

CITY OF NEWTON

IN BOARD OF ALDERMEN

PUBLIC SAFETY & TRANSPORTATION COMMITTEE AGENDA

WEDNESDAY, JUNE 17, 2015

7:45 pm
Room 205

ITEMS SCHEDULED FOR DISCUSSION:

#154-15(A)&(B) BOSTON COACH TRANSPORTATION, request for annual renewal of the Boston College Bus Licenses. There are no changes proposed to last year's licenses. [06/05/15 @ 10:22 AM]

DISCUSSION ITEM: Chairman's Note: At the Chair's request, Bill Paille, Director of Transportation will provide an update on traffic signal improvements throughout the City.

#155-15 HIS HONOR THE MAYOR seeking approval to establish a Search Committee for the Chief of Police in accordance with Chapter 279, Section 5 of the Acts of 1992. [06/08/15 @ 5:41 PM]

Chairman's Note: It is the Chairman's intention to entertain a motion for No Action Necessary on the following item:

#310-14 ALD. YATES requesting a RESOLUTION to His Honor the Mayor asking that the Director of Public Engagement develop a public outreach program in partnership with the Massachusetts Department of Transportation re the Add-a Lane Project on Route 128, including but not limited to emails to aldermen and members of the Upper Falls, Waban, and Newton Highlands Neighborhood Area Councils, and create a prominent link on the city's website to the new Department of Transportation website page on the project. [07/31/14 @ 12:12 PM]
HELD 6-0 on 06/03/15, Ald. Lipof not voting

The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, please contact John Lojek, at least two days in advance of the meeting: jlojek@newtonma.gov, or 617-796-1064. For Telecommunications Relay Service dial 711.

ITEMS NOT SCHEDULED FOR DISCUSSION:**REFERRED TO PS&T, PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #85-15 ALD. SANGIOLO, requesting discussion with the Director of Transportation and the Transportation Coordinator to determine whether a fee could be imposed on all residents who own automobiles in the City. Such fee to be placed into a transportation fund to pay for roadway and sidewalk improvements. Residents would get a parking sticker in return for each automobile they have registered with the City that would enable them to bypass parking restrictions in the City except for Tow Zones and Fire Hydrants and any other emergency zones determined by the Police and Fire Departments. [03/12/15 @ 10:38 AM]

REFERRED TO PUB FACIL, PROG & SERV, AND PS&T COMMITTEES

- #46-15 ALD. JOHNSON & CICCONE, requesting a discussion with the Commissioner of Department of Public Works and the School Department to determine and discuss parking options including use of school properties based on the current municipal parking lot programs including the issuance of permits. [02/11/15 @ 1:35 PM]

REFERRED TO PUBLIC SAFETY & TRANS AND FINANCE COMMITTEES

- #465-14 ALD. SANGIOLO, GENTILE AND HARNEY, requesting a discussion regarding reducing the fee charged to residents for permit parking programs. [11/17/14 @ 12:40 PM]
HELD 6-0 on 01/07/15
HELD 6-0 on 06/03/15, Ald. Lipof not voting
- #326-14 ALD. ALBRIGHT, requesting a discussion and a plan to replace all Newton parking meters within two years. [08/19/14 @ 9:16 AM]
HELD 5-0 on 09/17/14, Ald. Harney and Lipof not voting
HELD 6-0 on 02/04/15, Ald. Fuller and Johnson not voting
HELD 7-0 on 03/04/15
- #309-14(2) ALD. JOHNSON, requesting a discussion regarding changes that may need to be made to Traffic Council. This would include intent and purpose of the council, criteria and process to determine the referral of Traffic Council petitions to be discussed and acted upon Administratively, by Traffic Council or Public Safety & Transportation Committee. [03/05/15 @ 9:23 PM]
- #309-14 ALD. JOHNSON requesting a discussion re changes that may need to be made to the membership of the Traffic Council to make it more effective, efficient, and representative of the community. [07/28/14 @ 9:20 AM]
HELD 7-0 on 09/17/14
HELD 7-0 on 03/04/15

- #72-14 ALD. CICCONE & JOHNSON, requesting a discussion of the installation of a possible bike lane on Walnut Street between Otis Street and Commonwealth Avenue. [03/03/14 @ 8:17 AM]
HELD 7-0 on 03/19/14
- #28-14 ALD. CICCONE AND FULLER on behalf of the Health Department and the Emergency Medical Services (EMS) requesting a discussion on duplicate street names. [01/09/14 @ 10:57 AM]
HELD 8-0 on 01/22/14
HELD 8-0 on 05/07/14
- #150-13 ALD. JOHNSON, ALBRIGHT & LINSKY, requesting the Planning Department create a traffic and parking management plan for the Education Center, Day Middle School, Horace Mann Elementary School and Carr School neighborhood area by December 2013. (Wards 1 & 2) [03/29/13 @ 9:11 AM]
HELD 7-0 on 02/04/15, Ald. Fuller not voting
HELD 7-0 on 03/04/15

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.
- #240-12 RECODIFICATION COMMITTEE requesting that **Chapter 19 MOTOR VEHICLES AND TRAFFIC** be amended to determine who has jurisdiction for parking on municipal land, the owning department as described in **Sec. 19-224. Parking prohibited on city grounds.** or the Traffic Council as described in **Sec. 19-26. Authority and role of Traffic Council.**
HELD 7-0 on 03/18/15
- #234-12 RECODIFICATION COMMITTEE recommending that the definition of *Speed humps* in **Sec. 19-1. of Chapter 19 MOTOR VEHICLES AND TRAFFIC** be amended to make it consistent with current design/practice standards.
HELD 6-0-1 on 03/18/15, Ald. Yates abstaining

REFERRED TO PS&T AND PUBLIC FACILITIES COMMITTEES

- #413-11 ALD. CICCONE, SALVUCCI, GENTILE & LENNON updating the Public Facilities and Public Safety & Transportation Committees on the progress of renovations to the city's fire stations. [11/17/11 @ 11:07 AM]
HELD 6-0 on 01/07/15
PUBLIC FACILITIES HELD 8-0 on 01/07/15

- #137-11 ALD. DANBERG AND FULLER requesting possible changes to City Ordinance 19-191, Parking Meter Fees, to require a minimum purchase at long-term parking meters in order to discourage short-term use. [04/26/11 @ 9:52 AM]
HELD 6-0 on 05/18/11, Ald. Freedman not voting
HELD 8-0 on 01/18/12
HELD 5-0 on 01/23/13, Ald. Fuller not voting

REFERRED TO PS&T, PUBLIC FACILITIES AND FINANCE COMMITTEES

- #310-10(2) ALD. DANBERG, BLAZAR, KALIS, SCHWARTZ, ALBRIGHT, HESS-
(#409-12) MAHAN, RICE, COTE, LEARY, AND NORTON, requesting amendments to Sec. 26-8D of the City of Newton Ordinances to modify and make permanent the trial program for removal of snow and ice from sidewalks and to provide for enforcements and fines for violations. [09/10/14 @ 2:12 PM]
HELD 7-0 on 10/08/14, Ald. Schwartz not voting
PUBLIC FACILITIES HELD 6-0 on 10/08/14

Respectfully submitted,

Allan Ciccone, Jr. Chairman

June 4, 2015

Franklin G. Stearns
D 617.951.9275
F 617.261.3175
franklin.stearns@klgates.com

Alderman Allan Ciccone, Jr.
Chairman
Public Safety and Transportation
Board of Aldermen
22 West Street
Newton, MA 02458

Re: Boston College Bus Licenses - July 1, 2015 to June 30, 2016

Dear Alderman Ciccone:

This is the annual request from Boston College for the renewal of the Boston College Bus Licenses. There are no changes to the Licenses as approved last year. The student shuttle to The Street, Chestnut Hill Square and Chestnut Hill Mall route, per Board Order #213-14(A)(2), March 16, 2015, has been incorporated into the (A) license. Please notify us of the date and time this matter will be on your committee's agenda. Thank you.

Sincerely,



Franklin G. Stearns

FGS:kp

cc: Alderman R. Lisle Baker
Alderman Marc Laredo
Alderman Ruthanne Fuller
Linda Finucane, Assistant City Clerk
Danielle Delaney, Committee Clerk
Joseph Herlihy, Esq., General Counsel
Howard A. Levine, Esq.
Thomas Keady
Jeanne Levesque
John Savino
Linda Riley

CITY OF NEWTON
IN BOARD OF ALDERMEN

2015

TO BE ISSUED JULY 1, 2015 (TO JUNE 30, 2016)

The Board of Aldermen, pursuant to the provisions of Section 19-361 et. Seq. of the Revised Ordinances, as amended, hereby grants a license to

BOSTON COACH CORPORATION
1 Airforce Road
Everett, MA 02149

to operate motor vehicles for the carriage of passengers for hire over the following described ways in the City of Newton as further specified herein.

Designated Route:

Boston College Chestnut Hill Campus to Boston College Law School (the "Law School Route").

A. Specific Conditions for Each Route:

1. Boston College Law School Routes (A & B below). Note that for the Law School Route only, the routes and vehicles used change according to the day and time as stated below.

Description of Routes: (From BC Chestnut Hill Campus)

A. Direct Newton Route:

Proceed west on Commonwealth Avenue to Centre Street, turn right onto Centre Street heading north to Law School campus. Turn left into main entrance and proceed to Stuart Hall parking lot. Proceed from Stuart Hall parking lot to main entrance. Turn right onto Centre Street and proceed south to Commonwealth Avenue. Turn left onto Commonwealth Avenue heading east to the Commonwealth Avenue Main Gate curb cut at Chestnut Hill Campus. Turn right into Lower Campus by St. Ignatius Church and proceed to Robstrom Bus Stop. Return to Stuart Hall via Commonwealth Avenue.

1. Early Morning Service:

a. Type of Vehicle(s): Gillig

b. Seating Capacity:

1. 34 Seats plus 32 standees (66 total)

2. Propulsion system: Diesel

c. Days and hours of Operation: **(Fall and Spring Semesters, August 19, 2015 through May 31, 2016)**

1. Monday – Friday: 7:00 a.m. – 2:00 a.m.

d. Limitation on Total Number of Vehicles and Frequency of Service:

1. The number of vehicles in service and round trips per hour shall not exceed the limits stated below.

- a. Monday – Friday
 - 7:00 a.m. – 10:00 a.m.
 - 8 vehicles
 - 16 round trips

B. Newton Loop Route

Proceed west on Commonwealth Avenue to Centre Street. Turn right onto Centre Street heading north to Law School campus. Turn left into main entrance and proceed to Stuart Hall parking lot. Proceed from Stuart Hall parking lot to main entrance. Turn right onto Centre Street and proceed south to Commonwealth Avenue. Turn left onto Commonwealth Avenue heading east to the Commonwealth Avenue Main Gate curb cut at Chestnut Hill Campus. Eastbound Route terminates at Newton City line. Route reenters Newton at the Boston/Newton line on Beacon Street heading west. Turn right onto College Road. Turn left onto Commonwealth Avenue heading west to Centre Street.

a. Type of Vehicle(s): Gillig

1. Seating Capacity:

- a. 34 seats plus 32 standees (66 total)

2. Propulsion system: Diesel

b. Days and Hours of Operation: **(Fall and Spring Semesters, August 19, 2015 through May 31, 2016)**

1. Monday – Friday: 7:00 a.m. – 2:00 a.m.

2. Saturday/Sunday/Holidays: 8:00 a.m. – 2:00 a.m.

3. Summer Schedule **(June 1, 2015 – September 4, 2016)**: 8:00 a.m. – 2:00 a.m.

c. Limitation on Total Number of Vehicles and Frequency of Service:

1. The number of vehicles in service and round trips per hour shall not exceed the limits stated below.

a. Daily Service:

1. Monday – Friday:

7:00 a.m. – 10:00 a.m.

No more than 8 vehicles; no more than 16 round trips

2. 10:00 a.m. – 3:00 p.m.
No more than 4 vehicles; no more than 8 round trips
3:00 p.m. – 8:00 p.m.
No more than 5 vehicles; no more than 10 round trips

b. Evening and Weekend Service

1. Monday – Friday:

- 8:00 p.m. – 2:00 a.m.
No more than 4 vehicles; no more than 8 round trips

2. Saturdays/Sundays/Holidays:

- 8:00 a.m. – 2:00 a.m.
No more than 4 vehicles; no more than 8 round trips

3. Summer Schedule (**July 1, 2015 – August 18, 2016**) 7:00 a.m.–5:00 p.m.

C. Stops and Other Conditions Applicable to Law School Routes:

1. Stops recommended as follows, subject to approval of Police Chief:

a. Within Law School Campus:

1. Stuart Hall Parking Lot
2. Main Gate
3. Hardly/Cushing
4. Duchesne Hall
5. Keyes South

b. On public ways:

1. McElroy @Beacon Street (Newton Loop Only)
2. Donaldson @College Road (Newton Loop Only)
3. Commonwealth Avenue @Main Gate curb cut

2. Points of campus entry and exit:

- a. Chestnut Hill: St. Ignatius Gate & Edmonds Gate
- b. Law School: Main entrance and Colby Road

D. Newton Center Shuttle Route

Start at Conte Forum; Right onto Chestnut Hill Drive; Right onto Beacon Street; Right onto College Road; Left onto Commonwealth Avenue; Left onto Centre Street, Left onto Lyman Street; Stop at Citizens Bank; Left onto Willow Street; Right onto Centre Street; Right onto Commonwealth Avenue; Right onto Fr. Herlihy Drive; Right into Boston College Campus.

Return to Conte Forum Bus Stop.

- a. Type of Vehicle: Gillig
 1. Seating capacity
 - a. 34 seats plus 32 standees (66 total)
 2. Propulsion System: Diesel
- b. Days and hours of operation (Fall and Spring semesters, **August 19, 2015 through May 31, 2016**) Sundays only, 12 p.m. to 6:00 p.m. and Monday through Friday, 7:00 p.m. to 9:00 p.m.

1. The number of vehicles in service and round trips per hour shall not exceed the limits stated below.

- a. 1 vehicle.
- b. up to 2 round trips per hour.

2. Stops and Other Conditions Applicable to Newton Center Route:

Stops recommended as follows, subject to approval of Police Chief:

1. Conte Forum
2. McElroy
3. College Road
4. Citizen's Bank, Lyman Street
5. Boston College Main Gate
6. Robsham
7. Conte Forum

3. Points of campus entry and exit

- a. Chestnut Hill: St Ignatius Gate @Edmonds Gate
- b. Commonwealth Avenue Main Gate

3. Other Operating Conditions:

- a. Idling time when stopped on public ways shall not exceed 3 minutes, exclusive of time needed to pick up and discharge passengers.

b. The License term for this route shall commence on **July 1, 2015 and shall terminate on June 30, 2016** unless renewed by the Board of Aldermen, subject to the right of the Board of Aldermen to make changes during the license term as conditions may require.

BC Student Shuttle Service to The Street, Chestnut Hill Mall and Chestnut Hill Square

Route and Stops:

- A. Alumni Stadium-Leave Boston College from Conte Forum (Campanella Way side); turn Right onto St. Thomas More Road(becomes Chestnut Hill Driveway); turn Right onto Beacon Street; turn Left onto Hammond Pond Parkway; turn Right into the rear entrance of the Chestnut Hill Mall.

- B. Chestnut Hill Mall – Stop at the MBTA stop located at the west end of the parking garage; exit Chestnut Hill Mall crossing Rt. 9; turn Right into Chestnut Hill Square.
- C. Chestnut Hill Square -Exit parking lot, taking a right on Rt. 9; exit towards Hammond Parkway; turn left on Hammond Pond Parkway; turn Right into the parking lot heading toward the movie theater.
- D. The Street-Stop in the rear of the garage by the movie theatre; proceed straight going toward Star Market; stop at MBTA Bus Shelter; exit the parking lot; turn Right onto Hammond Pond Parkway; turn Right on to Beacon Street; turn Left onto College Road; stop at the existing College Road bus stop; turn Right onto Commonwealth Avenue; stop at Boston College Main Gate.
- E. Boston College Main Gate – Continue on Commonwealth Avenue; turn Left onto Fr. Herilhy Drive; turn Right onto campus at St. Ignatius Gate; continue on Campanella Way stop at Robsham Theatre.
- F. Boston College Robsham Theatre-Continue on Campanella Way; Stop at Alumni Stadium
- A. Alumni Stadium

Schedule September –December: January-May

Thursday-	2 pm to 10 pm 8 trips last pick up at 9:30pm
Friday-	2 pm to 10 pm 8 trips last pick up at 9:30pm
Saturday-	10 am to 5 pm 7 trips last pick up at 4:30 pm
Sunday-	10 am to 5 pm 7 trips last pick up at 4:30pm

c. General Conditions Applicable to All Routes:

1. The Licensee shall not operate buses or other vehicles on any routes or public ways in Newton other than those designated herein.
2. No changes shall be made in any of the conditions of this license, and, in particular, in the routes, termini, running schedules, stops or vehicles without the prior written consent of the Board of Aldermen of the City of Newton. Licensee shall forward all requests for changes to the Clerk of the Board of Aldermen in writing. The Board of Aldermen shall approve or deny all such requests, except as otherwise provided herein. In the event of a maintenance issue with a bus, a Boston Coach Nova RTS will be used as a substitute until the bus is repaired. These temporary buses seat 33 and stand 15.
3. This license is valid only for the Licensee stated herein and shall not be transferred or otherwise assigned without the prior written approval of the Board of Aldermen. In addition, this license shall remain in effect solely for the period that the Licensee continues to operate

under contract with Boston College, and shall automatically terminate upon expiration or termination of contract.

4. All diesel powered vehicles operated by Licensee pursuant to this license shall meet the inspection standards of the Registry of Motor Vehicles.

5. Adjustments to Service during the License Term:

Aldermanic Approval: This license is valid for the purpose of inter-campus transportation for Boston College students, employees, and faculty over the routes designated herein. Other than adjustments to regular service as provided in paragraph A, and transportation for special events and athletic or entertainment events as hereinafter provided in paragraph B and C, respectively, of this provision, the Licensee shall not operate vehicles over these routes for any other purpose without first obtaining permission from the Board of Aldermen. Except as otherwise provided below, all changes to the regular service shall require the approval of the Board of Aldermen, including but not limited to, an increase in the number of vehicles to be used or an increase in the number of round trips per hour of vehicles over and above the numbers previously set forth in this license; a change in an approved route other than a temporary change approved as part of transportation to and from a special event as hereinafter provided in paragraph B; and the use of a new route, other than the temporary use of a new route pursuant to a special event as hereinafter provided in paragraph B.

A. Regular Service:

1. Subsequent to the annual approval of the license, the Licensee shall be authorized to make adjustments to the regular bus service, Monday through Friday, from 7:00 p.m. to 10:00 p.m., provided that any increases in the number of bus round trips shall not exceed the "baseline" as specified in paragraph 2 of this provision and provided that the maximum number of bus round trips per hour shall not exceed 15 round trips per hour. The Licensee shall notify the Director of Planning and Development (hereinafter the "Director") and the Chief of Police (hereinafter the "Chief") within five (5) business days of any adjustment in the number of bus round trips per hour and per week, Monday through Friday, from 7:00 to 10:00 p.m. The Director shall maintain a file of all such requests in order to verify the total changes to the service at the end of each license term. And other changes to the regular services shall require the approval of the Board of Aldermen.

2. Baseline: For the purposes of this provision, Baseline shall be defined as the total number of vehicle round trips per week, Monday through Friday, from 7:00 a.m. to 10:00 p.m. The Baseline shall not include round trips added after the commencement of the License term which commenced *July 1, 2006*. The Baseline number of round trips per week shall be determined annually by the Board of Aldermen to be effective as of the date of the commencement of the License term. The Baseline for the **2015-2016** License Term shall be as follows: Newton Route, a maximum of 770 round trips per week Monday through Friday, from 7:00 a.m. to 10:00 p.m.

B. Special Events Scheduled After Commencement of License Term:

1. Notice Required: The requirement for advance Aldermanic approval shall not apply to transportation to or from a special event, not including athletic or entertainment events as

hereinafter provided in paragraph C, which event is not scheduled as of the beginning of the license term and which requires the use of not more than two (2) vehicles over a particular route subject to the provisions of this license and which requires no more than three (3) trips per hour on such route. Special events requiring the use of more than 2 vehicles over such route or more than three (3) trips per hour, or the use of more than one route subject to the provisions of this License, or the use of new route shall require the approval of the Director. In addition, for special events requiring the use of ten (10) or more buses, the Licensee shall route all such buses onto the internal roadways or within the boundaries of the Boston College Chestnut Hill and/or Law School Campus and require all such buses to remain within the campus boundaries whenever such buses are idling. Licensee shall also require that all such buses pick up and discharge passengers within the Boston College Chestnut Hill and/or Law School Campus and not on Newton streets.

2. Monthly Approval of Special Events(s) Permit: On or before the 15th of the preceding month, but in any event no less than three weeks prior to any such event, Boston College, on behalf of Licensee, shall provide the Director with a list of temporary or one-time event(s) to be held during the next month which will require the use of more than two (2) vehicles, or more than three (3) round trips per hour or more than one route licensed herein or a route not currently licensed pursuant to this license. Such list shall include the number and type of vehicle(s), frequency of service, bus stop locations and route(s) to be used. Such list shall constitute a request for a monthly event permit, which shall be deemed approved unless denied in writing within 15 days of receipt of said list. Such monthly event permit shall constitute a one-time approval for each event as stated in the permit.

3. Director Approval: In a situation in which the Licensee cannot obtain approval through the monthly approval process as provided in paragraph 2 of this section, the Licensee, or Boston College on behalf of Licensee, may apply to the Director for approval of transportation to and from a special event. The Director shall be authorized to approve transportation to and from a special event upon no less than one week's prior written notice from Boston College on behalf of Licensee, provided, however, that the Director may authorize transportation for no more than two such special events each semester. For the purposes of this provision, a request for approval of transportation to and from a post season hockey or basketball tournament shall not be included in said two request limit. The request for approval of transportation shall contain the number and type of vehicle(s), frequency of service, bus stop locations and route(s) to be used. No later than one week following receipt of such request, the Director shall notify the applicant and the Chief of Police in writing of such approval along with any conditions that may apply including the valid dates of the approval.

C. Transportation for Athletic or Entertainment Events: Transportation for athletic or entertainment events held at Boston College facilities for which tickets are sold may be provided for ticket holders, students, faculty and staff, provided that on or about June 30 of each year of this license, Boston College, on behalf of the Licensee, shall provide the Board of Aldermen with a schedule of such events, and shall also provide for each such event, in a format to be determined by the Board, the proposed routes, proposed number and type of vehicles, proposed frequency of service, and the proposed time and duration of operation, each of which must then be approved by the Board as a special addendum to this license, which addendum shall specify the terms of such events license. Once adopted, modifications to the terms of such addendum must be made in accordance with the applicable provisions of section 5.B of this License.

The approved transportation schedule for **Fall 2015** Varsity Football Games and currently scheduled special events are stated in *Appendix A*, attached hereto and incorporated herein in fulfillment of the above condition for the period ending **June 30, 2016** with the College using school buses with a preference for non-diesel vehicles.

6. A copy of this license shall be issued to the driver of each vehicle and presented upon request to any City of Newton police officer and such other enforcement officials as may be designated by the Board of Aldermen, provided that the Licensee shall be notified in writing prior to the designation of such other enforcement officials.

7. TERM: This license renewal is valid beginning **July 1, 2015** and shall expire on **June 30, 2016**. Subsequent one-year license renewals shall be granted in the discretion of the Board of Aldermen pending satisfactory completion of the provisions of section 8 below.

8. Periodic Review:

(1) No later than **November 15, 2015** and **March 15, 2016** of the License Term, the Licensee shall meet with the Board of Aldermen to review any concerns related to the service and shall make such adjustments as deemed necessary by the Board of Aldermen. The review shall include the following items:

(a) Nothing in this license shall prevent the College from altering allowed service on Newton Streets around the Chestnut Hill Campus in favor of use of internal roads within the Chestnut Hill Campus during the License term, provided that any proposed left turns across traffic shall first be noticed to the Chief of Police.

(2) Consolidation of Routes: The Licensee shall cooperate with the appropriate committee(s) of the Board of Aldermen in determining the appropriateness of consolidating routes and schedules in an effort to reduce and to eliminate excessive service. Consolidation of routes and reduced schedules shall be based on the level of ridership and such other factors as deemed relevant by the appropriate committee(s) of the Board of Aldermen and College. If routes are to be consolidated or if the College and the appropriate committee of the Board of Aldermen determine that there is a reasonable basis to request schedule reductions, Boston College, on behalf of the Licensee shall provide ridership data in the manner set forth in paragraph 8 (2) of this license.

(3) The Licensee shall equip vehicles with two-way radios and shall maintain contact between a dispatcher and all vehicles while in operation on the routes described herein.

9. Violation of any of the above specific or general conditions shall be cause for revocation of this license in accordance with procedures to be established by the Board of Aldermen.

10. Boston Coach Corporation, Boston College and the officials, trustees, agents, servants and employees of each shall hold harmless and defend the City of Newton from and against all claims, damages, demands and actions of every kind arising out of the exercise of this License.

11. The provisions of this license are severable. If any of the provisions of this license are held invalid by a court of competent jurisdiction, the remaining provisions of this license shall not be affected by such invalidity and shall remain in full force and effect, provided that upon such a

finding or invalidity the City shall have the right to initiate proceedings to revise the remaining provisions of the license in a manner not inconsistent with any such fining of invalidity.

12. The Chief of Police shall be charged with the enforcement of the provisions of this license.

Under Suspension of Rules

Readings Waived and License Approved

20 yeas 0 nays 2 absent (Aldermen Baker and Lappin) 1 recused (Alderman Kalis) 1 vacancy

(SGD) DAVID A. OLSON

City Clerk

SGD) SETT D. WARREN

Mayor

Date: _____

Event	Date	Time
Orientation 1	June 7	
Orientation 1	June 8	
Orientation 1	June 9	
Orientation 2	June 14	
Orientation 2	June 15	
Orientation 2	June 16	
Orientation 3	June 21	
Orientation 3	June 22	
Orientation 3	June 23	
Orientation 4	June 28	
Orientation 4	June 29	
Orientation 4	June 30	
Orientation 5	July 12	
Orientation 5	July 13	
Orientation 5	July 14	
Orientation 6	July 19	
Orientation 6	July 20	
Orientation 6	July 21	
Orientation 7	August 23	
Orientation 7	August 24	
Orientation 7	August 25	
Football	September 5	TBA
Football	September 12	TBA
Football	September 18	7pm
Football	September 26	
Football	October 10	
Football	October 31	
Football	November 7	

#213-14(B)

CITY OF NEWTON
IN BOARD OF ALDERMEN
2015
TO BE ISSUED JULY 1, 2015 (TO JUNE 30, 2016)

The Board of Aldermen, pursuant to the provisions of Section 19-361 et. seq. of the Revised Ordinances, as amended, hereby grants a license to

BOSTON COACH CORPORATION
1 Airforce Road
Everett, MA 02149

to operate motor vehicles for the carriage of passengers for hire over the following described ways in the City of Newton as further specified herein.

Designated Route:

Boston Route:

Description of Route: (From BC Chestnut Hill Campus) Route begins at the Boston/Newton line on Beacon Street heading west. Turn right onto College Road. Turn right onto Commonwealth Avenue heading east to Boston line.

a. Type of Vehicle(s): Gillig

1. Seating Capacity:

34 Seats plus 32 standees (66 total)

b. Propulsion system: Diesel

c. Days and hours of Operation: (Fall and Spring Semesters, August 19, 2015 through May 31, 2016)

1. Monday – Friday: 7:00 a.m. – 2:00 a.m.

2. Saturday/Sunday/Holidays: 8:00 a.m. – 2:00 a.m.

d. Limitation on Total Number of Vehicles and Frequency of Service:

The number of vehicles in service and round trips per hour shall not exceed the limits stated below.

a. Daytime Schedule

Monday – Friday:

7:00 a.m. – 8:00 p.m.

no more than 4 vehicles; no more than 8 round trips

b. Night time Schedule

8:00 p.m. – 2:00 a.m.

no more than 3 vehicles per hour; no more than 6 round trips

c. Saturdays/Sundays/Holidays

8:00 a.m. – 2:00 p.m.:

no more than 2 vehicles per hour; no more than 4 round trips per hour

2:00 p.m. – 2:00 a.m.

no more than 3 vehicles per hour; no more than 6 round trips per hour

d. Stops: Recommended as follows, subject to approval of Police Chief:

1. On public ways:

a. McElroy @ Beacon Street

b. Donaldson @ College Road

c. Commonwealth Avenue @ Main Gate Curb Cut

2. Points of campus entry and exit:

Chestnut Hill: St. Ignatius Gate – entry

Edmonds Gate - exit

3. Other Operating Conditions:

1. The License term for this route shall commence on July 1, 2015 and shall terminate on June 30, 2016 unless renewed by the Board of Aldermen, subject to the right of the Board of Aldermen to make changes during the license term as conditions may require.

B. General Conditions:

1. The Licensee shall not operate buses or other vehicles on any routes or public ways in Newton other than those designated herein.

2. No changes shall be made in any of the conditions of this license, and, in particular, in the routes, termini, running schedules, stops or vehicles without the prior written consent of the Board of Aldermen of the City of Newton. Licensee shall forward all requests for changes to the Clerk of the Board of Aldermen in writing. The Board of Aldermen shall approve or deny all such requests, except as otherwise provided herein. In the event of a maintenance issue with a bus, a Boston Coach Nova RTS will be used as a substitute until the bus is repaired. These temporary buses seat 33 and stand 15.

3. This license is valid only for the Licensee stated herein and shall not be transferred or otherwise assigned without the prior written approval of the Board of Aldermen. In addition, this license shall remain in effect solely for the period that the Licensee continues to operate under contract with Boston College, and shall automatically terminate upon expiration or termination of contract.

4. All diesel powered vehicles operated by Licensee pursuant to this license shall meet the inspection standards of the Registry of Motor Vehicles.

5. Adjustments to Service during the License Term:

Aldermanic Approval: This license is valid for the purpose of inter-campus transportation for Boston College students, employees, and faculty over the routes designated herein. Other than adjustments to regular service as provided in paragraph A, and transportation for special events and athletic or entertainment events as hereinafter provided in paragraph B and C, respectively, of this provision, the Licensee shall not operate vehicles over these routes for any other purpose without first obtaining permission from the Board of Aldermen. Except as otherwise provided below, all changes to the regular service shall require the approval of the Board of Aldermen, including but not limited to, an increase in the number of vehicles to be used or an increase in the number of round trips per hour of vehicles over and above the numbers previously set forth in this license; a change in an approved route other than a temporary change approved as part of transportation to and from a special event as hereinafter provided in paragraph B; and the use of a new route, other than the temporary use of a new route pursuant to a special event as hereinafter provided in paragraph B.

A. Regular Service:

1. Subsequent to the annual approval of the license, the Licensee shall be authorized to make adjustments to the regular bus service, Monday through Friday, from 7:00 p.m. to 10:00 p.m., provided that any increases in the number of bus round trips shall not exceed the "baseline" as specified in paragraph 2 of this provision and provided that the maximum number of bus round trips per hour shall not exceed 15 round trips per hour. The Licensee shall notify the Director of Planning and Development (hereinafter the "Director") and the Chief of Police (hereinafter the "Chief") within five (5) business days of any adjustment in the number of bus round trips per hour and per week, Monday through Friday, from 7:00 to 10:00 p.m. The Director shall maintain a file of all such requests in order to verify the total changes to the service at the end of each license term. And other changes to the regular services shall require the approval of the Board of Aldermen.

2. Baseline: For the purposes of this provision, Baseline shall be defined as the total number of vehicle round trips per week, Monday through Friday, from 7:00 a.m. to 10:00 p.m. The Baseline shall not include round trips added after the commencement of the License term which commences July 1, 2006. The Baseline number of round trips per week shall be determined annually by the Board of Aldermen to be effective as of the date of the commencement of the license term. The Baseline for the 2015-2016 License Term shall be as follows:

Boston Route: a maximum of 601 round trips per week Monday through Friday, from 7:00 a.m. to 10:00 p.m.

B. Special Events Scheduled After Commencement of License Term:

1. Notice Required: The requirement for advance Aldermanic approval shall not apply to transportation to or from a special event, not including athletic or entertainment events as hereinafter provided in paragraph C, which event is not scheduled as of the beginning of the license term and which requires the use of not more than two (2) vehicles over a particular route subject to the provisions of this license and which requires no more than three (3) trips per hour on such route. Special events requiring the use of more than two (2) vehicles over such route or

more than three (3) trips per hour, or the use of more than one route subject to the provisions of this license, or the use of new route shall require the approval of the Director. In addition, for special events requiring the use of ten (10) or more buses, the Licensee shall route all such buses onto the internal roadways or within the boundaries of the Boston College Chestnut Hill and/or Law School Campus and require all such buses to remain within the campus boundaries whenever such buses are idling. Licensee shall also require that all such buses pick-up and discharge passengers within the Boston College Chestnut Hill and/or Law School Campus and not on Newton streets.

2. Monthly Approval of Special Events(s) Permit: On or before the 15th of the preceding month, but in any event no less than three weeks prior to any such event, Boston College, on behalf of Licensee, shall provide the Director with a list of temporary or one-time event(s) to be held during the next month which will require the use of more than two (2) vehicles, or more than three (3) round trips per hour or more than one route licensed herein or a route not currently licensed pursuant to this license. Such list shall include the number and type of vehicle(s), frequency of service, bus stop locations and route(s) to be used. Such list shall constitute a request for a monthly event permit, which shall be deemed approved unless denied in writing within 15 days of receipt of said list. Such monthly event permit shall constitute a one-time approval for each event as stated in the permit.

3. Director Approval: In a situation in which the Licensee cannot obtain approval through the monthly approval process as provided in paragraph 2 of this section, the Licensee, or Boston College on behalf of Licensee, may apply to the Director for approval of transportation to and from a special event. The Director shall be authorized to approve transportation to and from a special event upon no less than one week's prior written notice from Boston College on behalf of Licensee, provided, however, that the Director may authorize transportation for no more than two such special events each semester. For the purposes of this provision, a request for approval of transportation to and from a post season hockey or basketball tournament shall not be included in said two request limit. The request for approval of transportation shall contain the number and type of vehicle(s), frequency of service, bus stop locations and route(s) to be used. No later than one week following receipt of such request, the Director shall notify the applicant and the Chief of Police in writing of such approval along with any conditions that may apply including the valid dates of the approval.

C. Transportation for Athletic or Entertainment Events: Transportation for athletic or entertainment events held at Boston College facilities for which tickets are sold may be provided for ticket holders, students, faculty and staff, provided that on or about June 30 of each year of this license, Boston College, on behalf of the Licensee, shall provide the Board of Aldermen with a schedule of such events, and shall also provide for each such event, in a format to be determined by the Board, the proposed routes, proposed number and type of vehicles, proposed frequency of service, and the proposed time and duration of operation, each of which must then be approved by the Board as a special addendum to this license, which addendum shall specify the terms of such events license. Once adopted, modifications to the terms of such addendum must be made in accordance with the applicable provisions of section 5.B of this License.

The approved transportation schedule for Fall 2015 Varsity Football Games and currently scheduled special events are stated in Appendix A, attached hereto and incorporated herein in fulfillment of the above condition for the period ending June 30, 2016 with the College using school buses with a preference for non-diesel vehicles.

6. A copy of this license shall be issued to the driver of each vehicle and presented upon request to any City of Newton police officer and such other enforcement officials as may be designated by the Board of Aldermen, provided that the Licensee shall be notified in writing prior to the designation of such other enforcement officials.

7. TERM: This license renewal is valid beginning July 1, 2015 and shall expire on June 30, 2016. Subsequent one-year license renewals shall be granted in the discretion of the Board of Aldermen pending satisfactory completion of the provisions of section 8 below.

8. Periodic Review:

(1) No later than November 15, 2015 and March 15, 2016 of the License Term, the Licensee shall meet with the Board of Aldermen to review any concerns related to the service and shall make such adjustments as deemed necessary by the Board of Aldermen. The review shall include the following items:

(a) Nothing in this license shall prevent the College from altering allowed service on Newton Streets around the Chestnut Hill Campus in favor of use of internal roads within the Chestnut Hill Campus during the license term, provided that any proposed left turns across traffic shall first be noticed to the Chief of Police.

(2) Consolidation of Routes: The Licensee shall cooperate with the appropriate committee(s) of the Board of Aldermen in determining the appropriateness of consolidating routes and schedules in an effort to reduce and to eliminate excessive service. Consolidation of routes and reduced schedules shall be based on the level of ridership and such other factors as deemed relevant by the appropriate committee(s) of the Board of Aldermen and College. If routes are to be consolidated or if the College and the appropriate committee(s) of the Board of Aldermen determine that there is a reasonable basis to request schedule reductions, Boston College, on behalf of the Licensee shall provide ridership data in the manner set forth in paragraph 8(2) of this license.

(3) The Licensee shall equip vehicles with two-way radios and shall maintain contact between a dispatcher and all vehicles while in operation on the routes described herein.

9. Violation of any of the above specific or general conditions shall be cause for revocation of this license in accordance with procedures to be established by the Board of Aldermen.

10. Boston Coach Corporation, Boston College and the officials, trustees, agents, servants and employees of each shall hold harmless and defend the City of Newton from and against all claims, damages, demands and actions of every kind arising out of the exercise of this license.

11. The provisions of this license are severable. If any of the provisions of this license are held invalid by a court of competent jurisdiction, the remaining provisions of this license shall not be affected by such invalidity and shall remain in full force and effect, provided that upon such a finding or invalidity the City shall have the right to initiate proceedings to revise the remaining provisions of the license in a manner not inconsistent with any such finding of invalidity.

12. The Chief of Police shall be charged with the enforcement of the provisions of this license.
Under Suspension of Rules

Readings Waived and License Approved

20 yeas 0 nays 2 absent (Alderman Baker and Lappin) 1 recused (Alderman Kalis) 1 vacancy

(SGD) DAVID A. OLSON

City Clerk

Mayor

SGD) SETTI D. WARREN

Date: _____



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#155-15

Telephone
(617) 796-1100

Facsimile
(617) 796-1113

TDD/TTY
(617) 796-1089

E-mail
swarren@newtonma.gov

June 8, 2015

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Ladies and Gentlemen:

In accordance with Mass General Law Chapter 279, "An act exempting the position of Chief of Police in the City of Newton from the provisions of the Civil Service Law", Section 5 – Selection Committee, I write to request that your Honorable Board docket for consideration a request to approve the appointment of the attached list of appointees to assist in the selection of a successor to Chief Howard Mintz, who will be required to retire by November 30, 2015 after having attained the age of 65 years old.

Thank you for your consideration of this matter.

Very truly yours,

Setti D. Warren
Mayor

RECEIVED
Newton City Clerk
2015 JUN -8 PM 5:41
David A. Olson, CMC
Newton, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



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