

CITY OF NEWTON
IN BOARD OF ALDERMEN
PROGRAMS AND SERVICES COMMITTEE AGENDA
WEDNESDAY JUNE 6, 2012

7:45 PM Room 222

ITEMS SCHEDULED FOR DISCUSSION:

Appointment by his honor the Mayor:

#124-12 MARJORIE BUTLER, 33 Andrew Street, Newton Highlands, appointed as a member of the Election Commission for a term of office to expire March 31 2013. [04-30-2012 @ 6:43PM]

Public hearing continuation:

#123-12 CAROLYN WONG et al. filing with the City Clerk on April 24, 2012 a Neighborhood Area Council Petition, with 255 qualified signatures, pursuant to article 9-3 of the City Charter, requesting the Board of Aldermen to hold a public hearing to establish a Newton Centre Neighborhood Area Council. [04-24-12 @ 2:33PM]

#85-12 ALD. LENNON & LAPPIN requesting a review and possible ordinance amendment to review and adjust the salary of the Clerk Clerk/Clerk of the Board of Aldermen pursuant to Article XI of the *Rules and Orders of the Board of Aldermen 2012-2013* [03/26/12 @ 10:25 PM]

ITEMS NOT YET SCHEDULED FOR DISCUSSION:

#205-11 ALD. SANGIOLO, GENTILE, HARNEY, LINSKY requesting a discussion with the School Committee regarding a proposal to enter into contractual relationships with the Newton Schools Foundation to sell naming rights on behalf of the Newton Public Schools. [06/22/2011 @ 8:32AM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#39-12 HIS HONOR THE MAYOR requesting authorization to establish a revolving account with an annual expenditure limit of \$2,000,000 for the purpose of receiving funds collected by the Newton Schools Foundation in connection with the sale of naming rights for Newton Public School buildings and facilities and to be distributed for the sole purpose of public

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

school education technology and curriculum purposes. [01/30/12 @ 4:18 PM]

- #144-12 ALD. HESS-MAHAN proposing to repeal the time restrictions for filing special permit applications/site plan reviews for Major Projects during July and August in Article X Section 5 of the Rules and Orders of the Board of Aldermen.
- #145-12 ALD JOHNSON requesting a review by the Solicitor's office as to what constitutes "reorganization" per our City Charter. [05/16/12 @ 10:24PM]
- #96-12 ALD. ALBRIGHT & HESS-MAHAN requesting that Article I, Section 3.A. (1) of the Board of Aldermen Rules and Orders 2012-2013 be amended to provide for the referral to the Land Use Committee of community housing projects recommended for funding by the Community Preservation Committee. [04-06-2012 @ 4:22PM]
- #122-12 ALD. HESS-MAHAN proposing a RESOLUTION calling on the United States Congress to pass and send to the states for ratification a constitutional amendment to restore the First Amendment and fair elections to the people by clarifying (1) that corporations are not entitled to the Constitutional rights of human beings, and, (2) that the U.S. Congress and the states may place reasonable limits on both political contributions and political spending.
- #68-12 ALD. YATES, MERRILL asking that the Executive Department develop a detailed plan for the storage of the veterans archives currently housed in the War Memorial that allows for proper access to the records by veterans, their families, and historians, both amateur and professional. [03-05-12 @ 9:40 PM]
- #68-12(2) ALD. YATES requesting that a detailed inventory of the more than 100 photographs, paintings, drawings and other images of the Civil War, World War I, World War II in the office section of the War Memorial Hall be prepared and a plan be developed for their public display in whole or in part before or during the city's observance of the 150th anniversary of the Civil War through 2015 and the centennial of World War I from 2014-2015. [03/23/12 @ 1:43PM]
- #84-12(2) PROGRAMS AND SERVICES COMMITTEE proposing a resolution to allow the Board of Aldermen to provide guidance to the Licensing Commission on petitions submitted in response to the possible acceptance of G.L. c. 138 §33B, which would allow the selling of alcohol to commence at 10:00am on Sunday mornings. [04-11-12 @ 9:30PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#67-12 ALD. ALBRIGHT seeking a discussion with the Executive Department regarding a plan and timeline for funding an archivist/records manager position for the city to oversee the preservation, cataloguing, and organization of the city archives; provide guidance and assistance to city departments that are maintaining their own archives in order to ensure that records are preserved, accessible, and maintained; and, plan for future storage needs as the collection continues to expand. [03-12-12 @ 10:28 AM]

REFERRED TO PROG. & SERV AND PUBLIC FACILITIES COMMITTEES

#36-12 ALD. CROSSLEY & FULLER requesting Home Rule legislation or an ordinance to require inspections of private sewer lines and storm water drainage connections prior to settling a change in property ownership, to assure that private sewer lines are functioning properly and that there are no illegal storm water connections to the city sewer mains.
A) Sewer lines found to be compromised or of inferior construction would have to be repaired or replaced as a condition of sale;
B) Illegal connections would have to be removed, corrected, and re-inspected in accordance with current city ordinances and codes, as a condition of sale. [01/24/12 @ 8:07 AM]

#207-08(2) PROGRAMS & SERVICES COMMITTEE requesting discussion with the Executive Department and various City Department heads regarding use of debt exclusions to address city needs. [03-14-11 @ 10:26AM]

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

#312-10 ALD. LENNON, LAPPIN, SCHNIPPER, SANGIOLO requesting a discussion with the School Committee on its plans to address space needs in the Newton public schools. [10-27-10 @ 11:07 AM]
FINANCE VOTED NO ACTION NECESSARY on 10/12/11 PUBLIC FACILITIES VOTED NO ACTION NECESSARY on 11/18/11

REFERRED TO PROG & SERV AND PUBLIC FACILITIES COMMITTEES

#245-10 ALD. SCHNIPPER requesting discussion with National Grid regarding the possible damage to trees as a result of gas leaks. [09/01/10 4:00 PM]

REFERRED TO PROGRAMS & SERVICES 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]
FINANCE VOTED NO ACTION NECESSARY on 3/8/10

#298-09 ALD. MANSFIELD proposing Home Rule Legislation to amend **Article 2, Section 2-1(c) Composition; Eligibility; Election and Term** of the

Newton Charter to establish four-year terms for Aldermen-at-Large with the provision for one Aldermen-at-Large to be elected from each ward at each biennial municipal election. [09-29-09 @ 6:45 PM]

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]

FINANCE VOTED NO ACTION NECESSARY ON 3/8/10

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]

FINANCE VOTED NO ACTION NECESSARY ON 3/8/10

PUBLIC FACILITIES NO ACTION NECESSARY ON 11/3/10

REFERRED TO PROG & SERV. AND PUB. FACIL. COMMITTEES

#99-11 ALD. ALBRIGHT, JOHNSON, DANBERG requesting that the Department of Public Works coordinate data on the impact of the snow removal ordinance from the Departments of Public Works, Parks & Recreation, Executive and Senior Services into a monthly report for the winters 2012 and 2013, which will be sent to the Public Facilities Committee that includes the following data: (1) the number of people requesting exemptions; (2) the number of exemptions awarded; (3) the number of warning letters sent; (4) the ability of the City to maintain the same standard regarding treating the surface to preserve safe passage; and (5) cost of the implementation of the program.

PUBLIC FACILITIES COMMITTEE APPROVED 4-0 on 10/5/2011

Respectfully Submitted,

Amy Sangiolo, Chairman

RECEIVED

APR 11 2012

Resume

Marjorie A. Butler

Current Position:

August, 1987 to the present

Counsel, Office of the Solicitor, Region 1, United States Department of Labor.

The Office of the Solicitor carries out regional litigation on behalf of the Secretary of Labor in the area of worker protection. While there are approximately two hundred worker protection laws, the major laws that the agency enforces through litigation efforts are the Occupational Safety and Health Act, the Employee Retirement Income Security Act, the Fair Labor Standards Act, Child Labor Laws, the Executive Order 11246, the Mine Safety and Health Act, and Whistleblower Statutes. As counsel. I oversee all regional litigation pursuant to the Employee Retirement Income Security Act, advise the agency that enforces the Act and supervise attorneys and staff at the Regional Solicitor's Office.

Prior to the Counsel position, I served as a Trial Attorney and Senior Trial Attorney litigating primarily in the pension and welfare plan arena, but also in all other areas of worker protection laws.

Prior Positions:

August, 1986 through August, 1987

Law Clerk, Massachusetts Appeals Court for Judge Rudolph Kass

April, 1981 through August, 1983

Administrative Assistant, Local 26, Hotel Workers Union, Boston, MA

Education:

Wellesley College, BA Political Science, 1983

Harvard Law School, JD, 1986

Organizations:

Massachusetts Bar Association

American Bar Association, Labor and Employment Section, Government Fellowship