

CITY OF NEWTON

IN BOARD OF ALDERMEN

PUBLIC SAFETY & TRANSPORTATION COMMITTEE AGENDA

Wednesday, December 4, 2013

REVISED

8 PM

Room 202

ITEMS SCHEDULED FOR DISCUSSION:

The Committee will meet jointly with the Public Facilities Committee to discuss the below item:

REFERRED TO PS&T, PUBLIC FACILITIES AND FINANCE COMMITTEES

#420-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred seventy-five thousand dollars (\$275,000) from the Operating Override Stabilization Fund for the purpose of funding the design for Station 3 (Willow Street) and Fire Headquarters. [11/25/13 @ 3:26 PM]

REFERRED TO PUBLIC SAFETY AND PROG & SERV COMMITTEES

#414-13 HIS HONOR THE MAYOR requesting authorization to petition the General Court for Home Rule Legislation to authorize the Mayor, upon recommendation of the chief of Police, to appoint former Newton police officers who have retired for superannuation and who are under age 65 to serve as special police officers for the purpose of performing police details in the City of Newton. [11/25/13 @ 3:26 PM]

The following five (5) items will be referred to the 2014-2015 Board of Aldermen.

REFERRED TO PUBLIC SAFETY & TRANS AND PROG. & SERV. COMMITTEES

#410-13 ALD. JOHNSON, ALBRIGHT AND LINSKY requesting discussion with the Parks & Recreation, Police, Fire and Law Departments regarding options to decrease vandalism at the Albemarle Park (Halloran Recreation Complex) before April, 2014 [11/12/13 @ 4:15 PM]

#302-13 ALD. FULLER, CICCONE & ALBRIGHT, requesting a presentation and discussion by the Executive Office and Chief of Police on the findings of the recently completed Newton Police Department departmental review. [08/12/13 @ 8:32 PM]

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 the Newton ADA Coordinator, Joel Reider, at least two days in advance of the meeting: jreider@newtonma.gov or 617-796-1145. For Telecommunications Relay Service dial 711.

#244-13 ALD. SWISTON, on behalf of Beth Birnham, 24 Stanley Road, Waban, requesting the development of a wildlife management plan that may include a communications policy, a citizen group and public education. [06/12/13 @ 2:56 PM]

#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. [03/29/13 @ 9:11 AM]

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]

The following three (3) items will be voted No Action Necessary.

REFERRED TO PUBLIC SAFETY/TRANSPORTATION & FINANCE COMMITTEES

#314-13 NEWTON POLICE DEPARTMENT, proposing that **Sec. 19-336(a). License plates or medallions; fee for same; transfer to new vehicle.** be increased from \$50 to \$100, effective 2014. [09/12/13 @ 11:21 AM]

REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES

#428-12 ALD. CICCONE & FULLER requesting a discussion with the Executive Office and the Police Department regarding police staffing and overtime costs. [12/07/12 @ 1:34 PM]

HELD 6-0, Ald. Swiston not voting on 01/09/13

REFERRED TO PS&T AND PUBLIC FACILITIES COMMITTEE

#41-11 ALD. JOHNSON, LENNON AND DANBERG requesting discussion of the elimination, except during snow emergencies, of the overnight parking ban which is in effect from November 15 through April 15. [01/18/11 @ 9:00 PM]

Respectfully submitted,

Allan Ciccone, Jr. Chairman

#420-13



SETTI D. WARREN
MAYOR

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November 25, 2013

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

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the appropriation and expenditure of \$275,000 from the Operating Override Stabilization Fund for the design of Fire Station 3 & Headquarters.

Thank you for your consideration of this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Setti D. Warren".

Setti D. Warren
Mayor

RECEIVED
Newton City Clerk
2013 NOV 25 PM 3: 26
DAVID A. OISON, CMC
Newton, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

Headquarters & Fire Station #3

Feasibility through Site Plan Approval Funding Request



Department of Public Buildings
City of Newton

November 13, 2013



Recap: Original Feasibility Study (12/2011) Findings and Recommendations

- HQ, & Station 3 are undersized compared to the space needed for their mission.
- All facilities are not configured properly to meet modern firefighting best practices (e.g. training, female facilities, communications, etc.) and do not provide accessible public space.
- Recently adopted Massachusetts Code requirements for seismic resistance applicable to Fire Stations mandate significant alterations to existing structures.
- All facilities have systems at the end of their useful life or are currently out of service. Repair costs will continue to climb and energy usage is far beyond modern equipment.
- Programming/Component layouts are complete.

Recommendations-

- Replace all buildings on site.
- Construct a combined facility for Station 3 & HQ in a phased operation.



Feasibility Study/ Site Plan Approval Goals

- This study will be limited to the existing facilities and its current operational components. **Note-** Wires Division has moved to the New Station 10 Project.
- Confirm and refine the suitability of redeveloping the Station(s) onsite to meet modern firefighting needs, keep and/or relocate the HQ building, and relocate the Fire Fighter's Memorial.
- Review Code and Historical/ Preservation compliance.
- Create building elevations and floor plans to better understand critical component layouts and interconnectivity.
- Study the Overall Space Needs for the future facility over the next 20 years in conjunction with the City's 5-year Technology Vision.
- Develop site sections for further dialog with neighbors (Salon/MWRA).



Program Requirements

- Apparatus Bays Front Center St. (Minimum 5 Bays)
- 5 Drive Through Bay Arrangement
- Headquarters building kept (no demo, relocation ok)- New
- Minimize Station Downtime & impact to the Public Emergency Alarm Reporting System
- Swing Space for essential systems- New
- Can utilize a portion of the MWRA property if necessary- New
- Redevelopment can extend to property lines- New



Building Elements


- Chiefs office
- Administrative and other staff offices
- Payroll
- Fire Prevention
- Back up Dispatch Center
- Public Emergency Alarm Reporting System
 - Alarm Transmitting Equipment (city & private)
 - Radio Systems (local & Metrofire)
 - Fire Station Alert System
 - Signaling Equipment
 - Monitoring Systems
 - Emergency Communication Center
- EOC
- IT

Feasibility Study/ Site Plan Approval Funding

- Hire Owner's Project Manager and Designer(w/ consultants).
- Provide additional rough concepts advancing the site concepts plans that take into account the updated programming requirements. City/ Fire Department will select 3 preferred designs for additional refinement.
- After the feasibility study selection...
 - Develop schematic design level drawings (plans, building sections, elevations and site plan).
 - Procure an updated site survey.
 - Refine the seismic resistance requirements for the HQ building.
 - Obtain Site Plan Approval- Prepare, revise, and advance preferred designs drawings, plan and elevations, meeting both with the Design Review Committee (DRC) and NFD to obtain consensus through Schematic Design

OPM/Designer: \$250,000

Contingency- \$25,000

 Total Request- \$275,000



Appendix

Examples



Option Matrix

Fire Station 3 HQ Meeting 10/29/13

Fire Station #3 & Headquarters		Alternative Site Layout Options Matrix													
<ul style="list-style-type: none"> ● Favorable ⊖ Neutral ■ Prohibitive ○ Unfavorable 		S0, S, SS, \$\$\$, SSSS													
Criteria	Meets Program							Does Not Meet minium Program Requirements							
	Recommendation														
	1 NPA Option F	2 DMS Option 4	3 DMS Option B	4 DMS Option 3	5 DMS Option 2	6 DMS Option 1	7 NPA Option C	8 Fire Fighter Triangle Option	9 DMS Option A-2	10 DMS Option C	11 DMS Option C-2	12 NPA Option D	13 DMS Option A	14 NPA Option E	
Site Facts															
1	Apparatus Bays Front Center St.	●	●	●	●	●	●	●	●	○	○	○	○	○	○
2	Maintains Working Fire Station	●	●	⊖	●	●	●	●	●	●	●	●	○	○	
3	Salon Encroachment (Y/N)	N	N	N	Y	Y	Y	Y	Y	N	N	N	N	N	N
4	Adequate parking	●	●	●	●	●	●	●	●	●	●	●	●	●	●
5	5 Drive Through Bay Arrangement	●	●	○	○	●	●	●	●	○	○	●	●	●	●
6	MWRA Encroachment (Y/N)	N	Y	N	N	N	N	N	Y	N	N	N	N	N	N
7	Land/Easement Swap	N	Y	N	N	N	N	N	Y	N	N	N	N	N	N
8	More than 2 stories	⊖	⊖	●	⊖	⊖	⊖	⊖	○	●	●	●	⊖	●	⊖
9	Verizon Vault disturbance	⊖	○	⊖	⊖	○	⊖	○	○	●	●	●	●	●	●
Cost															
1	HQ Relocation (Y/N)	Y	Y	Y	Y	N	N	N	■	Y	■	N	N	Y	N
2	Additional Project Costs	\$\$	\$\$	\$\$\$	\$\$\$	\$\$\$\$	\$\$\$\$	\$\$\$\$	\$\$\$\$	\$\$	\$\$\$	\$0	\$0	\$\$	\$0
3	Minimizes phasing logistics	●	●	○	○	○	●	●	○	○	○	●	●	●	●
4	Utility Relocation	○	○	⊖	⊖	○	○	○	○	●	○	●	●	●	○
5	Reduces need for swing space	●	●	●	●	●	●	●	●	●	●	●	●	●	○
Legal Impacts															
1	Legal Restrictions	●	⊖	●	●	●	⊖	●	○	●	●	●	●	●	●

\$ <\$100,000
 \$\$ \$100K - \$1M
 \$\$\$ \$1M - \$5M
 SSSS >\$5M

Recommended Options- *Proposed Site Plans*

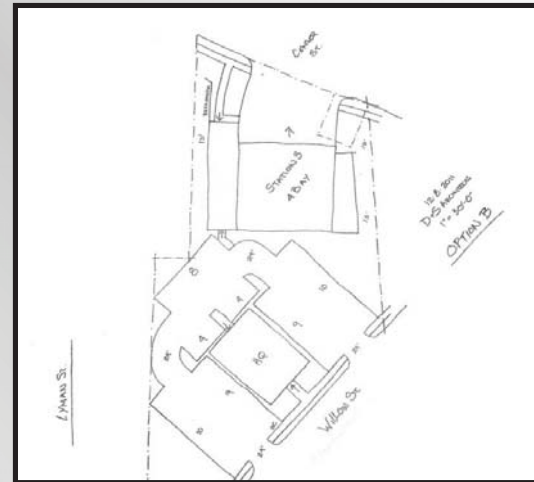
Option 1



Option 2



Option 3





Headquarters Facts-

- Built in 1928
- Close in size to the Space Needs
- Large interior staircase
- Houses the City's backup emergency communications center which makes the building an "essential" facility and is required to resist higher seismic loads.

Constructability Notes:

- If renovated an elevator will be required to provide public and staff accessibility to the second floor administration services.
- Renovations would be very expensive due to the Code required structural system.
- New facility could be constructed to house the full Program requirements which includes the backup communications center. This solution would be less costly than a renovation and would provide an energy efficient and modern facility.

Headquarters– Space Needs

	Present	Future
<u>Staffing</u>		
Administration	8	6
Fire Prevention	6	8
<u>Site Requirements</u>		
Transformer	1	1
Chiller	0	1
Emergency Generator	1	1
Parking – Public	0 (on street)	4
Parking – Private	9	15
<u>Building Requirements</u>		
Public Space		290 SF
Administration		1,599
Fire Prevention		1,698
IT & Communications		964
Building Services		926
	Subtotal	5,477 NSF
Walls, Circulation, stairs, chase space etc. @ 35%		1,643
	Total	7,120 GSF
		7,900 GSF



Station 3 Facts-

- Built in 1954
- Undersized for the space need, specifically in storage and vehicle garage space.
- The Space Needs Study recommends a moderate increase in size due to four factors, the increase in staff, the increase in apparatus, the increase in storage, and the Department's desire for duplicate EMT facilities.

Constructability Notes:

- If renovated but not expanded the building will require a second means of egress from the upper floor.
- Renovation would be very expensive due to required structural system upgrades.
- New facility housing the full program and building location requirements would be less costly than a renovation and would provide an energy efficient and modern facility.

Station 3 – Space Needs

	Present	Future
<u>Staffing</u>		
Deputy Chief & Aides	4	4
Captains / Lieutenants	4	4
Firefighters	16	32
EMT's	8	8
<u>Site Requirements</u>		
Transformer	1	1
Chiller	0	1
Dumpster	0	1
Emergency Generator	1	1
Patio / Grill	1	1
Parking – Public	0 (on street)	1
Parking – Private	17	28
<u>Building Requirements</u>		
Public Space		145 SF
Apparatus Bays		7,104
Apparatus Support		1,601
Fire Living Quarters		3,510
EMT Living Quarters		826
Building Services		628
	Subtotal	13,814 NSF
Walls, Circulation, stairs, chase space etc. @ 35%		4,835
	Total	18,649 GSF
	15,000 GSF	



SETTI D. WARREN
MAYOR

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Office of the Mayor

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November 25, 2013

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

Ladies and Gentlemen:

I request that your Honorable Board docket for consideration a request to petition the General Court for special legislation to authorize the Mayor, upon the recommendation of the Chief of Police, to appoint former Newton police officers who have retired for superannuation and who are under age 65 to serve as special police officers for the purpose of performing police details in the City of Newton.

In addition, in the event such special legislation is enacted by the General Court, I request that this Honorable Board docket for consideration a corresponding amendment to Chapter 24 of the Newton Revised Ordinances, 2012, in order to implement such special legislation.

Draft language for both the State Home Rule and the City Ordinances is attached. Thank you for your consideration of this important matter.

Sincerely,

Setti D. Warren
Mayor

Encl

Cc: Donnalyn Kahn, City Solicitor
Howard Mintz, Chief of Police
Maureen Lemieux, Chief Financial Officer

RECEIVED
Newton City Clerk
2013 NOV 25 PM 3:26
David A. Olson, CMC
Newton, MA 02459

DRAFT FOR DISCUSSION 11/22/2013

CHAPTER _____ AN ACT RELATIVE TO THE APPOINTMENT OF SPECIAL POLICE OFFICERS, TO BE KNOWN AS NEWTON POLICE RETIREE DETAIL PATROL, IN THE CITY OF NEWTON

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The mayor of the City of Newton may appoint, at the recommendation of the police chief and as the police chief deems necessary, retired Newton police officers as special police officers to perform police details or any duties arising therefrom or during the course of police detail work, whether or not related to the detail work. The retired Newton police officers shall have been regular Newton police officers and retired based on superannuation. They shall be subject to the same maximum age restrictions as applied to regular Newton police officers under chapter 32 of the General Laws. Prior to appointment under this act, a retired Newton police officer shall pass a medical examination by a physician or other certified professional chosen by the City to determine whether the retired Newton police officer is capable of performing the essential duties of a special police officer under this act, the cost of which shall be borne by the retired Newton police officer.

SECTION 2. Special police officers appointed under this act shall not be subject to chapter 31 of the General Laws, section 99A of chapter 41 of the General Laws, chapter 150E of the General Laws, or chapter 151A of the General Laws. Special police officers appointed under this act shall not be eligible for special leave, vacation or other benefits enumerated in article II of chapter 2 of Newton Revised Ordinances, 2012.

SECTION 3. Special police officers shall, when performing the duties under section 1, have the same power to make arrests and perform other police functions as do regular police officers of the City of Newton.

SECTION 4. Special police officers shall be appointed for an indefinite term, subject to removal by the mayor or the chief of police at any time with a 14 day written notice.

SECTION 5. The workweek for special police officers appointed under this act shall be seven (7) consecutive twenty-four (24) hour periods, for a total of one hundred and sixty-eight (168) hours, which shall commence at 8:00 A.M. at the start of each Monday of the calendar week. In no case shall any special police officer appointed under this act perform police details or any duties arising therefrom in excess of forty (40) hours in any given workweek.

SECTION 6. Special police officers appointed under this act shall be subject to the rules and regulations, policies and procedures and requirements as the chief of police and the mayor of the

DRAFT FOR DISCUSSION 11/22/2013

City of Newton may impose from time to time, including, but not limited to restrictions on the type of detail assignments, requirements regarding medical examinations to determine continuing capability to perform the duties of a special police officer, requirements for training, requirements for firearms licensing and qualifications and requirements regarding uniforms and equipment. Compliance with all requirements will be at no cost to the City of Newton. Special police officers appointed under this act shall not be subject to section 96B of chapter 41 of the General Laws.

SECTION 7. Special police officers appointed under this act shall be sworn before the city clerk of the City of Newton who shall keep a record of all such appointments.

SECTION 8. Special police officers appointed under this act shall be subject to sections 100 and 111F of chapter 41 of the General Laws. The amount payable under section 111F of chapter 41 shall be calculated by averaging the amount earned over the prior 52 weeks as a special police officer working police details, or averaged over such lesser period of time for any officer designated as a special police officer less than 52 weeks before the incapacity. In no event shall payment under section 111F of chapter 41 exceed, in any calendar year, the limitation on earning contained in paragraph (b) of section 91 of chapter 32 of the General Laws. Payment under section 111F of chapter 41 shall terminate in accordance with section 111F of Chapter 41 or when a special police officer appointed under this act reaches the age of 65, whichever occurs sooner. If the age limitation applicable to regular police officers serving a city is increased from 65 years of age, the termination of benefits under section 111F of chapter 41, as provided in this section for special police officers, shall terminate at such a higher age limit, but in no event shall the benefits extend beyond the age of 70 for any such special police officer. Special police officers appointed under this act shall not be subject to section 85H or 85H 1/2 of chapter 32, nor eligible for any benefits pursuant thereto.

SECTION 9. Appointment as a special police officer does not entitle that person to assignment to any detail.

SECTION 10. Retired Newton police officers serving as special police officers under this act shall be subject to the limitations on hours worked and on earnings restrictions as provided in paragraph (b) of section 91 of chapter 32 of the General Laws.

SECTION 11. This act shall take effect upon its passage.

ORDINANCE**DRAFT FOR DISCUSSION PURPOSES 11/22/2013:**

Insert a new Sec. 24-6 as follows, and renumber existing Secs. 24-6 through 24-9 accordingly.

Sec. 24-6 Police Retiree Detail Patrol

The mayor may appoint, at the recommendation of the police chief and as the police chief deems necessary, retired Newton police officers as special police officers, to be known as the Newton Police Retiree Detail Patrol, to perform police details or any duties arising therefrom or during the course of police detail work, whether or not related to the detail work, subject to the following requirements and conditions. Special police officers appointed under this section shall be paid for performing assigned details at the same rate as regular police officers performing assigned details.

(a) The retired police officers shall have been regular Newton police officers and retired from Newton based on superannuation. They shall be subject to the same maximum age restrictions as applied to regular Newton police officers under chapter 32 of the General Laws.

(b) Prior to appointment under this section, a retired Newton police officer shall pass a medical examination by a physician or other certified professional chosen by the City to determine whether the retired Newton police officer is capable of performing the essential duties of a special police officer under this section, the cost of which shall be borne by the retired Newton police officer.

(c) Special police officers appointed under this section shall not be subject to chapter 31 of the General Laws, section 99A of chapter 41 of the General Laws, chapter 150E of the General Laws, or chapter 151A of the General Laws. Special police officers appointed under this section shall not be eligible for special leave, vacation, or other benefits enumerated in article II of chapter 2 of these ordinances.

(d) Special police officers shall, when performing the duties under this section, have the same power to make arrests and perform other police functions as do regular police officers of the City of Newton.

(e) Special police officers shall be appointed for an indefinite term, subject to removal by the mayor or the chief of police at any time with a 14 day written notice.

(f) The workweek for special police officers appointed under this section shall be seven (7) consecutive twenty-four (24) hour periods, for a total of one hundred and sixty-eight (168) hours, which shall commence at 8:00 A.M. at the start of each Monday of the calendar week. In no case shall any special police officer appointed under this section perform police details or any duties arising therefrom in excess of forty (40) hours in any given workweek.

(f) Special police officers appointed under this section shall be subject to the rules and regulations, policies and procedures and requirements as the chief of police and the mayor may impose from time to time, including, but not limited to restrictions on the type of detail assignments, requirements regarding medical examinations to determine continuing capability to perform the duties of a special police officer, requirements for training, requirements for firearms licensing and qualifications and requirements regarding uniforms and equipment. Compliance with all requirements will be at no cost to the City of Newton. Special police officers appointed under this section shall not be subject to section 96B of chapter 41 of the General Laws.

(g) Special police officers appointed under this section shall be sworn before the city clerk of the City of Newton who shall keep a record of all such appointments.

(h) Special police officers appointed under this section shall be subject to sections 100 and 111F of chapter 41 of the General Laws. The amount payable under section 111F of chapter 41 shall be calculated by averaging the amount earned over the prior 52 weeks as a special police officer working police details, or averaged over such lesser period of time for any officer designated as a special police officer less than 52 weeks before the incapacity. In no event shall payment under section 111F of chapter 41 exceed, in any calendar year, the limitation on earning contained in paragraph (b) of section 91 of chapter 32 of the General Laws. Payment under section 111F of chapter 41 shall terminate in accordance with section 111F of Chapter 41 or when a special police officer appointed under this section reaches the age of 65, whichever occurs sooner. If the age limitation applicable to regular police officers serving a city is increased from 65 years of age, the termination of benefits under section 111F of chapter 41, as provided in this section for special police officers, shall terminate at such a higher age limit, but in no event shall the benefits extend beyond the age of 70 for any such special police officer. Special police officers appointed under this section shall not be subject to section 85H or 85H 1/2 of chapter 32, nor eligible for any benefits pursuant thereto.

(i) Appointment as a special police officer under this section does not entitle that person to assignment to any detail.

(j) Retired Newton police officers serving as special police officers under this section shall be subject to the limitations on hours worked and on earnings restrictions as provided in paragraph (b) of section 91 of chapter 32 of the General Laws.