

CITY OF NEWTON

IN BOARD OF ALDERMEN

FINANCE COMMITTEE AGENDA

MONDAY, MARCH 28, 2005

7:45 p.m.  
Room 222  
City Hall

**NEW BUSINESS:**

***\*\*\*ITEMS TO BE DISCUSSED:***

Appointment by His Honor the Mayor

#101-05      PAUL A. CAMILLI, 37 Clinton Street, appointed as a Constable for the City of Newton for a term of office expiring June 1, 2008.

#102-05      CITY ENGINEER requesting approval of the following mentioned sidewalk/driveway apron and/or curb betterments; said betterments to be graded and constructed and assessments to be levied under the provisions of MGL Chapter 83, Sec. 26, authorizing the assessment of betterments for sidewalk construction:

<u>PROPERTY OWNER</u>	<u>LOCATION/SBL</u>	<u>BOOK/PAGE</u>	<u>AMOUNT</u>
I) Murphy, Donna More, TR	496 Comm. Ave. 61-003-0037	41298/069	\$1,188.00
II) Gill, Thomas G.	126 Eastbourne Rd. 73-043-0007	16665/007	\$2,424.00
III) White, Robert and Panella, Beth	127 Eastbourne Rd. 73-044-0007	32279/072	\$ 865.50
IV) Kelly, David A. and Alice M.	98 Fairway Drive 31-023-0004	1261/134	\$1,087.50
V) Monaco, Anthony and Mary Louise	25 Farlow Road 72-037-0002	36061/544	\$2,259.00
VI) Jaffe, Jeremy C. and Linda S.	8 Grant Avenue 73-041-0009	32201/284	\$ 939.00
VII) Stearns, Franklin G. and Evans, Susan P.	11 Grant Avenue 73-042-0013	20630/274	\$1,104.00
VIII) Miles, Marc. A. and Krieks, Manja	16 Grant Avenue 73-041-0008	15644/510	\$ 708.00
IX) Salter, Stanley and Marilyn	20 Grant Avenue 73-041-0007	12347/392	\$1,038.00
X) Sassieni, Paul and Jakubovic, Valerie	160 Grant Avenue 61-022-0025	26543/482	\$1,434.00
XI) Marks, Timothy and Valerie	241 Grant Avenue 61-025-0005A	31714/184	\$1,780.50

#103-05 CITY ENGINEER requesting approval of the following mentioned sidewalk/driveway apron and/or curb betterments; said betterments to be graded and constructed and assessments to be levied under the provisions of MGL Chapter 83, Sec. 26, authorizing the assessment of betterments for sidewalk construction:

<u>PROPERTY OWNER</u>	<u>LOCATION/SBL</u>	<u>BOOK/PAGE</u>	<u>AMOUNT</u>
I) Kisliuk, Roy L. and Ingrid	65 Grasmere Street 71-024-0012	11859/354	\$ 687.00
II) Dunning, Russell K. and Sallie F.	91 Grasmere Street 71-024-0007	23713/037	\$5,931.00
III) Litman, Marilyn	102 Grasmere Street 71-028-0001	11571-672	\$2,547.00
IV) Shaffer, Lynn L.	115 Grasmere Street 71-030-0003	36830/049	\$ 829.00
V) Ravi, Sarathy and Goldstein, Beth	57 Hunnewell Ave. 71-025-0007	22259/276	\$4,337.50
VI) Grau, Daniel and Cheryl Lyn	334 Kenrick Street 72-040-0001	35313/269	\$ 808.50
VII) Mendelsohn, Sylvan M. and Jennifer S.	3 Magnolia Avenue 73-009-0005	27295/185	\$1,072.50
VIII) Kreppein, Michael S. and Blair M.	6 Magnolia Avenue 72-039-0027	26269/069	\$ 823.50
IX) Kasman, Barbara J., TR	30 Priscilla Road 63-012-0004	29315/044	\$ 981.00
X) Edwards, Audrey	53 Priscilla Road 63-013-0027	32239/452	\$1,120.50

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#107-05 HIS HONOR THE MAYOR requesting that the sum of \$18,000 be appropriated from monies received from Newton-Wellesley Hospital (as reimbursement to the City for the installation of drainage in Washington Street) for the purpose of funding a 350 foot drainage extension on LARKSPUR ROAD.

**PUBLIC FACILITIES APPROVED 5-0 ON 3/23/05**

#104-05 HIS HONOR THE MAYOR, in accordance with MGL Ch.44, Sec.31D, requesting authorization to expend funds in excess of available appropriations for the purpose of funding snow and ice removal.

#104-05(2) HIS HONOR THE MAYOR requesting authorization to expend FEMA funds from the federal grant account (when received) for the purpose of funding snow and ice removal costs. (It is currently anticipated the City will receive approximately \$600,000 from FEMA.)

**\*\*\*ITEMS NOT YET SCHEDULED FOR DISCUSSION:**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#108-05 HIS HONOR THE MAYOR requesting that the sum of \$506,000 be appropriated from bonded indebtedness for the purpose of funding commissioning of the heating, ventilation and air conditioning (HVAC) systems at Newton South High School.

**PUBLIC FACILITIES APPROVED 3-2 (Lappin, Gerst opposed)  
ON 3/23/05**

**REFERRED TO PROG. & SERV. AND FINANCE COMMITTEES**

#105-05 HIS HONOR THE MAYOR requesting that the sum of \$20,000 be appropriated from the Cable Franchise Administrative Overhead Account for the purpose of supplementing the Law Department part-time salary account to employ Attorney Catherine Farrell on a part-time basis for the remainder of this fiscal year.

**REFERRED TO PROG. & SERV. AND FINANCE COMMITTEES**

#106-05 HIS HONOR THE MAYOR requesting that the sum of \$100,000 be appropriated from the Cable Franchise Administrative Overhead Account for the purpose of supplementing the Law Department Legal Assistance Account.

**PUBLIC HEARING TO BE ASSIGNED:**

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

#110-05 HIS HONOR THE MAYOR submitting the FY06-FY10 Capital Improvement Program pursuant to section 5-3 of the Newton City Charter which requires Board of Aldermen approval of a plan to finance \$192,250,399 of new local projects over the next several years:

**SUMMARY**

PUBLIC WORKS (City-Funded)	\$ 11,390,000
PUBLIC WORKS (Grant/Fee Funded)	\$ 55,345,000
PUBLIC SAFETY.	\$ 4,460,289
PUBLIC BUILDINGS	\$ 3,903,500
SCHOOL DEPARTMENT	\$107,065,000
PARKS AND RECREATION	\$ 7,736,410
OTHER	\$ 2,350,200
TOTAL	\$192,250,399

**REFERRED CMTE. ON COMM. PRESERV. AND FINANCE COMMITTEE**

#111-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$30,700 be appropriated from the Community Preservation Fund for purposes of funding the Flowed Meadow Improvement Project, Phase 3 (Planning and Design).

**REFERRED TO CMTE. ON COMM. PRESERV. AND FINANCE COMMITTEE**

#112-05 ALD. LAPPIN requesting discussion of policy guidelines/conditions for the approval of CPA projects involving matching grants in the event that the grants are not obtained.

**UNFINISHED BUSINESS:**

***\*\*\*ITEMS TO BE DISCUSSED:***

**REFERRED TO COMMITTEE ON COMM PRES & FINANCE COMMITTEE**

#31-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$550,000 be appropriated from the Community Preservation Fund to create four units of low-income housing at 20-22 Falmouth Road, West Newton and 163 Jackson Road, Newton Corner.

**CMTE ON COMM PRES APPROVED 7-0 ON 1/25/05**

**REFERRED TO CMTE. ON COMM. PRES. AND FINANCE COMMITTEE**

#40-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$64,000 be appropriated from the Community Preservation Fund for purposes of funding the Wellington Park Improvement Project.

**CMTE. ON COMM. PRES. APPROVED 7-0 (Lennon not voting) on 3/1/05**

**REFERRED TO CMTE. ON COMM. PRES. AND FINANCE COMMITTEE**

#68-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$271,210 be appropriated from the Community Preservation Fund for purposes of creating The Park at the Newton Senior Center.

**CMTE. ON COMM. PRES. APPROVED 7-0-1 (Sangiolo abstaining) on 3/1/05**

**REFERRED TO CMTE. ON COMM. PRES. AND FINANCE COMMITTEE**

#39-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$257,395 be appropriated from the Community Preservation Fund for purposes of the preservation and restoration of Phase II (year 2) of the Historic Burying Grounds Project.

**CMTE. ON COMM. PRES. APPROVED 5-0-2 (Vance, Parker abstaining; Linsky not voting) on 3/1/05**

**REFERRED TO CMTE. ON COMM. PRES. AND FINANCE COMMITTEE**

#69-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$41,000 be appropriated from the Community Preservation Fund for the purpose of providing additional funding for the Newton Corner Library Restoration Project.

**CMTE. ON COMM. PRES. APPROVED 8-0 ON 3/1/05**

**\*\*\*ITEM TO BE DISCUSSED ON 4/11/05:**

**ITEM RECOMMENDED TO FINANCE BY FULL BOARD ON 2/22/05:**

**REFERRED TO COMMITTEE ON COMM PRES & FINANCE COMMITTEE**

#32-05 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$1,000,000 be appropriated from the Community Preservation Fund to create ten units of low-income housing at 52-54 Wyman Street, Waban.

**CMTE ON COMM PRES APPROVED 7-0 ON 1/25/05**

**FINANCE APPROVED 6-0 (Gentile not voting) on 2/14/05**

**\*\*\*ITEMS NOT YET SCHEDULED FOR DISCUSSION:**

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

#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**

#64-05 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$122,224 for the purpose of paying retroactive overtime payments owed to Police Department staff as calculated under the rules of the FLSA. These rules differ in certain key aspects from the City of Newton's overtime policies. In some cases, they require the City to pay more than it would otherwise under the overtime provisions of our collective bargaining agreements and, in other cases, less. The funding source for this appropriation will be \$95,065 from Water Surplus and \$27,159 from Salary Reserve.

**REFERRED TO CMTE. ON COMM. PRES. AND FINANCE COMMITTEE**

#130-04(2) COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$50,000 that was appropriated through Board Order #130-04, pertaining to the Houghton Garden Fence Project, be converted to a grant (with no repayment).

**CMTE. ON COMM. PRES. HELD 4-3 (Vance, Lappin, Yates opposed; Lennon not voting) on 3/1/05**

**REFERRED TO CMTE. ON COMM. PRES. AND FINANCE COMMITTEE**

#392-04(3) HIS HONOR THE MAYOR proposing a draft ordinance to create the structure under which the Angino Farm Property will operate.

**CMTE. ON COMM. PRES. HELD 8-0; REFERRED TO SUBCOMMITTEE ON 3/1/05**

- #37-05 ALD. PARKER AND COMPTROLLER requesting review and discussion of the June 30, 2004 independent auditor Management Letter recommendations.

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #38-05 HIS HONOR THE MAYOR requesting authorization of debt issuance in the amount of \$12,930,095, through a zero interest loan program sponsored by the MWRA to fund rehabilitation of the City's water mains.  
**PUBLIC FACILITIES APPROVED 5-0 ON 3/23/05**

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

- #364-04 ALD. SANGIOLO & HARNEY requesting a RESOLUTION to His Honor the Mayor to ask that the City acquire, whether by eminent domain or by purchase, the two parking lots associated with the St. Bernard's property for the purpose of providing commuter parking.  
**ZONING & PLANNING APPROVED AS AMENDED 8-0 ON 9/13/04**

- #518-03 ALD. STEWART recommending the creation of a task force to study and report to the Mayor, Board of Aldermen and School Committee on the policies and criteria that should be used in imposing fees for various kinds of city services.

**REFERRED TO PROG. & SERV. AND FINANCE COMMITTEES**

- #503-03 ALD. PARKER AND STEWART requesting discussion of the possibility of including drug re-importation from Canada in City of Newton health plans, as pioneered by the City of Springfield, MA.

**REFERRED TO PUB. FACILITIES AND FINANCE COMMITTEES**

- #202-04 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$273,050 from the Capital Stabilization fund for the purpose of replacing windows at the Pierce Elementary School.  
**PUB FAC HELD 7-0 (Salvucci not voting) ON 4/7/04**  
**FINANCE HELD ON 4/12/04**

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

- #369-03 ALD. SANGIOLO requesting a presentation of the findings and results of the *Newton North Feasibility Study* to the Board of Aldermen in a public forum to allow a greater number of the public to hear the presentation and offer public comment.
- #128-98 ALD. PARKER, SANGIOLO, MERRILL, MANSFIELD requesting an adjustment to the water and sewer rate structure to allow rate relief for low-volume water and sewer users.



**REFERRED TO PROG. & SERV. AND FINANCE COMMITTEES**

- #548-03 ALD. GENTILE, SALVUCCI AND LENNON requesting discussion and possible City acceptance of Chapter 137 of the Acts of 2003, an Act relative to public employees serving in the armed forces. If accepted, city employees who have been granted a military leave of absence as members of the armed forces called to service after September 11, 2001 will be entitled to receive pay at regular base salary and will not lose any seniority or any accrued vacation leave, sick leave, personal leave, compensation time or earned overtime.

**PROG. & SERV. HELD 5-0 ON 3/17/04**

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

- #432-02 ALD. PARKER, JOHNSON, LINSKY, LIPSITT, LAPPIN, BAKER requesting ordinance change and home rule legislation to implement a policy of indexing automobile excise tax to emissions and/or fuel economy, so low-pollution vehicles have lower taxes than those that pollute more.

**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.
- #429-02 ALD. PARKER requesting progress report from Treasurer/Collector on addressing Management Letter audit issues.

**REFERRED TO PUBLIC FACILITIES AND 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.

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #135-01 ALD. M. LIPOF offering a resolution urging His Honor the Mayor to hire an independent auditor to oversee and report monthly through the Mayor to the Board of Aldermen for the duration of the construction and renovations to the high schools.

**REFERRED TO PUB. SAFETY/TRANS. AND FINANCE COMMITTEES**

- #250-03 ALD. JOHNSON, SAMUELSON AND SANGIOLO requesting amendments to Chapter 19 Sections 8 and 9 of the Revised Ordinances of the City of Newton to increase the fines for traffic and parking violations.

**PS&T HELD ON 4/7/04**

- #206-00(2) HIS HONOR THE MAYOR requesting authorization to expend \$35,000 from Hebrew College pursuant to provisions of Special Permit #66-98(3) and a Traffic Mitigation Agreement between the City and Hebrew College, which funds will be used toward the cost of traffic improvements, studies or transportation programs selected by the City for the purpose of mitigating potential impacts of the Hebrew College project on Herrick and Langley Roads or improving traffic and flow in the Herrick Road area. NOTE: #206-00, approved 6/5/00, authorized acceptance of these funds; #206-00(3), approved 6/19/00, requested implementation of accounting measures to track future expenditures; #206-00(2), the actual expenditure, was held in Committee on 6/19/00 to allow Board review of proposed mitigation measures and costs on a case-by-case basis. (ITEM HELD IN COMMITTEE AT 6/19/00 FULL BOARD)
- #33-01 ALD. YATES proposing an ordinance to establish a special assessment policy for the substantial rehabilitation of owner-occupied residential properties listed in the State Register of Historic Places (Sec. 5J. of MGL Chapter 59).

Respectfully Submitted,

Paul E. Coletti, Chair