

CITY OF NEWTON

IN BOARD OF ALDERMEN

PROGRAMS AND SERVICES COMMITTEE AGENDA

WEDNESDAY, MARCH 17, 2004

7:45: PM  
Room 222

**ITEMS SCHEDULED FOR DISCUSSION**

Appointment by His Honor the Mayor

#91-04        RICHARD DYER, 10 Terrace Avenue, Newton appointed as a member of the NEWTON YOUTH COMMISSION for a term of office expiring January 9, 2007 (60-day Board action date 4/2/04)

Appointment by His Honor the Mayor

#33-04(2)    MARY PANAGGIO, 108 JFK Circle, Nonantum, appointed as a member of the NEWTON HOUSING AUTHORITY for a term of office to expire on February 16, 2008. (60-day Board action date 5-14-04)

**REFERRED TO PROG. & SERVICES 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.

#336-98        ALD. PARKER, MANSFIELD, SANGIOLO proposing an ordinance to limit light trespass across property lines.

#230-01        ALD. PARKER requesting an amendment to the Rules and Orders of the Board re the release of confidential documents.

**REFERRED TO RULES SUB-COMMITTEE**

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

- #295-99(2) ALD. GENTILE proposing that Chapter 104 of the Acts of 1987 be amended so that the first sentence in paragraph 3 of Section 1 reads:  
“Said treasurer shall pay from the amount in the fund including the interest thereon such amounts as the city solicitor, with the approval of the Mayor and Board of Aldermen of said city determines to be necessary”  
**FINANCE APPROVED 5-1-1 (Stewart opposed; Gerst abstaining)**  
**ON 2/9/04**

**ITMS NOT YET SCHEDULED FOR DISCUSSION**

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

- #160-04 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$50,000 from Free Cash for the purpose of supplementing the overtime account in the Library for the remainder of FY04.

**REFERRED TO PROGRAMS AND SERVICES AND LAND USE**

- #267-02 ALD. BASHAM requesting creation of rules for Board of Aldermen acting as Special Permit granting authority.

**ITEM RECOMMITTED BY FULL BOARD ON 3/1-04**

- #274-03(2) PROGRAMS AND SERVICES COMMITTEE proposing resolution requesting that the School Committee not charge a school bus fee in FY05.  
Motion to approve failed to carry 2-4 on 2-4-04 (Sangiolo & Parker in favor; Baker, Fischman, Johnson, Hess-Mahan opposed)
- #503-03 ALD. PARKER AND STEWART requesting discussion of the possibility of including re-importation from Canada in City of Newton health plans, as pioneered by the City of Springfield, MA.
- #28-04 ALD. BAKER proposing amendments to the Rules of the Board of Aldermen by consolidating Post Audit and Oversight into other committees.
- #90-04 ALD. GERST seeking review of new TV responsibilities and obligations pursuant to Newton Cable TV Agreement between City of Newton and Newton Communications Access Center Inc.
- #367-03 ALD. MANSFIELD requesting consideration of ordinance(s) to allow enforcement of Parks & Recreation Commission regulations regarding swimming and boating at Crystal Lake.

A PUBLIC HEARING WAS HELD ON THE FOLLOWING ITEM:

- #242-03      ALD. JOHNSON, SAMUELSON AND SANGIOLO requesting a discussion to determine times and places where dogs may be off leash on public grounds excluding schoolyards.
- #346-99      ALD. SANGIOLO requesting creation of an ordinance that would prohibit dogs (leashed or unleashed) from all elementary school playgrounds.

**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.
- #514-03      ALD. JOHNSON requesting discussion of election process, practices and hearings with new voting machines in preparation for the March Presidential Primary.
- #56-04      ALD. YATES requesting an amendment to the Rules of the Board to eliminate the requirement that Home Rule petitions be referred to the Programs & Services Committee.
- #158-01(2)      PROGRAMS & SERVICES COMMITTEE requesting ordinance to implement increase in eligibility threshold for Clause 41A Senior Citizen Tax Deferral program.

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

- #420-02      ALD. PARKER, GERST, LINSKY JOHNSON, STEWART, LAPPIN, BRYSON & LENNON requesting local acceptance and ordinance to implement recent 41A revisions allowing expansion of tax deferral program.
- FINANCE APPROVED 7-0**  
**PROG/SERV TO MEET**

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

- #420-02(2)      FINANCE COMMITTEE proposing a RESOLUTION to the General Court to urge the passage of Bill #2901, as proposed by Representative Kay Khan.
- FINANCE APPROVED 7-0**  
**PROG. & SERV. TO MEET**

- #190-03      PROGRAMS AND SERVICES COMMITTEE requesting discussion with Human Services regarding the implementation of the Senior Volunteer program.

**REFERRED TO PUB. FACIL. & PROGRAMS & SERVICES COMMITTEES**

- #83-03      ALD. GENTILE, BRYSON, COLETTI AND LIPSITT requesting that the Health Commissioner conduct/oversee a testing program to evaluate the air quality at Newton North High School and, if necessary, make recommendations to ensure the safety of all students and staff in the building.

- #44-03      ALD. STEWART proposing that the Rules and Orders of the Board of Aldermen be amended to allow a public comment period before one Board of Aldermen meeting a month.

**REFERRED TO RULES SUB-COMMITTEE**

- #137-03(3)      PROGRAMS AND SERVICES COMMITTEE requesting revisions to the “Smoke-Free Newton” ordinance to prohibit smoking in private clubs”.

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

- #128-04      ALD. SALVUCCI proposing revocation of the Community Preservation act to be effective after the completion of the five-year term, as provided in MGL Ch. 44B, Sec.16.

- #15-04      ALD. BAKER requesting discussion and planning of upcoming committee agendas, process, future work, and how to streamline committee work on minor or routine approvals in order to allow time to focus on more major or non-routine matters.

- #191-03      ALD. SANGIOLO requesting a discussion with the Information Technology and Clerk of the Board Departments re increasing efforts to source reduce the amount of paper to be duplicated and to disseminate more information via the internet.

**REFERRED TO PUB FAC, PROG&SERV 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.

**REFER TO PROG&SERV, PUBLIC FACILITIES & 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.

#37-04(2) ALD. COLETTI proposing that the following **non-binding referendum** question be included as part of the proposed Special Election to be held in order to fill the vacancy for Alderman-at-Large in Ward 6: “Shall the Board of Aldermen appropriate bond funds totaling 106 million dollars plus interest for 20 years to demolish the existing Newton North High School building and construct a new Newton North High School?”

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

#94-03(4) ALD. PARKER requesting His Honor the Mayor submit Home Rule Legislation to create a separate rate structure for water and sewer rates for condominiums and apartments.

#189-03(2) BOARD OF ALDERMEN proposing amendments to the Rules of the Board of Aldermen by consolidating Real Property Reuse into another Committee.

**REFERRED TO RULES SUB-COMMITTEE**

#421-02 ALD. PARKER, LINSKY, JOHNSON, BRYSON, LENNON & MANSFIELD requesting rules amendment to improve opportunity for public participation in deliberative process.

**Rules Subcommittee Approved 2-1 (Johnson & Parker in favor, Lipsitt against) on 10/24/03.**

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

#549-03 HIS HONOR THE MAYOR submitting the FY05-FY09 Capital Improvement Program pursuant to section 5-3 of the Newton City Charter which requires Board of Aldermen approval of a plan to finance \$170,899,860 of new local projects over the next several years:

SUMMARY

PUBLIC WORKS (City-Funded).....	\$ 8,075,000
PUBLIC WORKS (Grant/Fee Funded).....	54,256,057
PUBLIC SAFETY.....	4,611,000
PUBLIC BUILDINGS... ..	4,555,750
SCHOOL DEPARTMENT.....	89,293,029
PARKS AND RECREATION.....	8,143,500
OTHER.....	1,965,524
<b>TOTAL.....</b>	<b>\$170,899,860</b>

Respectfully submitted,  
Marcia Johnson, Chair