents. (\$612,134.74) from Acct # 0001-3240 June 30,2023 Certified Free Cash, to Acct# 0110841-572500, Legal Claims/Settlements. This payment for full and final settlement of the case of Anastasia et al. v. City of Newton (Middlesex Superior Court Civil Action No. 2082-CV-01172).

**Note: a motion for Executive Session may be entertained**

**Action:      Finance Approved 5-0**

**Notes:** Chair Grossman announced the next item may be heard through an execution session. The purpose of the executive session is to discuss strategy with respect to litigation matters, in accordance with the provisions of Mass General Laws Chapter 38 sections 21(3) to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body. Executive sessions are closed to the public and the committee will not reconvene in an open session.

Councilor Kalis made a motion to enter an executive session.  
The Clerk completed the roll call vote 5-0 to enter into an executive session.

The Committee adjourned at 8:01 PM.

**Respectfully submitted,**

**Rebecca Walker Grossman, Chair**



RUTHANNE FULLER  
MAYOR

City of Newton, Massachusetts  
Office of the Mayor

RECEIVED  
2023 OCT 30 PM 4: 10

CITY CLERK  
NEWTON, MA. 02459

354-23  
Telephone  
(617) 796-1100

Telefax  
(617) 796-1113

TDD  
(617) 796-1089

E-mail  
[rfuller@newtonma.gov](mailto:rfuller@newtonma.gov)

October 24, 2023

Honorable City Council  
Newton City Hall  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Councilors:

I respectfully submit a docket item to your Honorable Council requesting the authorization to appropriate and expend the amount of \$3,000.00 from Handicapped Parking Fines-Disability Commission Receipts Reserved for Appropriations Account 5500-335518 to conduct the 2023 Holiday Targeted Enforcement of the accessible parking violations, "Operation Access," to cover overtime pay for the Newton Police Department from November 24, 2023 through December 31, 2023.

Funds in this account are specifically set aside for the Commission on Disabilities to make recommendations to the Mayor for their use. A request from the Commission on Disabilities is attached.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor



**CITY OF NEWTON, MASSACHUSETTS**  
**Commission On Disability**

354-23

Ruthanne Fuller  
Mayor

Barney Heath,  
Director, Planning &  
Development

Lara Kritzer  
Director, Housing &  
Community Development

Sharon Cullins  
Planner  
Community Development

**Members**

Eileen Sandberg, Co-Chair  
Ima Jonsdottir, Co-Chair  
Jane Brown, Treasurer  
Lucie Chansky  
Petr Chovanec  
Lakshmi Kadambi  
Nyree Kibarian  
Anne Marie Killilea  
Nancy Kritzman  
Sandra Lingley  
Barbara Lischinsky  
Jack Lovett  
Matt Volpi

Jason Rosenberg  
Chairman Emeritus

**Advisor**

Sergeant Michael B. Wade  
Newton Police Department

**Staff**

Jini Fairley  
ADA/Sec 504 Coordinator  
617-796-1253

1000 Commonwealth Ave.  
Newton, MA 02459  
T 617-796-1240  
F 617-796-1254  
www.newtonma.gov

**MEMO**

**Date: October 23, 2023**

**To: Mayor Fuller**

**From: Newton Commission On Disability**

**Subject: Request to Docket Expenditure of COD Fines Funds for 2023  
"Operation Access" in the amount of \$ 3,000.00**

**Dear Mayor Fuller,**

At the COD meeting on October 16, 2023 the Commission On Disability voted unanimously to conduct the 2023 Holiday Targeted Enforcement of the accessible parking violations, "Operation Access" and to spend \$ 3,000 .00 to cover overtime pay for the Police Department, from November 24, 2023 through December 31, 2023.

The Fines account where these funds would be drawn from is:

Account # 5500-335518 H-P. Fines-Disability Commission  
Type: Receipts Reserved for Appropriation (These funds have to go before the City Council to be appropriated before being used)  
Balance: \$ 76,889.60

The account where these funds will be transferred to is:

Account # 01C10802-513010 Operation Access – Disability Commission  
Set up to pay for targeted enforcement of accessible (HP) Fines violations by the Police  
Type: Special Appropriations  
Balance: \$ 3,415.38

The COD members strongly feel this is an appropriate use of the Fines funds, and respectfully makes this request to you to docket \$ 3,000.00 to be appropriated from the COD Fines account to the Operation Access account in order to pay overtime hours to Police and Parking Control Officers for the 2023 holiday targeted enforcement of the accessible parking violations from November 24, 2023 through December 31, 2023.

Thank you for your consideration of this request.



CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Rebecca Walker Grossman, authorization to transfer the sum three thousand dollars (\$3,000) from Acct # 5500-335518 (Receipts Reserved – Handicap Parking Fines) to Acct # 01C10802-513010 (Operation Access Overtime Costs) be and is hereby approved as follows:

FROM:	Receipts Reserved – Handicap Parking Fines (5500-335518).....	\$3,000
TO:	Operation Access Overtime Costs (01C10802-513010) .....	\$3,000

Under Suspension of Rules  
Readings Waived and Approved  
DRAFT

(SGD) CAROL MOORE  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

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



RUTHANNE FULLER  
MAYOR

## City of Newton, Massachusetts

Office of the Mayor  
RECEIVED

2023 OCT 30 PH 4:10

CITY CLERK  
NEWTON, MA. 02459

**356-23**  
Telephone  
(617) 796-1100

Telefax  
(617) 796-1113

TDD  
(617) 796-1089

E-mail  
[rfuller@newtonma.gov](mailto:rfuller@newtonma.gov)

October 23, 2023

Honorable City Council  
Newton City Hall  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Councilors:

I respectfully submit a docket item to the Honorable Council requesting authorization to accept a MassDEP Recycling Grant, in the amount of sixty-eight thousand dollars (\$68,000).

These funds, intended for the City's waste diversion efforts, will be used for grant-eligible recycling services at the Resource Recovery Center, equipment to improve the City's recycling and organics collection infrastructure, educational materials, and outreach activities.

Representatives from the City's Public Works leadership team will be available to answer any questions you may have.

Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in black ink that reads "Ruthanne Fuller".

Ruthanne Fuller  
Mayor

City of Newton



Ruthanne Fuller  
Mayor

DEPARTMENT OF PUBLIC WORKS  
DIVISION OF SUSTAINABLE MATERIALS MANAGEMENT  
1000 Commonwealth Avenue  
Newton Centre, MA 02459-1449



To: Mayor Ruthanne Fuller  
Maureen Lemieux, CFO

From: Waneta Trabert, Newton DPW

Subject: Docket Request – Accept RDP Grant Funds

Date: October 10, 2023

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I write to request that the Honorable Council docket for consideration a request to accept the MassDEP Recycling Dividends grant funds in the amount of \$68,000 which will be used for the City's waste diversion efforts. These funds will be used for grant-eligible recycling services at the Resource Recovery Center, equipment to improve the City's recycling and organics collection infrastructure, educational materials, and outreach activities.

Thank you for your consideration of this matter.

Cc: DPW Commissioner, Jim McGonagle; DPW Deputy Commissioner, Shawna Sullivan; DPW Finance Director, Coleman Flaherty



Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

356-23

## Department of Environmental Protection

100 Cambridge Street Suite 900 Boston, MA 02114 • 617-292-5500

Maura T. Healey  
Governor

Kimberley Driscoll  
Lieutenant Governor

Rebecca L. Tepper  
Secretary

Bonnie Heiple  
Commissioner

September 27, 2023

Ruthanne Fuller  
Mayor  
City of Newton  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Dear Mayor Fuller,

Congratulations! It is my pleasure to inform you that the Massachusetts Department of Environmental Protection (MassDEP) has awarded the City of Newton Recycling Dividends Program funds under the Sustainable Materials Recovery Program. The City of Newton has earned 17 points and will receive \$68,000.

The Sustainable Materials Recovery Program (SMRP) was created under 310 CMR 19.300-303 and the Green Communities Act, which directs a portion of the proceeds from the sale of Waste Energy Certificates to recycling programs approved by MassDEP. This year, we are awarding \$5.2 million in SMRP funding to 283 municipalities and regional groups.

Recycling programs play a vital role in limiting our dependence on landfills and incinerators, reducing greenhouse gas emissions, and supporting economic activity in the Commonwealth. Recycling Dividend Program funds foster investment in local programs including recycling equipment, organics diversion, outreach and education, pilot programs, school recycling, toxics reduction, and more. Please refer to the [RDP Approved Expenses List](#) for more information. MassDEP has invested in developing nationally recognized tools to assist municipalities with reducing recycling contamination and improving public awareness of smart recycling practices. We encourage you to utilize the [Recycling IQ Kit](#) and [Recycle Smart MA](#) website and to consult with your MassDEP [Municipal Assistance Coordinator](#) for assistance in implementing these best practices.

To accept your grant award, please sign and return the attached RDP Contract via email before January 15, 2024. After we receive your signed RDP contract, funds will be sent to your community. Should you have any questions, please email Rachel Smith at [Rachel.Smith@mass.gov](mailto:Rachel.Smith@mass.gov).

Thank you for your continued commitment to recycling and waste reduction in Massachusetts.

Sincerely,

Bonnie Heiple  
Commissioner

CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Rebecca Walker Grossman authorization to accept and expend a MassDEP Recycling Grant for sixty-eight thousand dollars (\$68,000) for the City's waste diversion efforts, will be used for grant-eligible recycling services at the Resource Recovery Center, equipment to improve the City's recycling and organics collection infrastructure, educational materials and outreach activities is hereby approved.

Under Suspension of Rules  
Readings Waived and Approved  
DRAFT

(SGD) CAROL MOORE  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

CITY COUNCIL

# \_\_\_\_\_

CITY OF NEWTON

DOCKET REQUEST FORM

**DEADLINE NOTICE: Council Rules require items to be docketed with the Clerk of the Council NO LATER THAN 7:45 P.M. ON THE MONDAY PRIOR TO A FULL COUNCIL MEETING.**

To: Clerk of the City Council

Date: July 26 2023

From (Docketer): Lara Kritzer, Community Preservation Program Manager

Address: Planning Department, Newton City Hall, 1000 Commonwealth Avenue Newton MA 02459

Phone: 617-796-1144

E-mail: lkritzer@newtonma.gov

Additional sponsors: Community Preservation Committee

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

Recommendation from the Community Preservation Committee that \$1,967,119 in Community Preservation Act funding, which represents 35% of the Community Preservation Program’s FY24 annual funds, be appropriated, with \$562,034 to come from the FY24 Community Housing Reserve Account and \$1,405,085 to come from FY24 Unrestricted Funding Account, to the control of the Planning & Development Department to provide funding to the Newton Affordable Housing Trust for future projects that meet one or more of the CPA’s eligible funding categories for Community Housing projects.

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

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

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

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Programs & Services          | <input checked="" type="checkbox"/> Finance | <input type="checkbox"/> Real Property     |
| <input checked="" 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        |

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 on reverse
- Following public hearing

PLEASE FILL OUT BOTH SIDES

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)

Lara Kritzer

Ann Houston - ahouston.houston@gmail.com

Barney Heath

Peter Sargent - peterbsargent68@gmail.com

Shaylyn Davis

\_\_\_\_\_

Allison McIntyre

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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. \*

CPC Funding Recommendation and the Newton Affordable Housing Trust Proposal

*(\*Note to docketer: Please provide any additional materials beyond the foregoing to the Clerk’s office by 2 p.m. on Friday before the upcoming Committee meeting when the item is scheduled to be discussed so that Councilors have a chance to review all relevant materials before a scheduled discussion.)*

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.

Lara Kritzer  
Signature of person docketing the item

[Please retain a copy for your own records]

# Newton Affordable Housing Trust CPA Funding Recommendation

Community Preservation Committee  
Presentation to  
Finance Committee  
November 13, 2023

# Program Overview

- ▶ City Council established the Newton Affordable Housing Trust in December 2021
- ▶ The seven member Trust began meeting bi-monthly in June 2022
- ▶ Over the last year, Trustees have developed program guidelines and an application process and are now accepting funding applications
- ▶ During the initial Ordinance review process, the CPC agreed to allocate its annual target for Community Housing funds to the Trust for use in future housing projects

# Current Funding Request

The Newton Affordable Housing Trust (NAHT) requests an amount equal to 35% of the Community Preservation Program's FY24 annual funds be allocated to the new Affordable Housing Trust Funds for future projects which acquire, create, support, preserve, and restore/rehabilitate affordable housing in Newton.

This request is the second annual request for CPA Community Housing funds.

# Recommended CPA Project Funding

276-23

CPA Funding Accounts	Amount
Community Housing FY24 Reserve Funds	\$562,034
FY24 Unrestricted Funding Account	\$1,405,085
<b>TOTAL CPA PROJECT FUNDS:</b>	<b>\$1,967,119</b>

CPA Funding is recommended to be Community Housing category funding.

# Current Finances at a Glance

City of Newton Community Preservation Committee

## Finances At a Glance

As of October 23, 2023

*Expenses as %  
of total current  
year revenue*

### Fiscal Year 2024

#### Revenue

Beginning balance	4,323,992
Local CPA surcharge	4,120,278
State match	
Budget for this FY	796,154
Additional from prior FY	714,416
<b>Total Available Resources</b>	<b>9,954,841</b>

*Actual FY23 State Match 38.5%, 20% Budgeted*

#### Expenses

Bond repayment obligations	694,853	12%
New funding authorizations	1,967,119	35%
Administrative costs	182,907	3%
<b>Total Expenses</b>	<b>2,844,879</b>	<b>51%</b>

*Webster Woods  
Includes funding recommended by CPC*

**Current Fund Balance** 7,109,962

### Fiscal Year 2025

#### Revenue

Beginning balance	7,109,962
Local CPA surcharge	4,264,488
State match	
Budget for this FY	824,056
Additional from prior FY	
<b>Total Available Resources</b>	<b>12,198,506</b>

#### Expenses

Bond repayment obligations	1,560,081	31%
New funding authorizations	-	0%
Administrative costs	182,907	4%
<b>Total Expenses</b>	<b>1,742,988</b>	<b>34%</b>

*Webster Woods, Gath Pool, and Athletic Fields\*  
Includes funding recommended by CPC*

**Projected Fund Balance** 10,455,519

\*The Gath Pool and Athletic Field Bonds will be issued in FY24 - repayment obligations are estimated at this time

# Timeline

- ❖ The Trust is currently accepting applications for funding on a rolling basis
- ❖ New Applications will be reviewed at the Trust's regularly scheduled bi-monthly meetings

# Questions & Discussion

Thank you!

CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Community Preservation Committee through its Chair, Eliza Datta , the Zoning & Planning Committee through its Chair Deborah J. Crossley and the Finance Committee through its Chair Rebecca Walker Grossman, recommending appropriation of one million nine hundred sixty seven thousand, one hundred and nineteen dollars (\$1,967,119) in Community Preservation Act funding be appropriated, with \$562,034 to come from the FY24 Community Housing Budgeted Reserve Account and \$1,405,085 to come from FY24 Unrestricted Budgeted Reserve, to the control of the Planning & Development Department to provide funding to the Newton Affordable Housing Trust for future projects that meet one or more of the CPA’s eligible funding categories for Community Housing projects is hereby approved as follows:

FROM:	CPA Housing Budgeted Reserve (58R10498-57900C) .....	\$562,034
	CPA Unrestricted Budgeted Reserve (58R10498-579000).....	\$1,405,085
TO:	Newton Affordable Housing Trust (5714P114-579700).....	\$1,967,119

Under Suspension of Rules  
DRAFT

(SGD) CAROL MOORE

City Clerk

(SGD) RUTHANNE FULLER

Mayor



RUTHANNE FULLER  
MAYOR

City of Newton, Massachusetts  
OFFICE OF THE MAYOR

2023 OCT 30 PH 4: 10

CITY CLERK  
NEWTON, MA. 02459

**#357-23**

Telephone  
(617) 796-1100

Telefax  
(617) 796-1113

TDD  
(617) 796-1089

E-mail  
[rfuller@newtonma.gov](mailto:rfuller@newtonma.gov)

October 27, 2023

Honorable City Council  
Newton City Hall  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Councilors:

I respectfully submit a docket item to your Honorable Council requesting the authorization to transfer four-hundred forty-six thousand one-hundred four dollars and sixty-seven cents (\$446,104.67) from June 30, 2023 Certified Free Cash (0001-3240) into the Health & Human Services Department for purposes of opioid mitigation. This dollar amount represents the opioid settlement funds received by the City in Fiscal Year 2023 that will be used by HHS.

The Commonwealth of Massachusetts has signed onto the settlement agreements with Johnson and Johnson, a collective of opioid distributors, Walmart, Teva, Allergan, CVS and Walgreens. These historic settlements will bring over \$900 million into Massachusetts for substance use prevention, harm reduction, treatment, and recovery support. Each municipality within the Commonwealth has been given the option to sign on, as a party, to the settlements and Newton has chosen to do so. Sixty percent (60%) of the settlement funds will be for the statewide Opioid Recovery and Remediation Fund and 40% will be allocated to Massachusetts municipalities. Based on current settlements thus far, Newton is on track to receive \$3.8 million, distributed across seventeen payments, between 2022 and 2039.

A more detailed request from Commissioner Walsh is included, and she will also be available during the discussion of this item to answer any additional questions you may have.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor



HEALTH AND HUMAN SERVICES DEPARTMENT

Linda Walsh, Commissioner

1000 Commonwealth Avenue  
Newton, MA 02459-1544

**#357-23** Telephone  
(617) 796-1420  
Fax  
(617) 552-7063  
TTY/TTD 617-796-1089  
TTY/TRS 711

October 27, 2023

Dear Mayor Fuller,

Please docket the acceptance of \$ 446,104.67 into the HHS budget. These funds have been received from the opioid settlement abatement payments.

Over the last few decades, opioid addiction has ravaged communities all over the country. As such, the Department of Justice has entered into several settlements with opioid manufacturers, distributors, and retail pharmacies. The Commonwealth of Massachusetts has signed onto the settlement agreements with Johnson and Johnson, a collective of opioid distributors, Walmart, Teva, Allergan, CVS and Walgreens. These historic settlements will bring over \$900 million into Massachusetts for substance use prevention, harm reduction, treatment, and recovery support. Each municipality within the Commonwealth has been given the option to sign on, as a party, to the settlements. 60% of the settlement funds will be for the statewide Opioid Recovery and Remediation Fund and 40% will be allocated to Massachusetts municipalities. Based on current settlements thus far, Newton is on track to receive \$3.8 million, distributed across seventeen payments, between 2022 and 2039.

Per the Massachusetts Attorney General's Office, the funds must not be used to supplant existing resources and must be used to implement one or more of the following strategies:

1. Opioid use disorder treatment
2. Support people in treatment recovery
3. Connections to care
4. Harm reduction
5. Address the needs of criminal-justice- involved persons
6. Support pregnant or parenting women and their families, including babies with neonatal abstinence syndrome
7. Prevent misuse of opioids and implement prevention education

Newton's Strategy: Newton formed a substance use coalition in October of 2022. The Newton Coalition for Community Wellness consists of a variety of stakeholders from staff members from City Departments, community partners, and Newton residents. The work of the coalition focuses on youth prevention, parent support, community education and harm reduction.

We are looking forward to partnering with the Newton Wellesley Hospital substance use services clinic as they work directly with our residents and their families struggling with substance use disorder.

The expertise and lived experience of the coalition members will help guide the City's priorities in using the funds, which include:

1. Expanding treatment options for individuals for individuals with opioid use disorder
2. Increasing connections to care for individuals at risk of developing opioid use disorder
3. Enhancing support for individual who have lost someone to substance use and/or who currently have a loved one who is using substances
4. Implementing harm reduction measures such as increased access to naloxone
5. Providing school and community-based substance use education, programming and resources for community members across the lifespan

Thank-you,

Linda Walsh  
Commissioner  
Newton Health and Human Services

CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Rebecca Walker Grossman, authorization to transfer the sum of four-hundred forty-six thousand one hundred four dollars and sixty-seven cents (\$446,104.67) from Acct # 0001-3240 June 30, 2023 Certified Free Cash to Acct # 01C50103-579700 Health & Human Services Department for the purposes of opioid mitigation hereby approved as follows:

FROM:	June 30, 2023 Certified Free Cash (0001-3240).....	\$446,104.67
TO:	Health & Human Services – Opioid Mitigation (01C50103-579700) .....	\$446,104.67

Under Suspension of Rules  
Readings Waived and Approved  
DRAFT

(SGD) CAROL MOORE  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

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



RUTHANNE FULLER  
MAYOR

City of Newton, Massachusetts

RECEIVED  
Office of the Mayor  
2023 OCT 30 PM 4:11

CITY CLERK  
NEWTON, MA. 02459

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(617) 796-1100

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[rfuller@newtonma.gov](mailto:rfuller@newtonma.gov)

October 27, 2023

Honorable City Council  
Newton City Hall  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Councilors:

I respectfully submit a docket item to your Honorable Council requesting the authorization to transfer a total of one-hundred thirty thousand dollars (\$130,000) into account number 0150103-531300 – Clinical Health-Temp Staffing, to address a few school nurse vacancies with agency nurses. We continue to recruit full-time NPS nurses, so we expect these funds to be needed temporarily until those vacancies are filled. The individual account transfer requests are listed below.

\$20,000	from	0150101-511001	to	0150103-531300
\$40,000	from	0150102-511001	to	0150103-531300
\$70,000	from	0150103-511001	to	0150103-531300

Commissioner of Health and Human Services, Linda Walsh, will be available to answer any questions you may have.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor

City of Newton



Ruthanne Fuller  
Mayor

HEALTH AND HUMAN SERVICES DEPARTMENT  
1000 Commonwealth Avenue  
Newton, MA 02459-1544

Telephone  
**#358-23** 617-796-1420  
Fax  
(617) 552-7063  
TTY/TTD 617-796-1089  
TTY/TRS 711

October 27, 2023

Dear Mayor Fuller,

Please docket an item to transfer funds from personnel vacancies into the temporary staffing account.

0150101-511001 - \$20,000 to 0150103-531300

0150102-511001 - \$40,000 to 0150103-531300

0150103-511001 - \$70,000 to 0150103-531300

These funds will be used for utilizing temporary school nursing staff from an agency as we continue to recruit full-time school nurses into our open positions.

Sincerely,

Linda Walsh  
Commissioner  
Newton Health and Human Services

CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Rebecca Walker Grossman, authorization to transfer the sum of one hundred thirty thousand dollars (\$130,000) from Health and Human Services Salaries to Acct # 0150103-531300 (Clinical Health Temp Staffing) be and is hereby approved as follows:

FROM:	Health and Human Services Salaries	
	(0150101-511001).....	\$20,000
	(0150102-511001) .....	\$40,000
	(0150103-511001) .....	\$70,000
TO:	Clinical Health Temp Staffing	
	(0150103-531300).....	\$130,000

Under Suspension of Rules  
Readings Waived and Approved  
DRAFT

(SGD) CAROL MOORE  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

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



RUTHANNE FULLER  
MAYOR

**City of Newton, Massachusetts**  
**Office of the Mayor**

2023 OCT 30 PH 4: 10

CITY CLERK  
NEWTON, MA. 02459

**355-23**

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E-mail  
[rfuller@newtonma.gov](mailto:rfuller@newtonma.gov)

October 30, 2023

Honorable City Council  
Newton City Hall  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

Councilors:

I respectfully submit a docket item to the Honorable Council requesting authorization to appropriate and expend the sum of \$612,134.74 from Acct # 0001-3240 – June 30, 2023 Certified Free Cash, to Acct# 0110841-572500, Legal Claims/Settlements. This payment for full and final settlement of the case of Anastasia et al. v. City of Newton (Middlesex Superior Court Civil Action No. 2082-CV-01172).

Please see the attached request from Krisna M. Basu, Assistant City Solicitor.

Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in cursive script that reads "Ruthanne Fuller".

Ruthanne Fuller  
Mayor

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  
ALISSA O. GIULIANI

DEPUTY CITY SOLICITOR  
JONAH M. TEMPLE

ASSISTANT CITY SOLICITORS  
ALAN D. MANDL  
JACLYN R. ZAWADA  
ANDREW S. LEE  
CAROLYN A. WEISMAN  
JENNIFER M. WILSON  
KRISNA M. BASU  
JENNIFER S. KELLY  
KRISTEN N. ANNUNZIATO

Mayor Ruthanne Fuller  
City of Newton  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

RE: Settlement of case: *Anastasia v. City of Newton*  
Norfolk Superior Court Civil Action No. 2082-CV-01172

Dear Honorable Mayor Fuller:

The above captioned lawsuit was filed against the City by ten current and former employees of the Newton Police Department alleging violations of the Massachusetts Wage Act. Through mediation the parties reached a settlement to resolve the lawsuit, which we believe is reasonable given the circumstances of the case.

Therefore, I respectfully request that you docket an item requesting City Council approval of this settlement and transfer of funds in the amount of \$612,134.73 as full and final settlement of this matter.

Sincerely,

/s/ Krisna M. Basu  
Krisna M. Basu  
Assistant City Solicitor

CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Rebecca Walker Grossman, authorization to transfer the sum of six hundred twelve thousand, one hundred thirty-four dollars and seventy four cents (\$612,134.74) from Acct # 0001-3240, June 30, 2023 Certified Free Cash, to Acct #0110841-572500, Legal Claims/Settlements, in order to settle final settlement of the case of Anastasia et al. v. City of Newton (Middlesex Superior Court Civil Action No. 2082-CV-01172). :

FROM:	June 30, 2023, Certified Free Cash (0001-3240).....	\$612,134.74
TO:	Legal Claims and Settlements (0110841-572500).....	\$612,134.74

Under Suspension of Rules  
Readings Waived and Approved  
DRAFT

(SGD) CAROL MOORE  
City Clerk

(SGD) RUTHANNE FULLER  
Mayor

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