

CITY OF NEWTON

IN BOARD OF ALDERMEN

PROGRAMS AND SERVICES COMMITTEE AGENDA

WEDNESDAY, DECEMBER 5, 2007

**7:45 PM**  
**Room 222**

- #384-07      PRES. BAKER, ALD. SANGIOLO AND JOHNSON recommending the re-appointment of DAVID A. OLSON as CITY CLERK/CLERK OF THE BOARD OF ALDERMEN for a two-year term. [11-27-07 @ 11:41 P.M.]
- #263-07      ALD. LINSKY, JOHNSON, ALBRIGHT, GENTILE, SANGIOLO, DANBERG, BURG, HESS-MAHAN, HARNEY, PARKER, WEISBUCH AND SAMUELSON, along with the recommendation from the smoke-free zone subcommittee of the Newton North High School Liaison Committee, Newton North High School Principal Jennifer Price, Chairman, requesting amendment of Newton ordinances to include, effective January 1, 2008, creation of a no-smoking zone on public properties extending from a set radius from the Newton North High School site boundaries for the purpose of assisting the cessation of smoking among Newton North High School students and staff as well as the protection of public health. [08-24-07 @ 9:38AM]
- #329-05      ALD. JOHNSON & ALD. ALBRIGHT requesting that the **Noise Ordinance** be revised and updated to better reflect the noise problem being faced by the City.
- #422-06      ALD. HESS-MAHAN requesting creation of an ordinance prohibiting the use of portable gasoline-powered leaf blowers within the City limits.
- #349-07      ALD. LINSKY AND ALD. BURG requesting adoption by the Board of a resolution to be forwarded to Newton's congressional delegation on behalf of the citizens of Newton, who are signatories to a petition containing said resolution, in conjunction with similar resolutions and actions being taken by communities nationwide to:
- (a) strongly urge the President and the Defense Department to commence immediately an orderly and rapid withdrawal of all United States military personnel from Iraq;

- (b) strongly urge the President and the Department of State to act in accordance with international law by pursuing the security and stability of Iraq through diplomacy with the cooperation of other nations and the United Nations;
- (c) and strongly urge members of Congress to use their legislative powers to bring about an end to the war and the adoption of other means to assist Iraq and defend the safety of the United States [10-25-07 @ 10:53 A.M.]

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

- #388-07      HIS HONOR THE MAYOR, requesting an appropriation in the amount of \$36,000 from Free Cash for the purpose of funding the initial phase of FY08 City Tree Removal operations (for trees that have been identified as potential public safety hazards) by the Parks and Recreation Department. [11-27-07 @ 4:47 P.M.]

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

- #382-07      BOARD OF LICENSE COMMISSIONERS requesting that Sec.17-11(2) of the Revised Ordinances be amended to increase the fee for Common Victualler License from \$50 to \$100, effective January 1, 2008. [11-06-07 @ 11:17 A.M.]

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

- #381-07      HIS HONOR THE MAYOR requesting an appropriation of \$20,000 (twenty thousand dollars) from Budget Reserve for the purpose of increasing the Law Department account for outside legal services to pay current and anticipated bills for services related to the negotiations and settlement of interest and penalties assessed to the City by the IRS. [11-13-07 @ 3:27 P.M.]

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

- #359-07      HIS HONOR THE MAYOR requesting that the sum of \$50,000 be appropriated from Free Cash to conduct a study of the properties along Crystal Lake for the purpose of developing a Master Plan for the redevelopment of these city-owned properties. [10-30-07 @ 5:17 P.M.]

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

- #358-07 HIS HONOR THE MAYOR submitting the FY09-FY13 Capital Improvement Program pursuant to section 5-3 of the Newton City Charter which requires Board of Aldermen approval of a plan to finance \$194,907,647 of new local projects over the next several years:

**SUMMARY**

PUBLIC WORKS (CITY AND GRANT/FEE FUNDED)	\$ 67,632,500
PUBLIC SAFETY	\$ 6,230,535
PUBLIC BUILDINGS	\$ 16,772,295
SCHOOL DEPARTMENT	\$ 94,259,767
PARKS AND RECREATION	\$ 7,366,000
OTHER	\$ 2,646,546
 TOTAL	 \$194,907,647

- #287-07 ALD. PARKER requesting a Testimonial Resolution to honor and recognize Olympic figure skater and Newton resident Tenley Albright and to request a discussion with the Parks and Recreation Department in regards to an appropriate marker or plaque to honor her skating exhibition at the Crystal Lake upon her return from the 1956 Olympic Games where she won a gold medal. [09-20-07 @ 1:22pm]

**REFERRED TO LAND USE & PROGRAMS & SERVICES COMMITTEES**

- #274-07 ALD. SANGIOLO proposing that Article X of the Rules & Orders of the Board relative to Special Permit and Site Plan Approval Petitions be amended to require the applicant to post on the subject property a notice that would include but not be limited to identifying the subject matter and the date and time of the public hearing.
- #262-07 ALD. VANCE AND HESS-MAHAN seeking approval by the Board of Aldermen of a home rule petition to the General Court that would authorize an amendment to the charter of the City of Newton that would change the length of terms of the members of the Board of Aldermen to three years and would provide for electing one-third of the aldermen, one from each ward, every year. [08-22-07 @ 3:53 PM]
- #130-07 ALD. LENNON proposing amendments to Section 20-56, **Musical performers; regulations; license.**
- #114-07 ALD. LINSKY requesting to evaluate whether the present location of the Johnny Kelley statue represents the best possible location for achieving the established purpose when it was erected. [04-10-07 @ 7:39PM]  
**HELD 5-0 (Ald. Baker not voting)**

**REFERRED TO PROGRAMS & 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 @ 10:21PM]

#82-07 ALD. YATES requesting that the City of Newton take all possible steps to persuade the General Court to allow the cities and towns to tax all telecommunications facilities in the City (which would yield at least \$1.6 million per year for Newton). [02-27-07 @ 10:21pm]

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

#67-07 ALD. WEISBUCH requesting a RESOLUTION asking His Honor the Mayor to fund the INTERFACE SYSTEM, which coordinates mental health services among school age children. [2/26/07@ 3:28 PM]

#52-07 ALD. PARKER, SANGIOLO, MANSFIELD, HARNEY, DANBERG, VANCE, LINSKY, HESS-MAHAN, BURG, ALBRIGHT & JOHNSON requesting an ordinance amendment to create a health care advisory committee whose function would be to recommend measures to control the rate of increase of health insurance costs, as recommended by the Newton Finance & Management Working Group in 2005 and the Blue Ribbon Commission on the Municipal Budget in 2007. [02-09-07 @ 12:36 pm]

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

#36-07 ALD. JOHNSON, LINSKY, VANCE, SANGIOLO, HESS-MAHAN, ALBRIGHT, FISCHMAN, MANSFIELD, LIPOF, LAPPIN, BURG, PARKER, & DANBERG proposing the use of general overrides and/or debt exclusions of Proposition 2 ½ limits in addition to other revenue enhancing or cost saving measures as proposed by the *Blue Ribbon Commission* to close the gap between revenue and expenses and enhance the City's ability to invest in annual capital maintenance requirements. [02-13-07 @ 8:57 am]

**REFERRED TO PROG&SERVICES & POST AUDIT & OVERSIGHT**

#371-06 ALD. COLETTI respectfully docketing under section 2-11 of the Newton City Charter an investigation of the facts surrounding the failure to properly certify the proper number of citizen signatures relative to the site plan referendum question.

#370-06 ALD. SANGIOLO, PARKER, MANSFIELD requesting home rule legislation to allow advisory questions to be asked in a Newton special election.

**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 FINANCE AND PROGRAMS & SERVICES 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.
- #109-06 ALD. PARKER proposing charter amendments to improve the operation and accountability of City government.
- #242-05 ALD. SANGIOLO requesting the Executive Department and IT Departments post all city board and commission meeting agendas and minutes on to the City Website

**REFERRED TO PROGRAMS & SERVICES, PUBLIC FACILITIES,  
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.
- #346-99 ALD. SANGIOLO requesting creation of an ordinance that would prohibit dogs (leashed or unleashed) from all elementary school playgrounds.  
**HELD 4-0 ON 11-07-07**

Respectfully Submitted,

Marcia Johnson, Chairman