

CITY OF NEWTON

IN BOARD OF ALDERMEN

PROGRAMS AND SERVICES COMMITTEE AGENDA

WEDNESDAY, JULY 21, 2004

7:45 PM

Room 222

ITEMS SCHEDULED FOR DISCUSSION:

**REFERRED TO ZONING & PLANNING & PROGRAMS & SERVICES
COMMITTEES**

- #265-04 HIS HONOR THE MAYOR requesting Home Rule legislation to amend the statutes that govern the Newton Community Development Authority (NCDA) and the Newton Housing Authority (NHA) relative to the NCDA acquiring affordable housing and to update the enabling acts in order to have them more accurately reflect the current operations of the NCDA and the NHA.

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

- #320-04 HIS HONOR THE MAYOR requesting authorization for the issuance of 20-year bonds in the amount of \$10,250,000 for design fees, legal fees, and project management costs associated with constructing a new Newton North High School.

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

ITEM RECOMMENDED TO PROG.AND SERV. BY FULL BOARD ON 4/6/04

- #336-98 ALD. PARKER, MANSFIELD, SANGIOLO proposing an ordinance to limit light trespass across property lines.
CLERK'S NOTE: Confidential memo from Law Dept. dated 4/2/04 under separate cover.

#307-04 HIS HONOR THE MAYOR re-appointing the following individuals to the NEWTON COMMONWEALTH FOUNDATION (Board action date 09/10/04).

A. Edwin Resnick
62 Manet Road
Newton, Ma 02467
(Term to expire 12/26/06)

B. Steven Meyer
154 Woodchester Drive
Newton, Ma 02467
(Term to expire 12/31/06)

C. Robert Perruzzi
25 Warwick Rd.
Newton, Ma 02465
(Term to expire 12/31/06)

D. Robert Quirk
1019 Washington St.
Newton, Ma 02460
(Term to expire 12/31/06)

E. Jorge Quiroga
204 Ward Street
Newton, Ma 02459
(Term to expire 03/31/05)

F. Stephen J. Small
833 Commonwealth Ave.
Newton, Ma 02459
(Term to expire 12/31/06)

G. Constance Kantar
382 Kenrick Street
Newton, Ma 02458
(Term to expire 12/31/06)

H. Alan F. Green
403F Dedham Street
Newton, Ma 02459
(Term to expire 04-01-07)

Re-appointment by His Honor the Mayor

#308-04 ANDREW STERN, 56 Tyler Terrace, Newton Centre, re-appointed as a member of the NEWTON PARKS AND RECREATION COMMISSION, for a term of office to expire 01/01/05. (Board action date 09/10/04)

Re-appointment by His Honor the Mayor

#309-04 WALTER BERNHEIMER II, 75 Winslow Road, Waban, re-appointed as a member of the NEWTON PARKS AND RECREATION COMMISSION, for a term of office to expire 01/01/05. (Board action date 09/10/04)

Re-appointment by His Honor the Mayor

#310-04 KATHERINE HOWARD, 84 Fenwick Road, Waban, re-appointed as a member of the URBAN TREE COMMISSION, for a term of office to expire 07/30/05. (Board action date 09/10/04)

ITEMS NOT YET SCHEDULED FOR DISCUSSION

#214-04 ALD. JOHNSON requesting that the City Charter relative to the schedule for Preliminary Municipal Elections be amended in order to make the Charter consistent with state election statutes.

- #215-04 ALD. JOHNSON requesting that the City Charter be amended to allow more flexibility when filling a vacancy for Mayor, Board of Aldermen, and School Committee.
- #158-01(2) PROGRAMS & SERVICES COMMITTEE requesting ordinance to implement increase in eligibility threshold for Clause 41A Senior Citizen Tax Deferral program.
- #171-04 ALD. HESS-MAHAN requesting home rule legislation authorizing local voting rights for permanent resident aliens residing in Newton.

REFERRED TO PROG. AND SERV. PUB. SAFETY/TRANS. COMMITTEES

- #273-04 ALD. GENTILE requesting home rule legislation to reclassify the two "dedicated fire apparatus mechanic" positions from Group 1 to Group 4 in the State Retirement System.
- #172-04 PRESIDENT BAKER recommending George Corey, 65 Harding Street be re-appointed to the BIOSAFETY COMMITTEE for a term of office to expire January 13, 2007. (60-day Board action date 6-5-04).
- 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 FINANCE AND APPROPRIATE COMMITTEES

- #209-04 HIS HONOR THE MAYOR, in accordance with Section 5-1 of the City of Newton Charter, submitting the FY05 Municipal/School Operating Budget totaling \$266,992,346, passage of which shall be concurrent with the FY05-FY09 Capital Improvement Program, submitted in November 2003. EFFECTIVE DATE OF SUBMISSION 4/20/04.

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.

- #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.
REFERRED TO RULES COMMITTEE ON APRIL 7, 2004

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)

- #28-04 ALD. BAKER proposing amendments to the Rules of the Board of Aldermen by consolidating Post Audit and Oversight into other committees.

- #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

- #367-03 ALD. MANSFIELD requesting consideration of ordinance(s) to allow enforcement of Parks & Recreation Commission regulations regarding swimming and boating at Crystal Lake.

- #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 PROGRAMS AND SERVICES AND LAND USE

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

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.

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.
- #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.
- #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 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.

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.

Respectfully submitted,

Marcia Johnson, Chair