



Finance Committee Agenda

City of Newton In City Council

Monday, June 27, 2016

7 PM
Room 211



RECEIVED
By City Clerk at 3:55 pm, Jun 23, 2016

ITEMS SCHEDULED FOR DISCUSSION:

- #165-16 Mayor's appointment of Michael Engel as a trustee of the Chaffin Fund**
MICHAEL S. ENGEL, 83 Staniford Street, Unit #7, Auburndale, appointed as a lifetime trustee of the Chaffin Fund/Fig Newton Scholarship replacing Charlotte Kaitz. (60 days 06/30/16) [04/22/16 @ 12:53 PM]
- #223-16 Mayor's re-appointment of James A. Pellegrine as a Constable**
JAMES A. PELLEGRINE, 60 Clinton Street, Newton, re-appointed as a Constable for the City of Newton for a term of office to expire June 30, 2019. [06/15/16 @ 3:55 PM]
- #225-16 Transfer \$44,823 within the Library budget to fund utility and other expenditures**
HIS HONOR THE MAYOR requesting authorization to transfer the sum of forty-four thousand eight hundred twenty-three dollars (\$44,823) from the Library's Salaries Accounts to supplement the below Library accounts as follows:
- | | |
|--------------------------|----------|
| Electricity..... | \$22,600 |
| Natural Gas | \$13,700 |
| Water & Sewer..... | \$3,250 |
| Tuition Assistance | \$2,750 |
| Equipment R&M | \$2,523 |
- [06/13/16 @ 3:49 PM]
- #224-16 Authorization to appropriate a \$19,800 grant for drunk driving prevention**
HIS HONOR THE MAYOR requesting authorization to appropriate and expend the sum of nineteen thousand eight hundred dollars (\$19,800) from the Drunk Driving Trust Fund Prevention, Education, and Training Grant for Fiscal Year 2017 from the Massachusetts Office for Victim Assistance awarded to the Police Department. [06/13/16 @ 3:49 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 Jini Fairley, at least two days in advance of the meeting: jfairley@newtonma.gov, or 617-796-1253. For Telecommunications Relay Service dial 711.*

Referred to Public Facilities and Finance Committees

#226-16 **Transfer \$233,013.67 within the DPW snow removal line items**
HIS HONOR THE MAYOR requesting authorization to transfer the sum of two hundred thirty-three thousand thirteen dollars and sixty-seven cents (\$233,013.67) from the Public Works Regular Overtime Snow Operations Account to the Public Works Snow Removal Rental Vehicles/Buildings/Schools. [06/13/16 @ 3:49 PM]
Public Facilities on 06/22/16

#228-16 **Transfer of funds within DPW Budget to fund safety bollards in West Newton Square**
HIS HONOR THE MAYOR requesting authorization to transfer the sum of thirty thousand dollars (\$30,000) from the Public Works Salaries Account to the Public Works Property Repairs and Maintenance Account for the purpose of funding the installation of safety bollards in West Newton Square. [06/13/16 @ 3:49 PM]

Referred to Public Facilities and Finance Committees

#229-16 **Taking of a temporary construction easement for the Elliot St Bridge Project**
HIS HONOR THE MAYOR recommending that the City Council acquire temporary construction easement through an eminent domain taking in the private lands of 393-396 and 404-406 Elliot Street, a distance of 135' ±, and award damages to be determined to Chatham Properties. [06-20-16 @11.26 AM]
Public Facilities Approved 8-0 on 06/22/16

Referred to Programs & Services, Public Facilities, and Finance Committees

#357-15 **Request for CPA funding for the Newton Highlands Playground**
COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of two million five hundred thousand dollars (\$2,500,000) from the Community Preservation Fund's open space and general reserves or fund balance to the Parks & Recreation Department, for the rehabilitation of the Newton Highlands Playground at Winchester and Dedham Streets, as described in the proposal submitted to the Community Preservation Committee in November 2015. [12/15/15 @ 12:32 PM]
Programs & Services Approved 8-0 on 06/22/16
Public Facilities Approved 8-0 on 06/22/16

Referred to Public Facilities and Finance Committees

#227-16 **Request to appropriate \$13,129,065 for Fire Station 3/HQ Project**
HIS HONOR THE MAYOR requesting authorization to appropriate the sum of thirteen million one hundred twenty-nine thousand sixty-five dollars (\$13,129,065) from bonded indebtedness for the purpose of funding the Fire Station 3/Headquarters Construction Project. [06/13/16 @ 3:49 PM]
Public Facilities Approved 8-0 on 06/22/16

- #174-16** **Acceptance of MGL Chapter 60 Section 1 of MGL**
COUNCILORS SANGIOLO, HARNEY and COTE requesting adoption of local option provision in Chapter 60A, Section 1 of Massachusetts General Law that exempts military personnel from paying excise tax if they are deployed outside the state for at least 45 days. [4/27/16 @ 1:39 PM]
- #40-16** **Request to accept MGL 149 Sec 148C related to earned sick time for employees**
COUNCILOR SANGIOLO requesting that City of Newton formally accept and/or take all necessary steps to accept Massachusetts General Law Chapter 149, Section 148C, in order to qualify full-time, part-time, seasonal, and temporary employees coverage under the earned sick time regulation, 940 CMR 33, as approved by the voters of Massachusetts in the 2014 Election as Ballot Question 4 – Earned Sick Time for Employees. [01/19/16 @ 2:35 PM]
- #173-16** **Interest charges on late payment of utility bills**
COUNCILOR SANGIOLO requesting creation of a policy or ordinance related to interest charges on late payments of utility bills to the City and proportional return of interest charges if or when the utility bill is abated. [04/27/16 @ 1:39 PM]

Items Not Scheduled for Discussion at this Meeting:

- #209-16** **Discussion of expenditures related to the Complete Streets Grant**
COUNCILOR FULLER requesting discussion regarding expenditures related to the Complete Streets grant with representatives of the Department of Public Works. [05/26/16 @ 1:11 PM]

Referred to Programs & Services, Public Facilities and Finance Committees

- #175-16** **Authorization to enter into a settlement agreement with National Grid.**
HIS HONOR THE MAYOR requesting authorization for the City to enter into a settlement agreement with Boston Gas Company d/b/a National Grid. [04/25/16 @ 6:52 PM]

Referred to Public Facilities and Finance Committees

- #191-16** **Funding to relocate the Zervas modulars to NSHS and Brown Middle School**
HIS HONOR THE MAYOR requesting authorization to transfer the sum of five hundred thousand dollars (\$500,000) to the Public Buildings Department for the purpose of funding the relocation modular classrooms from the Zervas Elementary School to Newton South High School and Brown Middle School from the following accounts:

<u>Department</u>	<u>Account</u>	<u>Amount</u>
Executive Office	Full-time Salaries	\$40,000
Treasury	Debt Service (010772-582A48)	\$403,784
Treasury	Debt Service (010772-582A49)	\$21,216

Financial Info Systems Full-time Salaries \$35,000
 [05/09/16 @ 4:59 PM]

#112-16 Appropriation of mitigation funds for pedestrian and traffic improvements
HIS HONOR THE MAYOR requesting authorization to appropriate and expend the following Mitigation Funds:

A. Village Café at 719 Washington Street	\$2,500
B. 258 Nevada Street at Linwood Street	\$1,500
C. Cherry Street at Washington Street	\$2,000
D. O'Hara's Restaurant, Newton Highlands	\$2,500
E. Rox Diner Parking & Pedestrian Improvements	\$2,500
G. Canton Circle LLC, 714-724 Beacon Street	\$10,000

#287-15 Submittal by the Mayor of the 5-Year Financial Forecast
HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 5-Year Financial Forecast for Board of Aldermen review/acceptance. [10/01/15 @ 1:53 PM]

Referred to Public Facilities and Finance Committees

#223-15 Discussion on the process of licensing the use of city buildings
ALD. LAREDO requesting a discussion of the process of licensing the current and future use of city building, including: (a) how licensees may request the use of city buildings; (b) the process for determining which licensees will get the use of city buildings; (c) how the fees for the use of city buildings are set; and (d) how the current process compares to the process for permitting the use of school buildings. [08/13/15 @ 11:20 AM]

#190-15 Discussion of a policy to record all meetings and post all meeting materials online
ALD. SANGIOLO requesting a discussion with the Executive Department relative to creating a policy to require audio recordings of all meetings of boards and commissions and requiring them to be posted to the City's website, as well as posting of all documentation that is reviewed by boards and commissions and/or by their designated City staff member.

Referred to Zoning & Planning, Land Use and Finance Committees

#104-15 Qualification of affordable units developed at Comm Ave, Pearl St, and Eddy St
ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department re how many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify for inclusion on the State's Subsidized Housing Inventory List; if a property is not on the list, what can be done to make it eligible. [04/09/15 @ 12:00 PM]

- #31-15(3) Discussion of Financial Impact of Leaf Blower Ban on Newton's Budget**
PROGRAMS & SERVICES COMMITTEE requesting a discussion of the financial impact of a seasonal leaf blower ban on the City's operating budget. [03/24/16 @1:41 PM]

Referred to Programs & Services and Finance Committees

- #31-15(4) Amend Chapter 20 Section 51 Civil Fine for Littering to Include Yard Waste**
PROGRAMS & SERVICES COMMITTEE requesting that the City of Newton Ordinances Chapter 20, Section 51, Depositing of Litter, be amended to include leaves, yard waste, and other similar material, and that civil fines be associated with violations of the section and added to Chapter 20, Section 21. [03/24/16 @1:41 PM]

Referred to Land Use and Finance Committees

- #49-14 Implementation of technology to monitor compliance with special permits**
LAND USE COMMITTEE requesting discussion with the Chief Financial Officer and the Chief Information Officer regarding the critical need to implement technology which enables the development, management and use of shared, searchable, mobile-accessed (both read and write) database which contains parcel-based information that can be accessed by all city departments (including Planning, Inspectional Services (ISD), Assessing, Engineering, Fire, Police, Health), the Board of Aldermen and the community. This technology must support the work of ISD and other departments in both the office and the field to more effectively and efficiently monitor and enforce compliance with approved special permits and other related Board Orders. [02/10/14 @ 6:47 PM]

- #248-12 Ordinance amendments to Article IV Purchases and Contracts**
RECODIFICATION COMMITTEE recommending that **ARTICLE IV. PURCHASES AND CONTRACTS, Secs. 2-182 through 2-205**, be amended to make it consistent with state law.

Respectfully submitted;

Leonard J. Gentile, Chair



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

RECEIVED
Newton City Clerk

2016 APR 22 PM 12:53

David A. Olson, CMC
Newton, MA 02459

#165-16

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(617) 796-1100

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(617) 796-1089

E-mail
swarren@newtonma.gov

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Ladies and Gentlemen:

I am pleased to appoint Michael S. Engel of 83 Staniford Street, Unit #7, Newton as a trustee of the John C. Chaffin Fund. His appointment is subject to your confirmation.

Thank you for your attention to this matter.

Very truly yours,

Setti D. Warren

Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

FIELD EXPERIENCE

- 2015-Present** **Madeline English Elementary/Middle School, Everett, MA**
School Guidance Counselor - 450 student case load
- PARCC administration
 - Director of Kiwanis Student Builders Club
 - Deployment of RTI (Response to Intervention) peer tutoring program
 - Handle all 504 plans on my caseload
 - Conduct IEP mandated student observations
 - Directly assist Educational Team Leader in IEP meetings with parents/guardians/advocates
 - Teach guidance curriculum in classrooms
 - IEP counseling consults
 - Interact with students individually to help them make more appropriate academic plans and life decisions
 - Active member of The Massachusetts School Counseling Association
 - Complete IEP progress reports
 - Basic French Creole speaker
 - Deployment of tardiness reduction program through parent meetings, SRO communication and positive reinforcement with students
 - Extensive Utilization of translators for ELL parent meetings
- 2008-2015** **Everett High School, Everett, MA**
School Guidance Counselor - 530 student case load
- Was awarded the prestigious Everett Public Schools Gold Apple Award in 2010
 - Teach guidance curriculum within classrooms
 - Interact with students individually to help them make more appropriate academic plans and life decisions
 - Selected to work on and eventually help coordinate The Race To The Top Campaign within Everett Public Schools
 - Manage all 504 plans and their respective meetings on my case load
 - Create and run workshop for Guidance staff focusing on details of online management program – X2 Aspen
 - Selected to write and administer \$38,000 "Safe Schools" grant
 - Administer MCAS
 - Deliver monthly classroom lesson plans
 - Manage all class scheduling needs
 - Create cumulative tracking sheets to ensure timely graduation
 - Liaison to team of freshmen teachers to ensure smooth transition to high school
 - Maintain a file for each student including all current academic and home life documentation
 - Assist athletes with NCAA Clearing House procedures
 - Active member of The Massachusetts School Counseling Association
 - Director of ELL (English Language Learner) Summer Academy which deployed differentiated and personalized reading instruction/programs
 - 10th grade students scored the highest ever score on the MCAS, School moved up a level
 - Awarded perfect attendance award
- 2007- 2008** **Newton South High School Internship, Newton, MA**
Internship in Newton South High School Guidance Department
- Counsel students on a one to one basis helping them develop adjustment and problem solving abilities
 - Organize group sessions, including norms, introductions and ice breakers
 - Coordinate with Director of Guidance to create a safe and engaging environment
 - Consult with a team of five counselors to improve school services
 - Administration of career assessments to meet the needs of individuals and groups
 - Organize initiative for the Newton South Club Organization
 - Consult with parents to improve student's academic experience
- 2007-2008** **Boston English High School Practicum, Jamaica Plain, MA**
Internship, Boston English Guidance Department
- Work under the supervision of a certified guidance counselor
 - Interface with students to simplify their college application process
 - Provide computer services within the college center
- 2005-2006** **Countryside School Elementary School, Newton, MA**
Substitute teacher

EDUCATION

- 2013-2015** Educator Leadership Institute (EDCO-Endicott College) Newton, MA
M.E.D. Organizational Management
- 3.96 GPA
 - 500 hour internship at The George Kevarian Elementary/Middle School Everett, MA
 - Worked directly with school principal
 - Created School Improvement Plan (SIP)
- 2006-2008** University of Massachusetts Boston, Boston, MA
M.E.D. School Counseling
- 3.5 GPA
 - Active member of The Massachusetts School Counselors Association
- 1996-2000** Trinity College, Hartford, CT
B.A. - English Literature, Performance Arts
- Varsity Football; Varsity Lacrosse
 - Actor, Trinity College theatre productions
 - Reporter, *Trinity Tripod* campus newspaper
 - Tutor, Trinity/Hartford Learning Corridor Initiative
- 1995-1996** Phillips Academy Andover, Andover, MA
Post Graduate Year, High School Diploma
- GPA 3.5
 - Football quarterback, second undefeated season in school's 227-year history
 - Actor, Phillips Academy theatre productions
 - Winner of Hubbard lacrosse leadership award
- 1991-1995** Newton North, Newton, MA
Graduate
- Lacrosse All American; *Boston Globe* "Player of the Year"
 - Captain, State Championship lacrosse team; Football: Bay State League All Star quarterback
 - Big Brother, Boston Chapter Big Brother Big Sister
 - Future leaders program participant

COACHING

- **Head Varsity Lacrosse Coach** - Marian High School, Framingham, MA
- **Quarterback Coach** - Harlem Hellfighters, Harlem, NY
- **Head Varsity Lacrosse Coach** Medford, Ma High School
- **Head Lacrosse Coach, U17 Team Central Lacrosse Program**

Department of Elementary and Secondary Education (DESE)
 Current Licensure:

School Guidance Counselor grades 5-12

Principal/Vice Principal grades k-8

Sheltered English Immersion (SEI) Administrative Certification



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#223-16

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E-mail
swarren@newtonma.gov

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

Ladies and Gentlemen:

I am pleased to reappoint James A. Pellegrine of 60 Clinton Street, Newton as a Constable for the City of Newton. His term of office shall expire June 30, 2019 and his appointment is subject to your confirmation.

Thank you for your attention to this matter.

Sincerely Yours,

Setti D. Warren
Mayor

RECEIVED
NEWTON CITY HALL
2016 JUN 15 AM 8:41
DAVID A. OLSON, DNS
NEWTON, MA 02459

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

June 13, 2016

His Honor the Mayor
City of Newton
1000 Commonwealth Avenue
Newton Center, Massachusetts 02459

Dear Honorable Mayor Warren,

As you can see, my experience serving the public is a lifelong endeavor. After graduating from Newton Public Schools, I went on to work for the City beginning with the school system, then to city hall in the print shop, from there to the Newton Police Department until I retired in January of 2009. Presently I own a successful cleaning business working for businesses and residential homeowners all over the city.

I feel my success in dealing with the public is from my employment opportunities and the many charitable organizations, I have been part of including the Newton Boys and Girls Club, Nonantum Children's Christmas Party Association, Newton Special Athletics and as post Advisor for the Newton Police Explorers Post for twenty years. I am a member of the Newton Sons of Italy, the Newton Knights of Columbus and the Italian American Police Officers Association.

I take pride in the numerous young adults I have mentored and the small part I have played in fulfilling their dreams to succeed in law enforcement and athletics. It was also gratifying to redirect young adults and small children to a better future by maintaining my involvement in charitable organizations from a very young age.

An appointment as a constable would be a perfect way for me to use my knowledge and longtime experience with the public in the City of Newton. Your consideration in this matter would be greatly appreciated.

Sincerely,


James A. Pellegrine



The Hanover Insurance Company | 440 Lincoln Street, Worcester, MA 01653
Citizens Insurance Company of America | 645 West Grand River Avenue, Howell, MI 48843
Massachusetts Bay Insurance Company | 440 Lincoln Street, Worcester, MA 01653

PUBLIC OFFICIAL BOND

Bond No.: BONA856596

Know all men by these presents,

That James A. Pellegrine

as Principal, and The Hanover Insurance Company and/or Massachusetts Bay Insurance Company having its executive office in Worcester, Massachusetts, as Surety, are held and firmly bound unto the City of Newton in the penal

sum of Five Thousand Dollars (\$ 5,000.00) Dollars, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, the liability of the Surety being limited to said penal sum regardless of the number of years this bond remains in force or is renewed or of the number of premiums that shall be payable or paid.

The condition of this obligation is such, That, Whereas the said Principal was elected or appointed as Constable

Now, therefore, if the Principal shall, during the term three years beginning on the 24th day of February, 2016, well and faithfully perform all and singular the duties incumbent upon it in said office or position, then this obligation shall be void; otherwise it shall be and remain in full force and virtue.

This bond may be extended at the option of the Surety by continuation certificate.

This bond may be terminated and cancelled, at any time, by the Obligee giving written notice to the Surety specifying the effective date of cancellation, or by the Surety mailing written notice to the Obligee and the effective date of such cancellation shall be at the expiration of fifteen days after the date of such notice.

In Witness Whereof, the Principal has hereunto set its hand and seal and the Surety has affixed its corporate seal and caused these presents to be signed by its Attorney-in-Fact this 24th day of February, 2016.

Witness:

James A. Pellegrine *James A. Pellegrine*

By: _____

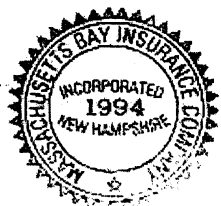
THE HANOVER INSURANCE COMPANY

By: _____

MASSACHUSETTS BAY INSURANCE COMPANY

By: *David O. Smith*
David O. Smith, Attorney-in-Fact

RECEIVED
NOTARY
NEWTON
2016 MAR 0 AM 3:08
David O. Smith
Notary Public
Newton MA 02459



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

David O. Smith

of Burgin, Platner, Hurley, Quincy, MA

and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, knowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Constable

in the amount of: \$5,000.00

WHEREAS, the Board of Directors of the Company duly adopted a resolution on March 24, 2014 authorizing and empowering certain officers of the Company to appoint attorneys-in-fact of the Company to execute on the Company's behalf certain surety obligations and other writings and obligations related thereto (the "Original Surety Resolution");

WHEREAS, the Company's Board of Directors wishes to affirm the continued authority of all of the attorneys-in-fact that were issued pursuant to the Original Surety Resolution prior to the date hereof and that remain issued and outstanding; and

WHEREAS, the Company's Board of Directors wishes to restate the Original Resolution and adopt certain related resolutions;

NOW THEREFORE, be it hereby:

RESOLVED: That the authority of all attorneys-in-fact of the Company validly issued pursuant to the Original Surety Resolution prior to the date hereof and that remain issued and outstanding as of the date hereof are hereby ratified, confirmed and approved in all respects.

RESOLVED: That the President or any Vice President, in conjunction with any Vice President, be and they hereby are authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as it acts, to execute and acknowledge for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons.

RESOLVED: That all such surety Attorneys-in-facts issued by the Company from and including the date hereof shall be authorized pursuant to the foregoing resolution (the "Surety Resolution").

RESOLVED: That the President or any Vice President of the Company, in conjunction with any Vice President, be and hereby are authorized and empowered to establish, and from time to time review and amend, written security measures, protocols and safeguards for all Attorneys-in-fact issued by the Company pursuant to the Surety Resolution, including without limitation, security features on the actual certificates issued by the Company and evidencing such Attorneys-in-fact.

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this 27th day of April, 2015.



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

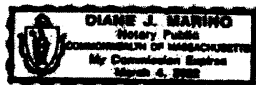
Robert Thomas
Robert Thomas, Vice President

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

J. Michael Pace
J. Michael Pace, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this 27th day of April 2015 before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Diane J. Marino
Diane J. Marino, Notary Public
My Commission Expires March 4, 2022

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 24th day of February 2016.

CERTIFIED COPY

Theodore G. Martinez
Theodore G. Martinez, Vice President



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#225-16

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E-mail
swarren@newtonma.gov

June 13, 2016

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Council docket for consideration a request to transfer the sum of \$44,823 from Newton Free Library Salary to the following accounts to utility and other incidental expenditures:

- \$22,600 to 0160102 5210 Electricity from 0160103 511101 Salaries PT < 20 hrs
- \$13,700 to 0160102 5211 Natural Gas from 0160103 511001 Salaries FT
- \$ 3,250 to 0160102 5230 Water & Sewer from 0160103 511102 Salaries PT > 20 hrs.
- \$ 2,750 to 0160103 5321 Tuition Assistance from 0160103 511102 Salaries PT > 20 hrs
- \$ 2,523 to 0111507 52408 Dept. Equipment R&M from 0160103 511102 Salaries PT > 20 hrs

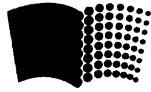
Thank you for your consideration of this matter.

Sincerely,

Setti D. Warren
Mayor

RECEIVED
Newton City Hall
2016 JUN 13 PM 3:49
DAVID A. OLSON, CMC
Newton, MA 02459





Newton Free Library

The door to your imagination

Library Director
Philip E. McNulty



Mayor
Setti D. Warren

June 13, 2016

Ms. Maureen Lemieux
Chief Financial Officer
City of Newton

Re: Transfers to close out fiscal year 2016.

Dear Maureen,

The Library requests that the following transfers be made to accommodate anticipated shortfalls.

- \$22,600 to 0160102 5210 Electricity from 0160103 511101 Salaries PT < 20 hrs
- \$13,700 to 0160102 5211 Natural Gas from 0160103 511001 Salaries FT
- \$ 3,250 to 0160102 5230 Water & Sewer from 0160103 511102 Salaries PT > 20 hrs.
- \$ 2,750 to 0160103 5321 Tuition Assistance from 0160103 511102 Salaries PT > 20 hrs
- \$ 2,523 to 0111507 52408 Dept. Equipment R&M from 0160103 511102 Salaries PT > 20 hrs

This total of \$44,823 would leave us with an estimated budget surplus in non-benefit personnel lines of \$5100, after allocating funds to our attrition line. We are holding several utility bills until this transfer can be accomplished and the transfer to Public Buildings will cover existing bills for fire extinguisher inspections.

Sincerely Yours,

Philip E. McNulty
Library Director



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#224-16

Telephone
(617) 796-1100

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E-mail
swarren@newtonma.gov

June 13, 2016

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

RECEIVED
Newton City Hall
2016 JUN 13 PM 3:49
DAVID A. OLSON, CLERK
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Council docket for consideration a request to authorize the acceptance and appropriation of the sum of \$19,800 awarded for a Drunk Driving Trust Fund Prevention, Education and Training Grant for FY2017. The Massachusetts Office for Victim Assistance has awarded funds to the High School PSA in the amount of \$10,400 and to the SADD (Students Against Destructive Decisions Newton Chapter in the amount of \$9,400.

Thank you for your consideration of this matter.

Sincerely,

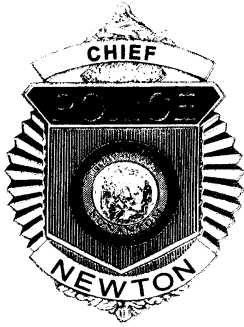
Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE



City of Newton Police Department



TELEPHONE
(617) 796-2101
FAX # (617) 796-3679

Office of the Chief of Police
HEADQUARTERS
1321 WASHINGTON STREET
NEWTON, MASSACHUSETTS 02465

DAVID L. MacDONALD
CHIEF OF POLICE

May 31, 2016

The Honorable Mayor Setti Warren
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459-1449

Re: Request to Receive and Expend Grant Funds

Mayor Warren and Members of the City Council,

The Newton Police Department has been officially notified that we have been awarded a Drunk Driving Trust Fund Prevention, Education and Training (DDTF PET) grant for F72017, effective July 1, 2016. The Massachusetts Office for Victim Assistance has awarded funds to the High School PSA in the amount of \$10,400.00, and to the SADD (Students Against Destructive Decisions Newton Chapter) in the amount of \$9,400.00. Attached are copies of the Award Letter and Funding Request Worksheets for each agency which provide a breakdown of the expenditure of these funds.

I am respectfully request that you docket an item with the Board of Aldermen to accept the grant in the total amount of \$19,800.00. Thank you for your consideration of this matter.

Respectfully,

David L. MacDonald
Chief of Police

cc: Maureen Lemieux
David Wilkinson

Enclosures(3)

DLM/ip





May 18, 2016

Chief David MacDonald
Chief of Police
Newton Police Department
1321 Washington Street
Newton, MA 02465

RE: FY2017 DDTF PET Award Notification

Dear Chief MacDonald,

On behalf of the Victim and Witness Assistance Board, the Massachusetts Office for Victim Assistance is pleased to inform you that the Newton Police Department has been awarded a Drunk Driving Trust Fund Prevention, Education and Training (DDTF PET) grant for FY2017. Pursuant to this award, services may begin July 1, 2016 and expenditures for this contract may not begin earlier than this date. Funds have been awarded as follows for program(s) within your agency:

High School PSA - \$10,400.00

SADD- Students Against Destructive Decisions Newton Chapter - \$9,400.00

Attached to your award e-mail, you will find documents pertaining to your contract:

- 2016 DDTF Policies & Procedures Manual
- FY17 DDTF PET Contract Conditions
- Blank DDTF Budget Form for revision

Please submit the *signed contract conditions and updated budget to MOVA* via mail and email to One Ashburton Place, Suite 1101, Boston MA, 02108 no later than **June 8, 2016**.

Your Grants Manager is Kristin Potrikus. She can be reached at kristin.potrikus@state.ma.us and is available to assist you throughout the contracting process. **We must receive the enclosed, completed documents no later than the above due date in order for our office to finalize a contract for this DDTF award.**

Thank you for all of your work. We look forward to working with you towards our goal of enhancing OUI prevention, education and training across the Commonwealth.

Sincerely,

Liam T. Lowney
Executive Director

CC: Chief David MacDonald, David Wilkinson, Daniel Devine



**Drunk Driving Trust Fund (DDTF)
Funding Request Worksheet**

[Print Funding Request Instructions](#)

Organization

Program

Contact Name

Contact E-mail

Fill out this form by completing the requested information in each applicable box. All required information (including the funding request narrative) must be provided; however, any category of expense not applicable to your budget may be left blank, or enter "N/A." This funding request must include only those expenses to be paid with DDTF funding, and only those costs listed below as allowable. Note that the Funding Request Summary Page is an auto-calculated page based on the information you provide in the preceding pages.

Employees: Salary and Fringe for all individuals directly involved in carrying out the specified project.

Consultants: For all individuals who are contracted with by the subgrantee in order to provide a service that the awarded agency is not able to provide. Include hourly rate and total billable hours for the span of the contract.

Travel: Transportation & mileage for all employees directly involved in carrying out the specified project.

Supplies & Equipment: Supplies are considered expendable items that fall under the categories of printing, postage, communications, program supplies and costs, publicity/advertising, office supplies, insurance (professional liability), equipment maintenance/repair/lease (prorated if shared), household supplies, etc. Equipment is considered non-expendable items costing more than \$1,000 that may include phone systems, photocopiers, fax machines, computers, overhead and LCD projectors, VCR/DVD, television sets, TTY/TDD machines and braille equipment, filing cabinets, desk and chairs, lighting, memberships with professional organizations, etc.

Program Implementation Costs: Any other costs that are directly associated with the management of the project, that must be reasonable cost figures based on market analysis, and subject to the approval of a MOVA grants staff member.

A budget narrative section is also provided to you for each category within this worksheet. This is where your justification and/or linkages to the program narrative must be entered. For requests that require pro-rated costs, such as rent or utilities, you must include the pro-rate calculation you used to determine the cost your DDTF program will be responsible for. If you need additional space for the budget narrative, a separate document can be included as the budget narrative with a note in the narrative space on this form referring to that document.

Please keep in mind that funding requests are submitted to MOVA during the application process and reviewed by the procurement team, MOVA staff, and Board. Funding requests should not be considered finalized, and funding recipients should not commit funds until a contract with MOVA is executed.

[View Funding Request Summary](#)

Employees

#224-16

List each position by title and name of employee, if available. Show the hourly rate and the the number of hours to be devoted to the project.

Fringe benefits should be based on actual known costs or an approved negotiated rate. If not based on an approved negotiated rate, list the composition of the fringe benefit package in the appropriate Budget Narrative section. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

Employee Name	Title	Service Category	Hourly Rate	Hours per Week	Weeks per Year	Fringe	Amount	
Newton Police	Sergeant	Direct Service	\$51.71	1	37		\$1,913.27	
Newton Police	Officers	Direct Service	\$42.56	4	37		\$6,298.88	
Dan Devine	Officer	Administrative Support	\$42.56	0.5	32		\$680.96	
Total								\$8,893.11

X
X
X

Add row

View Funding Request Summary

Consultants

For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project.

Consultant Name	Organization	Service Category	Fee	Total Hours	Amount
N/A					
Total					

X

Add row

View Funding Request Summary

Travel

Itemize travel expenses of staff personnel by purpose (e.g., staff to training, field interviews, advisory group meeting, etc.). Describe the purpose of each travel expenditure in reference to the project objectives in the Budget Narrative section and show the basis of computation (e.g., six people to 3-day training). In training projects, travel and meals for trainees should be listed separately. Show the number of trainees and the unit costs involved. Identify the location of travel, if known; or if unknown, indicate "location to be determined."

Purpose	Service Category	Item	Quantity	Unit Price	Amount
N/A					

X

Total

#224-16

Add row

View Funding Request Summary

Supplies & Equipment

List items by type (office supplies, postage, training materials, copying paper, and expendable equipment items costing less than \$1,000, such as books, hand held tape recorders). Generally, supplies include any materials that are expendable or consumed during the course of the project. Note that this table will automatically identify items as "Supplies" or "Equipment" based on their unit price.

Item	Service Category	Quantity	Unit Price	Description	Amount
Food and Beverage	Direct Service	1	\$506.89	Supply Item	\$506.89
Total					\$506.89

X

Add row

View Funding Request Summary

Program Implementation Costs

List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent or provide a monthly rental cost and how many months to rent, explained fully in the Budget Narrative section. Public agencies' indirect costs may be included here, as well.

Item	Service Category	Quantity	Unit Price	Amount
N/A				
Total				

X

Add row

View Funding Request Summary

Funding Request Narrative

#224-16

Please provide a brief narrative, explaining what the allocated money for each line item will be used for. If no money will be allocated to that line item, please indicate "n/a" or "none." For rent requests, you must enter the pro-rated calculation you used to determine you amount requested.

For example: *We have allocated \$30,000 to "Personnel" to cover 1 FTE for 18 months, for the oversight and management of the DDTF program. This staff person will oversee the DDTF Program which includes but is not limited to grants management, site visits, and processing statistical and financial reports.*

Line Item	Description
Employees	The Newton Police Department plans to use \$8,893.11 in planning and holding meetings with students. These plannings and meetings will consist of a Sergeant and four patrol officers. The grant will be maintained for roughly 37 weeks during the school year. the intention is to hold meetings once a month. Officer Devine will be the staff person who will prepare and submit all required paperwork.
Consultants	N/A
Travel	N/A
Supplies & Equipment	The Newton Police Department is requesting \$506.89 for the purchase of food and beverages while having these meetings with the students.
Program Implementation Costs	N/A



MASSACHUSETTS OFFICE FOR VICTIM ASSISTANCE

Drunk Driving Trust Fund (DDTF)

Funding Request Worksheet

Print Entire Funding Request

Print Funding Request Summary

Organization

Program

Contact Name

Contact E-mail

Expense Item	Direct Service	Admin Support	Total Request
Employees	\$8,212.15	\$680.96	\$8,893.11
Consultants			
Travel			
Supplies & Equipment	\$506.89		
Program Implementation Costs			
Total	\$8,719.04	\$680.96	\$9,400.00

Direct Services 93%

Administrative Support 7%



Drunk Driving Trust Fund (DDTF)
Funding Request Worksheet

[Print Funding Request Instructions](#)

Organization

Program

Contact Name

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[View Funding Request Summary](#)

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#224-16

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Total							\$8,893.11

X
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View Funding Request Summary

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N/A					
Total					

X

Add row

View Funding Request Summary

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Purpose	Service Category	Item	Quantity	Unit Price	Amount

X

Total

#224-16

Add row

View Funding Request Summary

Supplies & Equipment

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Item	Service Category	Quantity	Unit Price	Description	Amount
Food and Beverage	Direct Service	1	\$506.89	Supply Item	\$506.89
Two (2) \$500 Gift Cards	Direct Service	2	\$500.00	Supply Item	\$1,000.00
Total					\$1,506.89

X

X

Add row

View Funding Request Summary

Program Implementation Costs

List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent or provide a monthly rental cost and how many months to rent, explained fully in the Budget Narrative section. Public agencies' indirect costs may be included here, as well.

Item	Service Category	Quantity	Unit Price	Amount
N/A				
Total				

X

Add row

View Funding Request Summary

Funding Request Narrative

#224-16

Please provide a brief narrative, explaining what the allocated money for each line item will be used for. If no money will be allocated to that line item, please indicate "n/a" or "none."
For rent requests, you must enter the pro-rated calculation you used to determine you amount requested.

For example: *We have allocated \$30,000 to "Personnel" to cover 1 FTE for 18 months, for the oversight and management of the DDTF program. This staff person will oversee the DDTF Program which includes but is not limited to grants management, site visits, and processing statistical and financial reports.*

Line Item	Description
Employees	The Newton Police Department plans to use \$8,893.11 in planning and holding meetings with students. These plannings and meetings will consist of a Sergeant and four patrol officers. The grant will be maintained for roughly 37 weeks during the school year. the intention is to hold meetings once a month. Officer Devine will be the staff person who will prepare and submit all required paperwork.
Consultants	N/A
Travel	N/A
Supplies & Equipment	The Newton Police Department is requesting \$506.89 for the purchase of food and beverages while having these meetings with the students. Newton would also like to give a \$500 gift card for best PSA to the winner of each school. These prizes will have a total of \$1000.
Program Implementation Costs	N/A



MASSACHUSETTS OFFICE FOR VICTIM ASSISTANCE

Drunk Driving Trust Fund (DDTF)

Funding Request Worksheet

#224-16

Print Entire Funding Request

Print Funding Request Summary

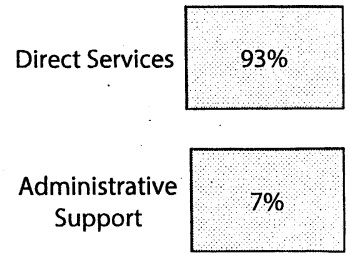
Organization Newton Police Department

Program Newton High Schools PSA: The Dangers of Drinking and Driving

Contact Name Daniel Devine

Contact E-mail ddevine@newtonma.gov

Expense Item	Direct Service	Admin Support	Total Request
Employees	\$8,212.15	\$680.96	\$8,893.11
Consultants			
Travel			
Supplies & Equipment	\$1,506.89		
Program Implementation Costs			
Total	\$9,719.04	\$680.96	\$10,400.00





SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#226-16

Telephone
(617) 796-1100

Facsimile
(617) 796-1113

TDD/TTY
(617) 796-1089

E-mail
swarren@newtonma.gov

June 13, 2016

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Council docket for consideration a request to transfer the sum of \$233,013.67 from Acct # 0140110-513001 Regular Overtime Snow Operations to Acct # 0140110-5273A Snow Removal Rental Vehicles/Buildings/Schools. As is the case each year, we need to re-shuffle the amount of funding based on actual costs of in-house versus contracted snow removal operations.

Thank you for your consideration of this matter.

Sincerely,

Setti D. Warren
Mayor

RECEIVED
NEWTON CITY HALL
2016 JUN 13 PM 3:49
DAVID A. OLSEN, CFO
NEWTON, MA 02459



City of Newton



DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE COMMISSIONER

1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

Setti D. Warren
Mayor

June 6, 2016

To: Leonard Gentile, Councilor
Maureen Lemieux, CFO
David Wilkinson, Comptroller

From: James McGonagle, Commissioner of Public Works

Subject: Transfer of Snow Funds

I request that you reallocate the \$233,013.67 surplus from account 0140110-513001 Regular Overtime to account 0140110-5273A Rental Vehicles/Buildings/Schools. The purpose of the transfer is to close out all snow accounts for Fiscal Year 2016. The City of Newton spent a total of \$3,589,148.23 to remove 35.7 inches of snow in FY16. The total cost of personnel services was \$926,421.33 and the total cost of equipment, salt, and contracted services came to \$2,662,726.90.

Thank you for your consideration.

Jim McGonagle
Commissioner of Public Works

Jim McGonagle
Commissioner

Telephone: (617) 796-1009 • Fax: (617) 796-1050 • jmcgonagle@newtonma.gov

BUDGET CODE	BUDGET CODE	Title	Account	Account Title	Budget	Period Expenses	YTD Expenses	Encumbrances	Balance
0140110	SNOW/ICE CONTROL		511001	FULL TIME SALARIES	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		511002	FULL TIME WAGES	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		511101	PART TIME < 20 HRS/WK	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		513001	REGULAR OVERTIME	\$ 813,197.57	\$ -	\$ 580,183.90	\$ -	\$ 233,013.67
0140110	SNOW/ICE CONTROL		513001A	REG OVERTIME-BLDG/SCHLS	\$ 132,904.68	\$ -	\$ 132,904.68	\$ -	\$ -
0140110	SNOW/ICE CONTROL		513001E	OVERTIME/VEH MAINT-SNOW	\$ 42,886.95	\$ -	\$ 42,886.95	\$ -	\$ -
0140110	SNOW/ICE CONTROL		513004	WORK BY OTHER DEPTS.	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		514311	SNOW STAND-BY PAY	\$ 149,019.04	\$ -	\$ 149,019.04	\$ -	\$ -
0140110	SNOW/ICE CONTROL		514318	SNOW WATCH PAY	\$ 20,840.31	\$ -	\$ 20,840.31	\$ -	\$ -
0140110	SNOW/ICE CONTROL		514321	PROMPTNESS PAY STIPEND	\$ 586.45	\$ -	\$ 586.45	\$ -	\$ -
				Total Personnel	\$ 1,159,435.00	\$ -	\$ 926,421.33	\$ -	\$ 233,013.67
0140110	SNOW/ICE CONTROL		52403	MOTOR VEHICLE R-M	\$ 15,560.65	\$ -	\$ 15,560.65	\$ -	\$ -
0140110	SNOW/ICE CONTROL		52409	PUBLIC PROPERTY R-M	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		52410	SOFTWARE MAINTENANCE	\$ 127,617.61	\$ -	\$ 119,767.27	\$ 7,850.24	\$ 0.10
0140110	SNOW/ICE CONTROL		5273	RENTAL - VEHICLES	\$ 1,043,208.77	\$ -	\$ 613,957.39	\$ -	\$ 429,251.38
0140110	SNOW/ICE CONTROL		5273A	RENTAL-VEH BLDG/SCHLS	\$ 424,735.00	\$ 3,000.00	\$ 751,208.50	\$ -	\$ (326,473.50)
0140110	SNOW/ICE CONTROL		5273C	RENTAL-BOB CATS/SNOW BL.	\$ 37,871.47	\$ 5,410.21	\$ 38,046.47	\$ -	\$ (175.00)
0140110	SNOW/ICE CONTROL		5301	CONSULTANTS	\$ -	\$ -	\$ 4,800.00	\$ -	\$ (4,800.00)
0140110	SNOW/ICE CONTROL		5342	PRINTING	\$ (88.00)	\$ -	\$ 124.00	\$ -	\$ (212.00)
0140110	SNOW/ICE CONTROL		5386	WEATHER FORECAST SVS	\$ 1,550.45	\$ -	\$ 1,495.00	\$ -	\$ 55.45
0140110	SNOW/ICE CONTROL		5460	GROUNDNS MAINT SUPPLIES	\$ 88.00	\$ -	\$ -	\$ -	\$ 88.00
0140110	SNOW/ICE CONTROL		5480	GASOLINE	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		5481	DIESEL FUEL	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		5484	VEHICLE REPAIR PARTS	\$ 178,924.05	\$ 12,632.37	\$ 157,218.36	\$ 38,028.35	\$ (16,322.66)
0140110	SNOW/ICE CONTROL		5532	SAND & SALT	\$ 785,850.67	\$ -	\$ 949,178.85	\$ 330.76	\$ (163,658.94)
0140110	SNOW/ICE CONTROL		5711	IN-STATE CONFERENCES	\$ 4,100.00	\$ -	\$ 4,100.00	\$ -	\$ -
0140110	SNOW/ICE CONTROL		5712	REFRESHMENTS/MEALS	\$ 149.55	\$ -	\$ 149.55	\$ -	\$ -
0140110	SNOW/ICE CONTROL		5783	PRIVATE PROPERTY DAMAGE	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		57MEDA	MEDICARE PAYROLL TAX	\$ 8,035.00	\$ 1,265.78	\$ 11,467.93	\$ -	\$ (3,432.93)
0140110	SNOW/ICE CONTROL		57OPEB	OPEB CONTRIBUTION	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		58502	CONSTRUCTION EQUIPMENT	\$ 12,600.00	\$ -	\$ -	\$ 12,600.00	\$ -
0140110	SNOW/ICE CONTROL		58507	VEHL MAINT GARAGE EQUIP	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		58526	STORAGE TANKS	\$ 2,500.00	\$ -	\$ 2,495.38	\$ -	\$ 4.62
0140110	SNOW/ICE CONTROL		R52403	MOTOR VEHICLE R-M	\$ 3,407.28	\$ -	\$ 3,014.40	\$ 392.88	\$ -
0140110	SNOW/ICE CONTROL		R52409	R&M PUBLIC PROPERTY	\$ 6,961.00	\$ -	\$ 8.25	\$ 6,952.75	\$ -
0140110	SNOW/ICE CONTROL		R52410	SOFTWARE MAINTENANCE	\$ 82.39	\$ -	\$ 82.39	\$ -	\$ -
0140110	SNOW/ICE CONTROL		R5460	GROUNDNS MAINT SUPPLIES	\$ 704.45	\$ -	\$ 704.45	\$ -	\$ -
0140110	SNOW/ICE CONTROL		R5481	DIESEL FUEL	\$ -	\$ -	\$ -	\$ -	\$ -
0140110	SNOW/ICE CONTROL		R5484	REPAIR PARTS	\$ 3,919.36	\$ 75.35	\$ 3,731.77	\$ 124.35	\$ 63.24
0140110	SNOW/ICE CONTROL		R58502	CONSTRUCTION EQUIPMENT	\$ 5,000.00	\$ -	\$ 5,000.00	\$ -	\$ -
				Total Salt, Sand, Equipment, Contractors	\$ 2,662,777.70	\$ 22,383.71	\$ 2,682,110.61	\$ 66,279.33	\$ (85,612.24)

Shawna Sullivan

From: Jack Cowell
Sent: Thursday, June 23, 2016 3:49 PM
To: Shawna Sullivan
Cc: James Mcgonagle
Subject: Snow FY16

Salt and Sand = \$949,178.85

Sidewalk/School Contractors = \$460,709.50

Road Contractors = \$904,456.39

Personnel = \$926,421.33

All other City expenses = \$367,765.87 (includes repair and maintenance costs to vehicles and property, weather forecast services, consultants, gps, software maintenance, storage tanks, bob cat rentals, etc.)

Total = \$3,608,531.94

35.7 inches of snow fall for the season

Cost per inch = \$101,079.33

Jack Cowell
Financial Analyst – City of Newton, MA
617-796-1082



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#228-16

Telephone
(617) 796-1100

Facsimile
(617) 796-1113

TDD/TTY
(617) 796-1089

E-mail
swarren@newtonma.gov

June 13, 2016

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

RECEIVED
Newton City Hall
2016 JUN 13 PM 3:49
David A. Olson, DHC
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Council docket for consideration a request to transfer the sum of \$30,000 from Acct # 0140115-511001 DPW Transportation Salaries to Acct # 0140115-52409 DPW Public Property Repairs & Maint to cover the costs of the safety bollards installed in West Newton.

Thank you for your consideration of this matter.

Sincerely,

Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

City of Newton



DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE COMMISSIONER

1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

Setti D. Warren
Mayor

June 20, 2016

APPROVED

Mayor Setti D. Warren
City of Newton
1000 Commonwealth Avenue
Newton Centre, MA 02459

RE: Taking a Temporary Construction Easement
Elliot Street Bridge Rehabilitation

Dear Honorable Mayor Warren:

As you know, the City of Newton and Town of Needham are undertaking the rehabilitation of the Elliot Street Bridge, with the actual work to commence in early July. This repair work is of critical importance to both municipalities, as is the need to complete the rehabilitation of the bridge this construction season.

In order to access the abutments to the bridge on the Newton side, the contractor will need to cross over private property located at ##393-396 and ## 404-406 Elliot Street. These properties are residential rental units owned by Chatham Properties, LLC. A map showing the temporary construction easement is attached to this letter.

The City's Law Department has been working with the property owner to secure that owner's voluntary agreement to allow the temporary construction easement. That process, however, has taken much longer than anticipated. Many of the property owner's requests have been agreed to by the City (such as no storage of construction equipment or materials other than safety fencing and erosion control overnight; having the property owner added to the contractor's insurance coverage; and restoring the property to its original condition at the end of construction activities). However, there are still a few outstanding issues and at this time, the property owner has not agreed to give the City a temporary construction easement.

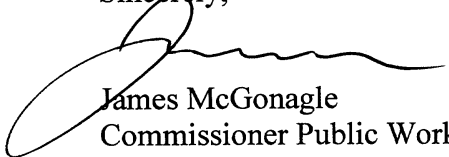
The City's contractor must have access to the bridge abutments on the Newton side, and there is no alternative "work around" that would allow the construction to go forward without the temporary construction easement over a maximum 20 ft. wide strip of land as shown in the attached map.

RECEIVED
Newton City Clerk
2016 JUN 20 AM 11:26
David A. Oison, Clerk
Newton, MA 02459

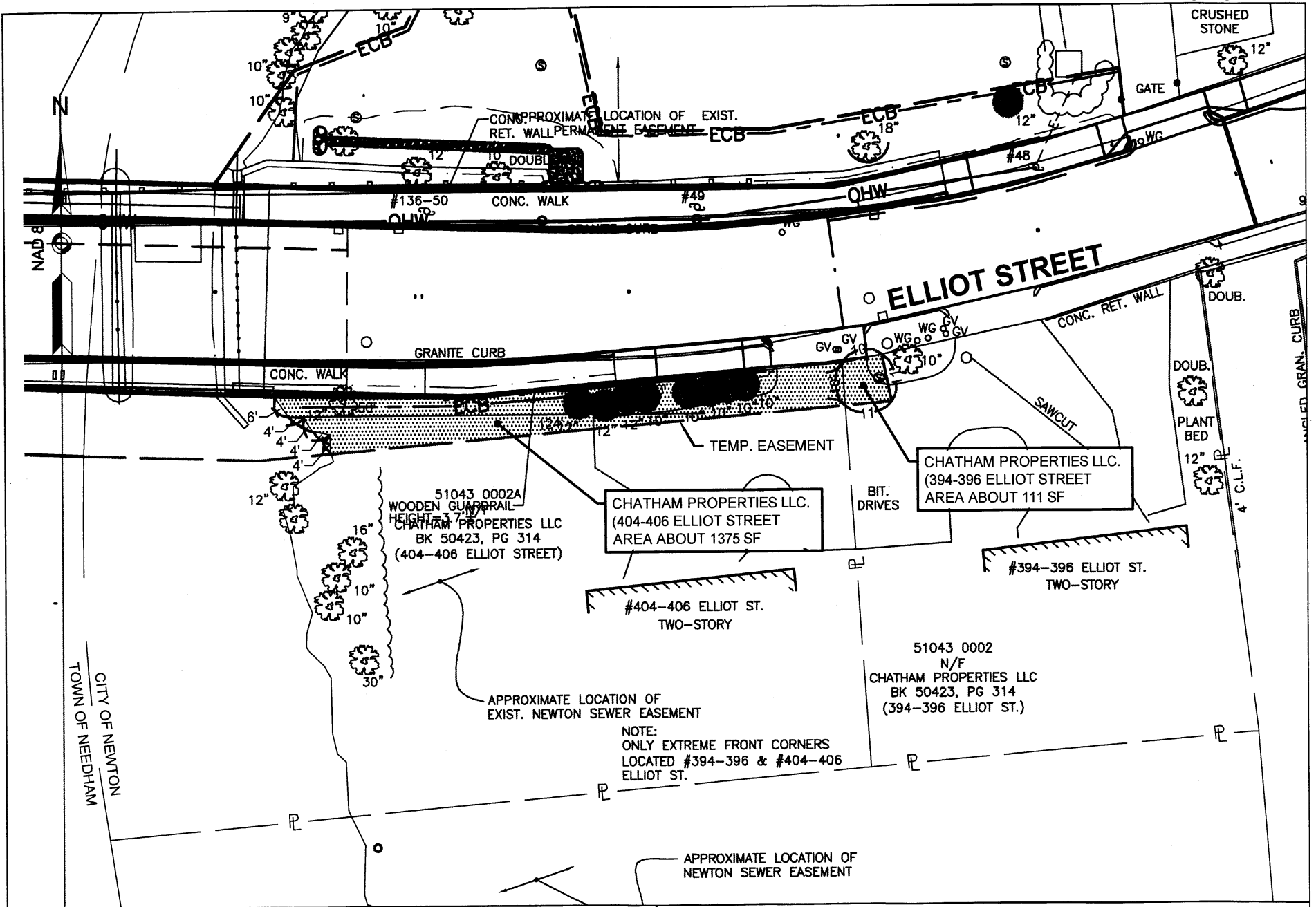
The City will continue negotiations with the property owner, but in the event that those negotiations are unsuccessful, I am requesting that the City take the necessary temporary construction easement as shown in the attached map using eminent domain. The City Council will need to act on this request at its July meeting in order to keep the rehabilitation of the Elliot Street Bridge on schedule.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'James McGonagle', with a large, sweeping flourish extending to the left.

James McGonagle
Commissioner Public Works



**TEMPORARY EASEMENT
ELLIOT STREET
NEWTON, MA**



NOTE:
ONLY EXTREME FRONT CORNERS
LOCATED #394-396 & #404-406
ELLIOT ST.



Setti D. Warren
Mayor

City of Newton, Massachusetts
Department of Planning and Development
1000 Commonwealth Avenue Newton, Massachusetts 02459

DOCKET
357-15

#357-15
Telephone
(617) 796-1120
Telefax
(617) 796-1142
TDD/TTY
(617) 796-1089
www.newtonma.gov

Barney S. Heath
Director

**Community Preservation Committee
Funding Recommendation for
NEWTON HIGHLANDS PLAYGROUND REHABILITATION (CONSTRUCTION)**

date: 8 June 2016

from: Community Preservation Committee

to: The Honorable City Council

PROJECT GOALS & ELIGIBILITY

This project will implement the CPA-funded design for the rehabilitation of Newton Highlands/Joseph Lee Playground off Upland Road, near the corner of Winchester and Dedham Streets. The project will create a new drainage and stormwater management system; a new Little League field and a new natural turf multi-purpose field for soccer, football and lacrosse; lights for night play on the fields; a new tot lot; new basketball and tennis courts; and a new support building with restrooms, changing rooms and storage. Accessible pathways will cross and surround the site. Paths on the wooded hillside will be improved but will not be expanded.

The project's CPA eligibility, as the rehabilitation of recreation land, was established for its design phase.

RECOMMENDED FUNDING

On December 10 by a vote of 7-1 (Beryl Gilfix opposed, Laura Fitzmaurice absent) the Community Preservation Committee recommended appropriating \$2,500,000 for this project from the Community Preservation Fund's open space/recreation reserve and unrestricted fund balance and reserve to the control of the Parks & Recreation Department for any purpose included implicitly in the following summary budget:

Newton Highlands Playground Rehabilitation - Construction Budget

Uses of Funds			
Site preparation, demolition, earthwork & drainage, general site improvements	\$1,350,000	Electrical work (including overhead lights)	\$360,000
		Mobilization, Overhead and Profit (15%)	\$386,894
Plantings	\$270,000	Contingency (10%)	\$257,556
Playing fields & courts	\$283,000	Construction Admin. - Weston & Sampson	\$110,550
Park support building	\$312,000	Project Mgmt. - Parks & Recreation Dept.	\$12,500
Subtotal	\$2,215,000	Total Uses	\$3,342,500
Sources of Funds			
CPA			\$2,500,000
Parks & Recreation Dept. Operating Budget			\$12,500
Community Fundraising (\$44,000 in addition to \$10,000 listed in proposal)			\$54,000
Other sources, including CDBG (CDBG amount to be determined)			\$776,000
Total Sources			\$3,342,500

website www.newtonma.gov/cpa

contact Alice E. Ingerson, Community Preservation Program Manager

email aingerson@newtonma.gov phone 617.796.1144

SPECIAL ISSUES CONSIDERED BY THE CPC

Project Need: Newton Highlands Playground has long been the Parks & Recreation Dept.'s top capital spending priority. Because the Dept. has been unable to maintain the site adequately for many years, the fields are now barely usable or safe. Once it is fully rehabilitated, however, this site will significantly narrow – though it cannot completely fill – the gap between Newton's rapidly growing demand for organized outdoor recreation and the City's finite supply of public outdoor recreation facilities.

Project Budget: In response to CPC questions, the project team acknowledged that it might be possible to complete the project for less than the total CPA funding originally requested. As one example, CPC vice chair Jane Sender suggested that younger trees could probably be planted and maintained not only at a lower cost but more successfully in the long term than the mature trees included in the current planting budget.

Reliance on CPA Funds: Even after finding additional private donations at the CPC's urging, the Parks & Recreation Dept. requested CPA funding for over 99% of this project's costs. The CPC's recommendation for 75% CPA funding is intended, not as a criticism of this project, but to preserve funds for Newton's other CPA-eligible needs. Member Beryl Gilfix voted against the recommendation because she would have preferred to see the project use an even lower proportion of CPA funding.

Based on current funding forecasts, the *Community Preservation Plan* targets approximately \$5 million for the rehabilitation of Parks & Recreation facilities over the next 5 years. The current 5-year *Capital Improvement Plan*, as corrected by Commissioner DeRubeis, lists about \$14 million of potential CPA funding requests for this purpose over the next 5-6 years, including historic buildings that serve Parks & Recreation. The *Community Preservation Plan's* targets also differ significantly from the total potential CPA requests in the *CIP* for the Public Buildings Dept. (see attached excerpt from the *Community Preservation Plan*). To guide the submission of future City proposals, the CPC hopes that both the total of potential CPA requests and funding expectations for particular resources in the *CIP* can be revised to align more closely with the funding forecasts and allocation targets in the *Community Preservation Plan*.

ADDITIONAL RECOMMENDATIONS (*funding conditions*)

1. The CPC assumes all recommended funds will be appropriated within 6 months, and the project will be completed within 18 months, after the date of this recommendation. If either of these deadlines cannot be met, Parks & Recreation should submit a written request to the CPC to extend that deadline.
2. Immediately after completing the project, the Parks & Recreation Dept. should present an in-person and written final report of project results to the CPC, including a comparison of budgeted to actual expenditures and any updates to the department's list of potential future CPA requests in the *Capital Improvement Plan*.
3. Any CPA funds appropriated but not used for the purposes stated herein should be returned to the Newton Community Preservation Fund.

KEY OUTCOMES

The Community Preservation Committee will evaluate this project based on how well it meets goals 1 and 2 above.

ATTACHMENTS

(delivered to the clerks of the Programs & Services, Public Facilities and Finance Committees)

- Five-year potential proposals and target allocations from *Community Preservation Plan*
- Copy of the CPC's project webpage for Newton Highlands Playground, with links to additional information: www.newtonma.gov/gov/planning/cpa/projects/upperfalls.asp#Highlands-construction
- Slide presentation to CPC public hearing on 10 December 2015
- Proposal and supporting materials submitted to the CPC

All **public comments** received were supportive, other than those of the League of Women Voters, which supported the project while questioning its heavy reliance on CPA funds. All comments received in writing are on the webpage above, though they have not been included in the Council's packet.

Newton, Massachusetts CPA program project webpage
bold, green text links to full-text documents

Newton Highlands Playground (Joseph E. Lee Playground)

Winchester & Dedham Streets, Newton, MA 02461

goals:

Implement the 2008 CPA-supported master plan below by: rehabilitating this community park to improve the usability, accessibility, and aesthetics of the playing fields; installing new play equipment; and rehabilitating existing woodland paths.

design & construction funding, updated December 2015:

- \$200,000 CPA funds for design (appropriated)
- \$2,500,000 CPA funds for construction (recommended)
- \$66,500 non-CPA funding - City staff time for project mgmt. & private community fundraising
- \$2,766,500 TOTAL IDENTIFIED PROJECT FUNDING

contact:

- Commissioner of Parks & Recreation
 City of Newton
 246 Dudley Road
 Newton, MA 02459
 email: bderubeis@newtonma.gov
 phone: 617.796.1500

Proposal Review & Appropriations - Final Design

2013

14 February 2013 - [final design pre-proposal](#), with large-scale [aerial photograph & map](#) and [site photographs](#)

13 November 2013 - [final design full proposal](#), including: project summary, budgets, letters of support, supporting [photos & maps](#) *This large file may load slowly.*

2014

22 January 2014 - [slide presentation to CPC public hearing](#) and [minutes of CPC public hearing](#)

3 February 2014 - [additional letters of support](#)

March 2014 - [updated project budgets & response to CPC/community questions](#)

1 April 2014 - [CPC funding recommendation](#)



22 April 2014 - **Board order** (appropriation)

11 December 2014 - **CPC agreement to revised funding conditions** (elimination of non-CPA matching funds)

Proposal Review & Appropriations - Construction

12 November 2015 - **construction full proposal**, including: project summary, budgets, project team, site history, **city & state reviews of project design**

Some files below are large and may load slowly. To see plans at full scale, set viewing to 100%.

project plans :

- **color plans, maps & photos**
- **materials to be used**
- **grading plans**
- **planting plan**
- plans for **support building & irrigation**

project background reports:

- **geotechnical/engineering report**
- **existing building report & drainage report**

1 December 2015 - **additional community letters received by the CPC**

10 December 2015 - After this public hearing, the CPC voted 7-1 to recommend \$2,500,000 of funding for this proposal. The CPC docketed this amount with the City Council in December, but at the request of the Commissioner of Parks & Recreation, agreed to hold its written recommendation pending receipt of a final plan for the project, which might be phased or reduced in scope.

May 2016 - **Commissioner of Parks & Recreation updates to the CPC**

8 June 2016 - **CPC funding recommendation** (\$2.5 million)



SETTI D. WARREN
MAYOR

NEWTON PARKS AND RECREATION DEPARTMENT

246 Dudley Road, Newton, MA 02459
Office: (617) 796-1500
TDD/TTY: (617) 796-1089
parks@newtonma.gov



ROBERT J. DERUBEIS
COMMISSIONER

May 20, 2016

Alice Ingerson
CPA Program Manager
Newton City Hall
1000 Commonwealth Ave.
Newton, Ma 02459

Dear Alice,

I am writing to inform you that the Parks & Recreation Department wants to secure the \$2,500,000 appropriation that was voted on by the CPC at the December 10, 2015 public hearing. ~~This recommendation has not been docketed with the City Council at this time, I do anticipate bringing it forward to the Council after meeting with the CPC.~~

This is a \$3,300,000 project, and I fully intend on continuing to pursue alternative funding sources in an attempt to get this project completed in an expeditious manner. I look forward to meeting with CPC at the next scheduled meeting.

Sincerely,

Robert J. DeRubeis

CPC staff correction:

The \$2.5 million recommendation voted by the CPC on 10 December 2015 was docketed with the City Council later that month and received docket number 357-15. The CPC then held its written recommendation at the request of Parks & Recreation.

cc: Carol Schein, Open Space Coordinator

COMMISSION
MEMBERS

WARD 1 – BETHEL CHARKOUDIAN
WARD 2 – ARTHUR MAGNI, CHAIRMAN
WARD 3 – PETER JOHNSON

WARD 4 – PETER KASTNER
WARD 5 – BYRON DUNKER
WARD 6 – ANDREW STERN

WARD 7 – RICHARD TUCKER, VICE-CHAIR
WARD 8 – DONALD FISHMAN
SECRETARY-ROBIN MCLAUGHLIN

ALTERNATES: MICHAEL CLARKE, JACK NEVILLE, SAM FIGLER, PAT PALMER



NEWTON PARKS AND RECREATION DEPARTMENT

246 Dudley Rd., Newton, MA 02459
Office: (617) 796-1500 / Fax: (617) 796-1512
TDD/TTY: (617) 796-1089
parks@newtonma.gov



SETTI D. WARREN
MAYOR

ROBERT J. DERUBEIS
COMMISSIONER

May 31, 2016

Alice Ingerson, Ph.D.
Community Preservation Program Manager
1000 Commonwealth Avenue
Newton, MA 02459

Dear Alice:

I am writing in preparation for the June 8, 2016 meeting of the CPC. The Committee has requested that I respond to questions posed regarding non-CPC funding sources and the work that is anticipated to be completed with CPC funds.

Q.1 What are the funding sources you anticipate looking to for the difference between the original estimated \$3.3 million total project cost and the recommended \$2.5 million in CPA funds?

I will look to the City to fund some of the shortfall through CIP. Athletic lights at other sites are already identified on the CIP. I would add these lights to the list and propose to move them in front of other sites that have existing lighting. The building would be another element that could be on the CIP. There has been discussion to reach out to business entities in the neighborhood through a fundraising effort. We would also revisit the leagues that will be regular users of the site. Newton West Little League paid for the lights at Lyons Field.

Q. 2 What is the breakdown of which portions of the original scope of work you anticipate completing with the CPA funds, vs. which portions of that scope you anticipate completing with other funds?

When concerns arose surrounding the amount of CPC funding that might be available, the department had to consider phasing this project. We reached out to Weston & Sampson and requested that they provide us with multiple renditions of possible phasing options that were feasible. They supplied us with three renditions, all containing pros and cons. The department felt that the one that allowed completion of both fields and hardscape was the one that had the most merit. This plan eliminates lights and the building. The lights are identified in the construction documents as a \$312,000 line item and the building is in at \$360,000.

Table with 4 columns: COMMISSION MEMBERS, WARD 1-3, WARD 4-6, WARD 7-8. Lists names of representatives for each ward.

ALTERNATES: MICHAEL CLARKE, JACK NEVILLE, SAM FIGLER, PAT PALMER

The plan would be to run conduit for the lights and the building so that these elements could be added without much disruption to what had already been completed. The ideal situation would be to have all the money in place prior to construction, so that we would not incur multiple stagings.

That being said, I am in front of you this evening requesting that the 2.5 million dollar CPC recommendation for Newton Highlands Playground Rehabilitation be forwarded to the City Council for their approval.

In closing, I want to thank the Community Preservation Committee for their time and effort in approving this project and for their generous funding allocation to help see this important community resource become a reality.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert J. DeRubeis". The signature is fluid and cursive, with a large initial "R" and "D".

Robert J. DeRubeis, Commissioner

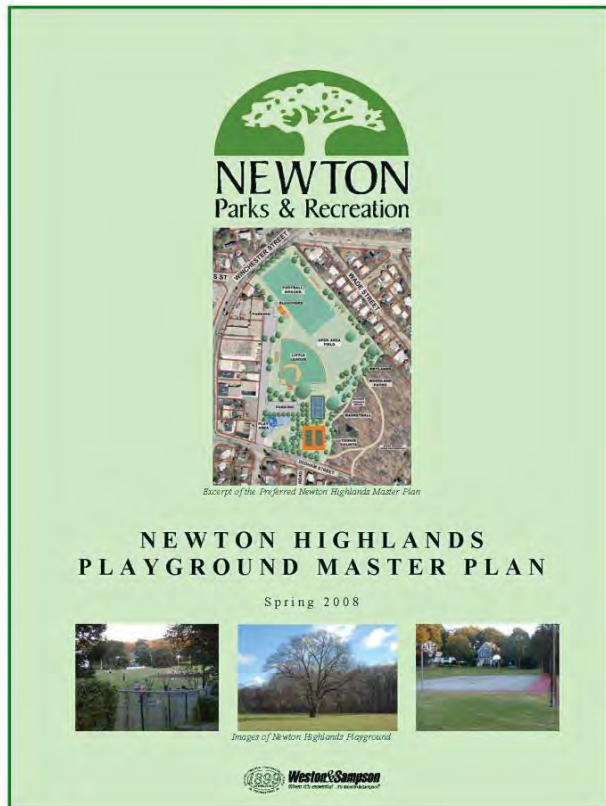
Newton Highlands Playground Improvement Project

December 10, 2015

CPC Public Hearing



Newton Highlands Playground Improvement Project | CPC Public Hearing | December 10, 2015



A comprehensive + methodical process to implement improvements

Newton Highlands Playground Improvement Project | CPC Public Hearing | December 10, 2015



Lack of capital investment over a period of decades renders facilities substandard

Newton Highlands Playground Improvement Project | CPC Public Hearing | December 10, 2015



CPC Funding leveraging upgrades to Upland Avenue

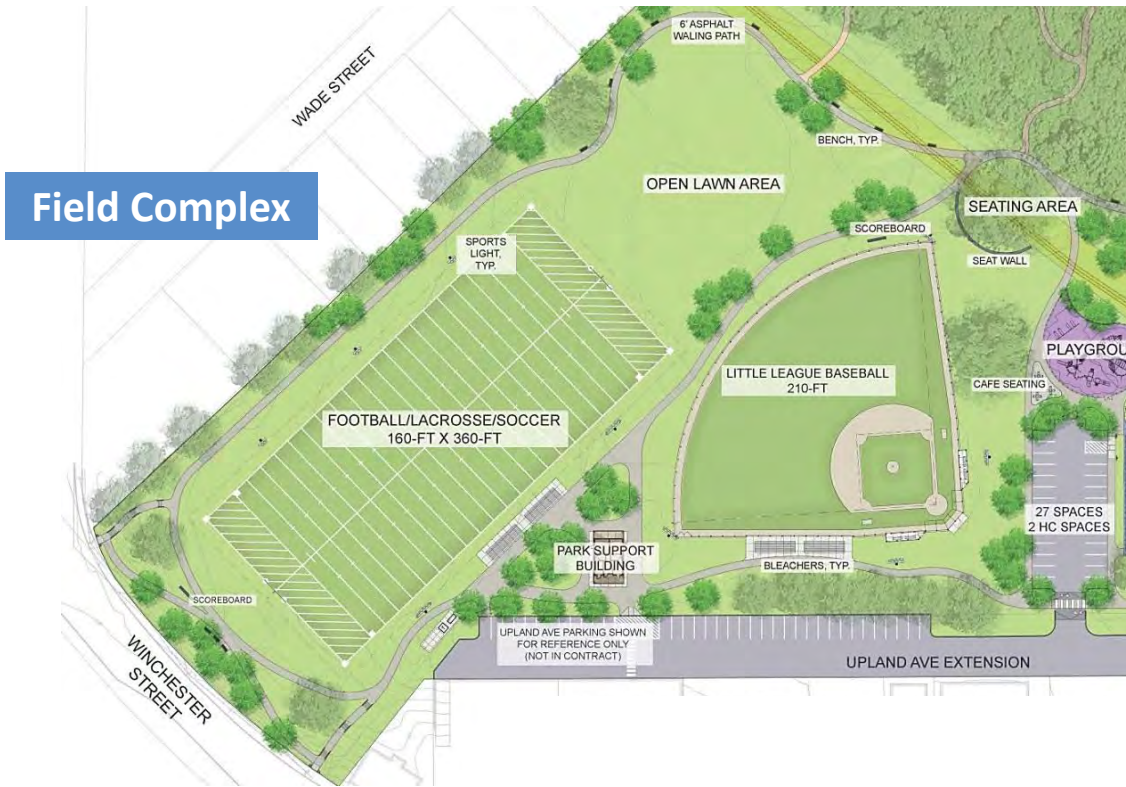
- Field Work (Test Pits, Soil Borings, Soil Testing, Utility Research)
- Well-drilling procurement
- Preliminary Design Drawings
- Design Development Drawings
- Final Design Drawings
- Construction Documents
- Newton Internal Department Technical Review Approvals
- DRC Approvals
- Conservation Commission Approvals
- Environmental Investigations (Structures)
- Utility Coordination, including EVERSOURCE
- Project Meetings (20 and counting)
- Public Facilities Approval (Board of Alderman Subcommittee)**
- Tentative Bidding Early 2016 | Construction 2016**



CPC Funded Design + Permitting Work Completed to Date



Overall Illustrative Site Plan



Field Complex

Field Complex Enlargement Plan



Field Complex

Winchester Street Illustrative View of Field Complex



SETTI D. WARREN
MAYOR

NEWTON PARKS AND RECREATION DEPARTMENT

246 Dudley Rd, Newton, MA 02459

Office: (617) 796-1500

TDD/TTY: (617) 796-1089

parks@newtonma.gov



NEWTON
Parks & Recreation
ROBERT J. DERUBEIS
COMMISSIONER

November 10, 2015

Alice E. Ingerson, Ph.D.
Community Preservation Program Manager
Newton Planning & Development Department
City Hall, 1000 Commonwealth Ave.
Newton, MA 02459

Dear Ms. Ingerson:

This letter is to confirm the Parks & Recreation Department has current custody and the commitment of staff time for project management of the Newton Highlands Project.

If you have any questions, please call the Parks & Recreation Office at 617.796.1500.

Sincerely,

Robert J. DeRubeis
Parks & Recreation Commissioner



Newton, Massachusetts Community Preservation Program FUNDING REQUEST

 PRE-PROPOSAL

 PROPOSAL

Last updated December 2014.

Please submit this completed file directly – do not convert to PDF or other formats.

For full instructions, see www.newtonma.gov/cpa or contact us:

Community Preservation Program Manager,
City of Newton Planning & Development Department, 1000 Commonwealth Ave., Newton, MA 02459
aingerson@newtonma.gov 617.796.1144

#357-15

(For staff use)
date rec'd:

2:30 pm
12 Nov 2015

You may adjust the space for each question, but the combined answers to all questions on this page must fit on this page.

Project TITLE	Newton Highlands Playground - Construction			
Project LOCATION	Full street address (with zip code), or other precise location. Winchester and Dedham Streets, Newton Highlands 02461			
Project CONTACTS	Name & title or organization	Email	Phone	Mailing address
Project Manager	Carol Schein, Open Space Coordinator	cschein@newtonma.gov	617-796-1507	Parks and Recreation Dept. 246 Dudley Road Newton, MA 02459
Other Contacts	Robert DeRubeis, Commissioner	brderubeis@newtonma.gov	617-796-1500	
Project FUNDING	A. CPA funds requested: \$3,320,000	B. Other funds to be used: \$22,500	C. Total project cost (A+B): \$3,342,500	
Project SUMMARY	Explain as concretely as possible how the project will use the requested CPA funds (use a cover letter rather than this space for general information about the sponsoring organization's accomplishments). You may provide more detail in attachments, but your PROJECT SUMMARY MUST FIT IN THE SPACE BELOW.			
<p>Project Description: With the full support of the CPC, the final design phase of Newton Highlands Playground, aka Joseph Lee Playground, is complete. For the past 7 months the designers have worked with Parks and Recreation to develop the final documents, now ready to be packaged for construction bidding. The rehabilitation of this run-down 13-acre park—60% open and 40% wooded—was guided by its 2008 CPA-funded master plan, a rigorous study of its existing conditions, reviews by City departments and committees, input from the public and due consideration of the Department's operating budget and maintenance capabilities.</p> <p>Scope of Work: Every inch of the park's open area is to be reworked. The large, active and passive recreation program, poor draining soils, high water table, Stearns Brook culvert and the need for ADA compliance underlie the reconfiguration. Its limited storm water holding capacity will be increased significantly utilizing amended soils, re-grading, extensive under-drainage systems and all new drainage structures. Improvements include a completely renovated natural turf multi-use athletic field with energy-efficient lighting and irrigation; a Little League field suitable for championship play with lights and irrigation; a small pre-fab support building with restrooms and storage; a playground with separate areas for pre-school and school-age children; fenced tennis courts and a relocated basketball court with all the appurtenances; and a parking lot for park use only that will help relieve parking issues as well as facilitate access. A site devoid of amenities now includes: benches, bubblers, trash receptacles, bicycle racks, café tables, and a network of paved accessible pathways connecting all facilities as well as looping around the park perimeter and into the wooded area. Exotic invasive plants will be removed and trees planted, adding to the aesthetic, providing shade and wildlife habitat. New park entrances and edges along Winchester and Dedham Streets will provide much-needed curb appeal and park identity.</p> <p>Carol Schein will continue as the Department's project manager, and Spurr, of Weston & Sampson, the park designers, will perform construction administration. With CPC's approval of this funding request, construction could begin spring 2016, and a beautiful, true multi-generational park for all to enjoy could open in the spring of 2017.</p>				

You may adjust the space for each question, but the combined answers to all questions on this page must fit on this page.

Project TITLE	Newton Highlands Playground - Construction		
USE of CPA FUNDS	RECREATION LAND		
Check all that apply	rehabilitate/ restore	✓	
COMMUNITY NEEDS	From each of at least 2 plans linked to the Guidelines & Forms page of www.newtonma.gov/cpa , provide a brief quote with plan title, year, and page number, showing how this project meets previously recognized community needs. You may also list other community benefits not mentioned in any plan.		
<p>In the Comprehensive Plan, Section 7: Open Space and Recreation</p> <ul style="list-style-type: none"> • Page 7-3 Goal#2: ensure an adequate amount, variety and distribution of open space for both public benefit and biodiversity. Goal #3: To integrate compatible recreation and conservation uses. Goal #5: To assure a well-informed and well-coordinated stewardship for the open space and recreation resources for which the City is...custodian. • Page 7-8 #18. Enact the recommendations of the Mayor’s Committee for People with Disabilities...to remove or modify existing barriers to existing facilities. <p>Recreation and Open Space Plan Update – 2013-2019:</p> <ul style="list-style-type: none"> • Section 1, page 1 of 2, Plan Summary: -- Need to continue expanding accessibility for persons with disabilities on multiple tracks to address active and passive recreation sites. -- Ongoing need for active playfield space. • Section 9, page 12 of 23, Active Use Recreation – Action Program: Newton Highlands Playgrounds is listed under Facility Improvements. • Appendix D, page 10 of 17, Attachment V: Newton Parks & Recreation Dept. Accessibility Prioritization Project. On the first page, N. Highlands Playground is listed as one of the Department’s top three priorities for improved access. 			
COMMUNITY CONTACTS	List at least 3 Newton residents or organizations willing and able to comment on the project and its manager’s qualifications. No more than 1 should be a supervisor, employee or current work colleague of the project manager or sponsor. Consult staff on the community contacts required for your specific proposal.		
Name & title or organization	Email	Phone	Mailing address
Byron Dunker, P&R Commission, Ward 5	thedunkers@comcast.net	617-965-6350	10 Southwick Road Newton 02461
Elliott Loew, Atty.; Bd. of Directors, Newton SouthEast Little League	emlpc@comcast.net	617-969-2660	51 Winchester St., Suite 205 Newton Highlands 02461
Anil Adyanthaya, President Newton Upper Falls Area Council	adyanthaya@aol.com	617-795-5991	11 Tamarac Road Newton Upper Falls 02464

You may adjust the space for each question, but the combined answers to all questions on this page must fit on this page.

Full proposals must include separate, detailed budgets in addition to this page.

Project TITLE		Newton Highlands Playground - Construction	
SUMMARY CAPITAL/DEVELOPMENT BUDGET			
Uses of Funds			
<u>Hard Costs</u> (refer to enclosed Weston & Sampson Detailed Opinion of Probable Cost)			
Site Improvements (includes Park Support Building):		\$2,575,560	
Mobilization, Overhead and Profit 15%:		\$386,334	
Contingency 10%:		\$257,556	
Subtotal:		\$3,219,450	
<u>Soft Costs</u> :			
Construction Administration (includes rounding of \$550)		\$110,550	
Project Management		\$ 12,500	
D. TOTAL USES (should equal C. on page 1 and E. below)		\$3,342,500	
Sources of Funds		Status	
		(requested, expected, confirmed)	
CPA funds		Requested	\$3,320,000
CDBG funds		TBD	\$0
Neighborhood fund-raising for playground		Confirmed; more expected	\$10,000
City General Fund Budget/Parks and Recreation Dept.		Confirmed	\$12,500
E. TOTAL SOURCES (should equal C. on page 1 and D. above)		\$3,342,500	
SUMMARY ANNUAL OPERATIONS & MAINTENANCE BUDGET (cannot use CPA funds)			
Uses of Funds			
Operations and Maintenance (refer to Operations & Maintenance/Projected Costs FY18-FY27)		\$33,800	
F. TOTAL ANNUAL COST (should equal G. below)		\$33,800	
Sources of Funds			
Parks and Recreation Operating Budget		\$33,800	
G. TOTAL ANNUAL FUNDING (should equal F. above)		\$33,800	
Project TIMELINE		Phase or Task	
		Season & Year	
Project out to bid		January/February 2016	
Begin construction		April 2016	
Park opening		Spring 2017	

Project TITLE		Newton Highlands Playground - Construction	
↓ Check off submitted attachments here.			
REQUIRED.	✓	PHOTOS	of existing site or resource conditions (2-3 photos may be enough)
	✓	MAP	of site in relation to nearest major roads (omit if project has no site)
Full proposals: detailed budget attachments REQUIRED.	PROJECT FINANCES printed and as computer spreadsheets, with both uses & sources of funds		
	✓	development pro forma/capital budget: include total cost, hard vs. soft costs and contingencies, and project management – amount and cost of time from contractors or staff (in-kind contributions by existing staff must also be costed)	
	✓	operating/maintenance budget, projected separately for each of the next 10 years (CPA funds may not be used for operations or maintenance)	
	* ✓	non-CPA funding: commitment letters, letters of inquiry to other funders, fundraising plans, etc., including both cash and est. dollar value of in-kind contributions	
REQUIRED for all full proposals.	SPONSOR FINANCES & QUALIFICATIONS		
	✓	for sponsoring department or organization, most recent annual operating budget (revenue & expenses) & financial statement (assets & liabilities); each must include both public (City) and private resources (“friends” organizations, fundraising, etc.)	
	✓	for project manager: relevant training & track record of managing similar projects	
OPTIONAL for all proposals.		LETTERS of SUPPORT	from Newton residents, organizations, or businesses
REQUIRED for all proposals involving City govt., incl. land acquisition.	✓	CAPITAL IMPROVEMENT PLAN	current listing/ranking & risk factors for this project
	✓	COVER LETTER	from head of City department, board or commission confirming: current custody, or willingness to accept custody, of the resource and commitment of staff time for project management
	ZONING & PERMITTING		
	✓	short email confirming review by the Development Review Team (DRT)	
	✓	brief property history: at least the last 30 years of ownership & use (ask CPC staff for assistance with sources)	
	✓	environmental mitigation plans: incl. lead paint, asbestos, underground tanks	
		zoning relief and permits required: incl. parking waivers, demolition or building permits, comprehensive permit or special permit	
	✓	other approvals required: Newton Conservation Commission, Newton Commission on Disabilities, Massachusetts Architectural Access Board, etc.	
	DESIGN & CONSTRUCTION		
	✓	professional design & cost estimates: include site plan, floor plans & elevations	
✓	materials & finishes; highlight “green” or sustainable features & materials		

* CPC staff note:

Though this box was checked in the proposal, no confirmation of non-CPA funding other than Parks & Recreation Dept. staff time was submitted.

Newton Highlands Playground Improvements
City of Newton, Massachusetts

Summary Opinion of Probable Cost

November 11, 2015

PARK IMPROVEMENT ITEM	BUDGET COST	NOTES
SITE PREPARATION AND DEMOLITION	\$150,000	Demolition of existing buildings and structures, courts and pavements, tree and invasive species removal, stripping and stockpiling existing topsoil.
EARTHWORK AND DRAINAGE	\$590,000	Cut/fill, rough and fine grading, field under drainage, overall site storm water drainage systems and structures.
SITE IMPROVEMENTS	\$610,000	Concrete and asphalt paving, paving base material, curbing, color sealcoat, site furniture, fencing, stairs and handrails, play equipment and play surfacing.
PLANTING	\$270,000	Tree planting, loam and seed, root zone mix for playing fields.
FIELD AND COURT AMENITIES	\$283,000	Backstop, spectator bleachers and player benches, basketball and tennis court appurtenances, scoreboards, irrigation systems.
PARK SUPPORT BUILDING	\$312,000	Prefabricated restroom and storage building, utility services and connections.
ELECTRICAL	\$360,000	Electrical service and connections, athletic field lighting.
CONSTRUCTION SOFT COSTS	\$645,000	Overhead and profit, general conditions, contingency.
CONSULTANT CONSTRUCTION ADMINISTRATION COSTS	\$110,000	Weekly construction meetings, submittal and change order review, part-time inspection, coordination between contractor and city.
PROJECT TOTAL		\$3,330,000

Newton Highlands Playground Improvements
City of Newton, Massachusetts

Weston&Sampson®

Detailed Opinion of Probable Cost

November 11, 2015

		Unit	Unit Cost	Total Cost
SITE PREPARATION AND DEMOLITION				
Temporary Construction Fence	1,940	LF	\$ 8	\$ 15,520
Construction Entrance Traction Pad	1	LS	\$ 5,000	\$ 5,000
Erosion Control Device - straw wattles	1,650	LF	\$ 5	\$ 8,250
Tree Protection	1	LS	\$ 6,000	\$ 6,000
Tree Pruning, Clearing and Grubbing	1	LS	\$ 15,000	\$ 15,000
R&D Paving (Asphalt & Concrete)	2,722	SY	\$ 10	\$ 27,220
R&D Infield Surfacing (incl. Gravel)	1,630	SY	\$ 3	\$ 4,889
R&D Fence	1,392	LF	\$ 5	\$ 6,960
Strip & Stockpile Loam @ 6"d	3,390	CY	\$ 8	\$ 27,120
Building Demolition	1	LS	\$ 20,000	\$ 20,000
R&D Existing Lighting	1	LS	\$ 10,000	\$ 10,000
Misc. Demolition	1	LS	\$ 5,000	\$ 5,000
		Subtotal	\$	150,959
EARTHWORK AND DRAINAGE				
Cut/Fill	1,700	CY	\$ 15	\$ 25,500
Import Fill	3,795	CY	\$ 18	\$ 68,310
Rough Grading	37,630	SY	\$ 1	\$ 37,630
Fine Grading	37,630	SY	\$ 2	\$ 75,260
12" HDPE Drain Pipe	1,440	LF	\$ 35	\$ 50,400
Collector drain pipe- 18"	1,975	LF	\$ 40	\$ 79,000
4" Lateral Drain	9,850	LF	\$ 18	\$ 177,300
NyloPlast Drain Inlets	19	EA	\$ 2,200	\$ 41,800
Catch Basin (Concrete)	5	EA	\$ 6,500	\$ 32,500
DMH (Concrete)	5	EA	\$ 6,500	\$ 32,500
		Subtotal	\$	587,700
SITE IMPROVEMENTS				
Concrete Stairs	10	CY	\$ 660	\$ 6,600
Handrail at Stairs-Stainless	90	LF	\$ 200	\$ 18,000
Concrete Paving	75	SY	\$ 75	\$ 5,625
Concrete Paving at Thresholds and Cafe Area	105	SY	\$ 75	\$ 7,875
Bituminous Concrete Paving- Walks	550	TON	\$ 180	\$ 99,000
Bituminous Concrete Paving- Courts	390	TON	\$ 150	\$ 58,500
Bituminous Concrete Paving- Vehicular	157	TON	\$ 150	\$ 23,475
Sealcoat	2,330	SY	\$ 10	\$ 23,304
Poured in Place Rubber	5,155	SF	\$ 16	\$ 82,480
Accessible Trail Surfacing	443	SY	\$ 30	\$ 13,277
Granite Curbing	380	LF	\$ 35	\$ 13,300
Mow Strip	264	LF	\$ 40	\$ 10,560
Gravel Base, 8" d	1,495	CY	\$ 35	\$ 52,334
Gravel Base, 12" d for Bit. Vehicular	311	CY	\$ 35	\$ 10,868
Play Equipment	1	LS	\$ 140,750	\$ 140,750
Café Tables	3	EA	\$ 4,500	\$ 13,500
Benches	17	EA	\$ 1,800	\$ 30,600
		Subtotal	\$	610,049
PLANTING				
Tree Planting	85	EA	\$ 750	\$ 63,750
Rootzone Mix	2,545	CY	\$ 36	\$ 91,620
Loam and Seed	17,645	SY	\$ 4	\$ 70,580
Loam and Seed at Playing Fields	11,388	SY	\$ 4	\$ 45,552
		Subtotal	\$	271,502

FIELD AND COURT AMENITIES

Goal Posts	2	EA	\$	7,500	\$	15,000
Backstop	1	LS	\$	25,000	\$	25,000
Infield Mix	65	CY	\$	60	\$	3,900
Fencing- 4' Ht.	1,010	LF	\$	45	\$	45,450
Fencing-8' Ht	55	LF	\$	65	\$	3,575
Fencing- 10' HT	460	LF	\$	85	\$	39,100
Foul Poles	2	EA	\$	4,000	\$	8,000
Fence Topper	365	LF	\$	5	\$	1,825
CLF Gates	11	EA	\$	1,500	\$	16,500
Tennis Posts and Nets	2	EA	\$	2,500	\$	5,000
Basketball Goals	2	EA	\$	5,500	\$	11,000
Bleachers	4	EA	\$	5,000	\$	20,000
Player Benches	8	EA	\$	1,500	\$	12,000
Scoreboards	2	EA	\$	8,500	\$	17,000
Irrigation (Both Fields)	1	LS	\$	60,000	\$	60,000

Subtotal	\$	283,350
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PARK SUPPORT BUILDING

Building	1	LS	\$	275,000	\$	275,000
Foundation	1	LS	\$	12,000	\$	12,000
Utility Connections (Sewer, Water, Electrical)	1	LS	\$	25,000	\$	25,000

Subtotal	\$	312,000
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ELECTRICAL

		Unit	Unit Cost		Ext Cost	
New Electrical Service	1	LS	\$	35,000	\$	35,000
Sports Lighting	1	LS	\$	325,000	\$	325,000

Subtotal	\$	360,000
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Total Cost for Site Improvements

SUBTOTAL	\$	2,575,560
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Mobilization, Overhead & Profit 15%	\$	386,334
Contingency 10%	\$	257,556

TOTAL BASE BID	\$	3,219,450
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CONSULTING/CONSTRUCTION ADMINISTRATION/ PART-TIME INSPECTION	\$	110,000
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\$3,329,450

PROJECT TOTAL	SAY \$3,330,000
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ADD ALTERNATES**Alternate #1**

Sod at Playing Fields	11,388	SY	\$	6	\$	68,328
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Alternate #2

Concrete Pavers at Thresholds and Cafe Area	940	SF	\$	10	\$	9,400
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Alternate #3

Fieldstone Wall	115	LF	\$	220	\$	25,300
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Fieldstone Piers	8	EA	\$	1,000	\$	8,000
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Newton Parks and Recreation
 Newton Highlands Playground
 Operation and Maintenance Projected Costs
 Projected Costs: FY18-FY27
 November 5, 2015

2.5% inflation

Description	2015 costs	spring 2016 construction	spring 2017 park opens	FY19	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27
	FY16	FY17	FY18									
mowing	\$ 10,000	\$ 10,250	\$ 10,510	\$ 10,770	\$ 11,040	\$ 11,320	\$ 11,600	\$ 11,890	\$ 12,190	\$ 12,490	\$ 12,800	\$ 13,120
leaf removal	\$ 1,000	\$ 1,030	\$ 1,060	\$ 1,090	\$ 1,120	\$ 1,150	\$ 1,180	\$ 1,210	\$ 1,240	\$ 1,270	\$ 1,300	\$ 1,330
fertilizer	\$ 2,000	\$ 2,050	\$ 2,100	\$ 2,150	\$ 2,200	\$ 2,260	\$ 2,320	\$ 2,380	\$ 2,440	\$ 2,500	\$ 2,560	\$ 2,620
seed	\$ 1,200	\$ 1,230	\$ 1,260	\$ 1,290	\$ 1,320	\$ 1,350	\$ 1,380	\$ 1,410	\$ 1,450	\$ 1,490	\$ 1,530	\$ 1,570
aerification	\$ 1,200	\$ 1,230	\$ 1,260	\$ 1,290	\$ 1,320	\$ 1,350	\$ 1,380	\$ 1,410	\$ 1,450	\$ 1,490	\$ 1,530	\$ 1,570
irrigation	\$ 750	\$ 770	\$ 790	\$ 810	\$ 830	\$ 850	\$ 870	\$ 890	\$ 910	\$ 930	\$ 950	\$ 970
water cost	\$ 10,000	\$ 10,250	\$ 10,510	\$ 10,770	\$ 11,040	\$ 11,320	\$ 11,600	\$ 11,890	\$ 12,190	\$ 12,490	\$ 12,800	\$ 13,120
electricity	\$ 2,000	\$ 2,050	\$ 2,100	\$ 2,150	\$ 2,200	\$ 2,260	\$ 2,320	\$ 2,380	\$ 2,440	\$ 2,500	\$ 2,560	\$ 2,620
building cleaning	\$ 1,500	\$ 1,540	\$ 1,580	\$ 1,620	\$ 1,660	\$ 1,700	\$ 1,740	\$ 1,780	\$ 1,820	\$ 1,870	\$ 1,920	\$ 1,970
court maintenance	\$ 500	\$ 510	\$ 520	\$ 530	\$ 540	\$ 550	\$ 560	\$ 570	\$ 580	\$ 590	\$ 600	\$ 620
ballfield maintenance	\$ 1,500	\$ 1,540	\$ 1,580	\$ 1,620	\$ 1,660	\$ 1,700	\$ 1,740	\$ 1,780	\$ 1,820	\$ 1,870	\$ 1,920	\$ 1,970
tree pruning	\$ 500	\$ 510	\$ 520	\$ 530	\$ 540	\$ 550	\$ 560	\$ 570	\$ 580	\$ 590	\$ 600	\$ 620
	\$ 32,150	\$ 33,000	\$ 33,800	\$ 34,600	\$ 35,500	\$ 36,400	\$ 37,300	\$ 38,200	\$ 39,200	\$ 40,200	\$ 41,200	\$ 42,200

Project Management

Carol Schein, Open Space Coordinator, has coordinated and managed site improvement projects for the Parks and Recreation Department for the past 14 years. She manages and coordinates both CIP- and CPA-funded projects and also acts as the Department representative on CDBG-funded projects in the parks. Sample projects include: Newton City Hall and War Memorial Historic Landscape Preservation Plan, Newton Centre Playground Accessibility Plan; Newton Upper Falls Playground and Newton Highlands Playground Master Plans; Newton Upper Falls Playground Entrance Improvements; Cabot Park Off-Leash Area and Emerson Playground Improvements. Working with volunteers and the Department's maintenance division, Carol also coordinates the Department's Adopt-a-Space program. Employed by Brown, Richardson and Rowe, Landscape Architects and Planners, for 12 years prior, she staffed and managed park projects in the public sector.

WESTON & SAMPSON | FIRM QUALIFICATIONS AND EXPERIENCE

GENERAL DESCRIPTION OF THE FIRM'S OVERALL EXPERIENCE

Weston & Sampson provides municipal clients throughout New England with cost-effective and innovative solutions to their landscape architecture, infrastructure improvement, and environmental challenges. The majority of work completed by Weston & Sampson is focused on assisting communities in developing and implementing infrastructure improvements as they relate to parks, open space, roadways, sidewalks, drainage, water, and sewer. In more recent years, our firm has also assisted clients with the study, assessment, design, and installation of renewable energy facilities.

Established in 1899, Weston & Sampson offers capabilities ranging from project development and planning through design, construction, and long-term operation and maintenance. Throughout our 116-year history, Weston & Sampson has been recognized for exceeding our clients' expectations by providing attentive personal service, superior technical quality, and adherence to cost and schedule requirements. We pride ourselves on the expertise and experience that our staff provides on each assignment. We carefully assemble our project teams to meet specific client needs and ensure project success.



To meet the diverse needs of our clients, Weston & Sampson offers full-service capabilities to address the complex challenges of today's projects. The areas of our expertise that most pertain to this potential assignment include:

- Landscape Architecture
- Park and Open Space Planning and Design
- Community Facilitation
- Urban Design/Streetscape
- Architecture and Structural Engineering
- Peer Review
- Wide-ranging Engineering Disciplines
- Environmental Sciences

In addition, the majority of Weston & Sampson's clients are municipalities. As such, we fully understand the needs and challenges of New England communities, including available technologies, regulatory requirements, cost analysis and funding, and operational issues.



City of Newton, MA

WESTON & SAMPSON | FIRM QUALIFICATIONS AND EXPERIENCE

Recent examples of park and landscape architecture and urban design

Weston & Sampson has completed hundreds of open space, recreation, and urban design projects for communities throughout New England. We offer extensive capabilities and specialized services in the areas of:

- Neighborhood park and recreation design
- Athletic facility design
- Linear, multi-use trail/pathway systems and greenways
- Urban design and streetscape improvement
- Structural, electrical, plumbing design and municipal engineering
- Master planning, feasibility studies, and site analysis and development
- Civil and stormwater engineering, soil assessments and remediation
- Project inspection and construction monitoring
- Transportation and traffic planning, and multi-modal systems

Weston & Sampson's creative landscape architects help our clients envision award-winning futures for their parks, playgrounds, and urban design projects. Our designers complete innovative and progressive playground and recreation designs, environmental restorations, reuse of brownfields properties and landfills, city and town wide open space projects, including many current initiatives funded by CPC. Our specific projects have included multi-generational playgrounds, skateparks, dog parks, riverwalks, veterans' memorials, municipal commons, forest amenities, schoolyards/ball fields, track and synthetic turf field complexes, courts and competitive facilities, and the conversion of old railroad ways into nature and bicycle trails. All of our designs ensure Americans with Disabilities Act (ADA) accessibility, Architectural Access Board (AAB) compliance, and programming for users between the ages of 0 to 99. In addition, we have experience successfully working within historical commission guidelines on many of our projects throughout New England.



We are currently leading or have recently led the public participation, design development, bidding, and construction administration process for the restoration of parks, playgrounds, memorial squares, and municipal commons in more than 25 communities. We believe that our current and past work on neighborhood park and playground properties exemplifies our commitment to realizing a successful project through an innovative, creative, and collaborative effort. **Our recent work in the communities of Boston, Framingham, Natick, Needham, Newton, Quincy, Waltham, Somerville, Stoneham, and Worcester, Massachusetts particularly exemplifies our range of landscape architecture experience and capabilities.**



City of Newton, MA

WESTON & SAMPSON | FIRM QUALIFICATIONS AND EXPERIENCE

Experience in all phases of design, construction cost estimating, bidding, and construction management (including cost and time control) of park, landscape and sports facility design projects

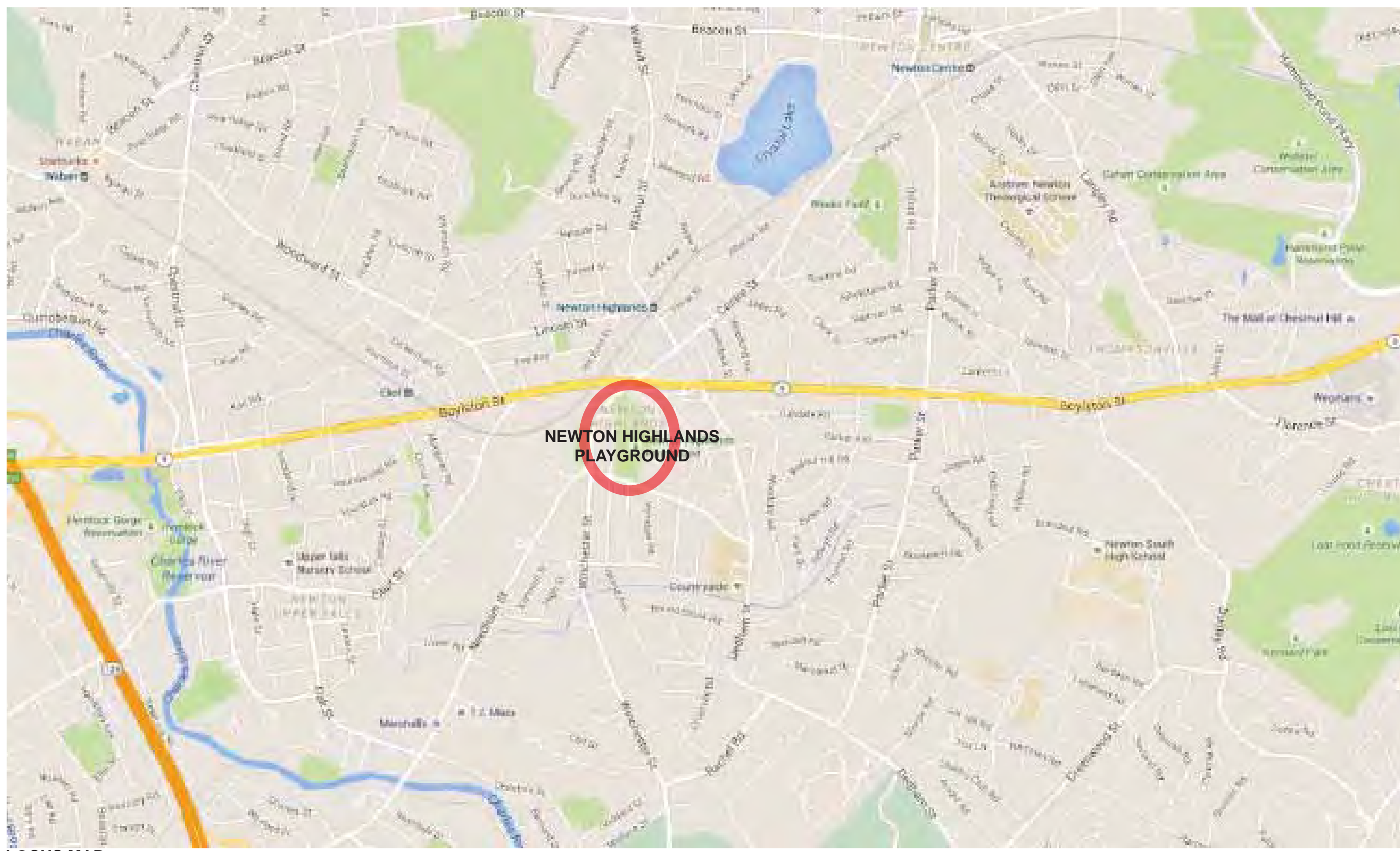
Weston & Sampson has extensive experience with landscape architectural design projects related to park, playground, open space, and urban site development projects. **We have provided a variety of study, design, bidding, and construction administration services for more than 150 park, playground, and recreational improvement projects throughout Massachusetts.**

Our design team possesses enormous strength in the design of successful, highly interactive neighborhood parks, playgrounds, schoolyards, community gardens, and related public spaces. We believe that the breadth of our passive and active park design projects, particularly in dense urban communities, helps to support this statement. And of particular note, our landscape architects have consciously chosen to focus their careers on designing public (not private) spaces that benefit communities.



In addition, Weston & Sampson has extensive experience preparing plans and specifications for public bidding, as well as providing administration and resident engineering services for a wide range of construction projects. Our experienced construction managers and inspection personnel evaluate and respond to the challenges of project construction in a timely and cost-effective manner and maintain a record of 0-2% change orders on all publically bid projects company-wide. Typical tasks include participation in pre-construction meetings, periodic visits to the job site or full-time inspectional services, review and approval of shop drawings and materials, evaluation of proposed contract changes, oversight and documentation of all required testing, and design of project modifications to the original design to meet unforeseen field conditions during construction. We also offer both full-time and part-time resident engineering services for any type or size project, and all of our resident engineers have the required Occupational Safety and Health (OSHA) Training in Construction Safety & Health.





LOCUS MAP



AERIAL



EXISTING CONDITIONS PHOTOS



NEWTON HIGHLANDS PLAYGROUND EXISTING CONDITIONS



PRECEDENT IMAGES



NEWTON HIGHLANDS PLAYGROUND
ILLUSTRATIVE PLAN



Community Preservation Committee
c/o Alice Ingerson, Program Manager
Planning Department, City of Newton
1000 Commonwealth Avenue
Newton, MA 02459

December 1, 2015

Dear Alice Ingerson,

I'm writing you to say I'm disappointed I'll have to miss your Open Space meeting next week at City Hall on December 10 due to an earlier commitment.

As an abutter I've been strongly in support of this funding to rebuild the park. I understand you and the park designers, Weston & Sampson, will present a request to the Community Preservation Committee (CPC) for \$3.3 million of Community Preservation Act (CPA) funds to rehabilitate the park across from my house.

Please consider this letter as a stand-in for me at next week's meeting and I look forward to hearing that construction could begin next year.

Sincerely,

Barbara Trachtenberg, Ed.D.
49 Dedham Street
Newton, MA 02461

Cc: Carol Schein
Open Space Coordinator
Newton Parks and Recreation
246 Dudley Road
Newton, MA 02459
617-796-1507 (office)

From: pete@horstmannlaw.com [mailto:pete@horstmannlaw.com]
Sent: Friday, December 04, 2015 10:56 AM
To: Alice Ingerson
Subject: Newton Highlands Playground Project

Dear Alice:

I am a Newton resident who lives within walking distance of the Highland playground and was delighted to hear that there is an upgrade planned for that space.

My kids have also been involved in both indoor and outdoor rock climbing for the last 6 years during which we have met with or become acquainted with most of the industry that is behind the fastest growing sport in the country. However, I do not work for any company involved and this industry and this is not a product driven sales pitch. In fact, in the past I have discouraged school administrators from spending money on indoor climbing walls because of the lack of product support, training and maintenance that the schools were not being told about during various sales pitches. I would welcome the opportunity to speak with you about the benefits of this sport and the outdoor products available that would truly enhance the Highland's project, the community in general and set Newton apart from neighboring communities. Unlike, standard playground equipment which is only used by the 10 & under crowd, the types of structures attached below would serve residents of all ages and create a multi-generational community. Many of European cities have devoted outdoor space to manmade climbing structures which frequently host climbing demonstrations and climbing competitions. While the number of indoor climbing gyms has quadrupled in the US in the last 10 years, outdoor structures have been slower to catch on. The structures depicted below are manufactured by a Massachusetts company called Rockwerks that is located in Barre, MA. I would be happy to make introductions or act in any capacity, if this is something that truly catches your interest.

Additionally, as someone who has lived in this neighborhood for the last 15 years, I am aware that Countyside Elementry School (which is located 200 yards up Dedham Street) recently spent \$80-100K in private funds to upgrade their playground equipment to a very high level. As a result, I think it is redundant to have another high end playground for those under 10 so close. I think the community would be better served with equipment that can be used by all ages whether it is rock climbing or something else. I am not suggesting that under 10 equipment is not needed. It is definitely needed for small kids to play on while the adults play tennis, etc., but it does not have to duplicate what is at Countryside. While I understand that these are two separate budgets and City department, there is not the same level of need when a reasonable alternative is so close by. Another example of this playground redundancy already exists in Newton Center where a new City playground was built at the same time that Mason Rice upgraded its playground and they are only 100 yards away. It would have been a better use of the City space to have constructed something that a broader age range would use.

I am happy to speak with you at anytime and I appreciate your time in reading this email.

Peter Charles Horstmann, Esquire
450 Lexington Street
Suite 101
Newton, MA 02466
(617) 723-1980
pete@horstmannlaw.com

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Responsive Column Widgets: No sidebar is selected.

From: Little Red Wagon PlaySchool [mailto:lrwnewton@gmail.com]
Sent: Thursday, December 10, 2015 4:13 PM



50 Winchester Street, Newton Highlands, MA 02461
617-244-5099 (tel.) 617-244-5095 (fax) lrwnewton@gmail.com (email)
www.littleredwagonplayschool.com

Community Preservation Committee
c/o Alice Ingerson, Program Manager
Planning Department, City of Newton
1000 Commonwealth Avenue Newton, MA 02459

December 10, 2015

Dear Members of the Community Preservation Committee,

I am writing to show my strong support for the rehabilitation of the Newton Highlands Playground (Winchester & Dedham Streets). I am the Owner and Director of Little Red Wagon PlaySchool located at 50 Winchester Street. For the past 18 years the children of our school have played in the playground, run in the field and found shade underneath the field's big tree. We are disappointed that the playground equipment that was removed a few years ago due to it's poor condition has not been replaced. The children, staff and families of Little Red Wagon PlaySchool, many of whom live within walking distance to the park, look forward to a new playground in which to play and explore.

Due to a previous commitment I am not able to attend tonight's meeting and hope that you will consider this letter as a sign of the support of Little Red Wagon PlaySchool and it's families for this project.

Sincerely,

Martha Reed Donahue, M.S.W.
Owner/Director Little Red Wagon PlaySchool

--

Little Red Wagon PlaySchool
lrwnewton@gmail.com
www.littleredwagonplayschool.com
617-244-5099
617-244-5095 - Fax



LEAGUE OF WOMEN VOTERS NEWTON

PO Box 610207 Newton, MA 02461 www.lwvnewton.org

617-383-4598 Email: info@lwvnewton.org

Comments read at CPC public hearing,
10 December 2015.

December 12, 2015

Alice Ingerson
Community Preservation Committee Program Manager
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Board of Directors

President

Susan Flicop

Clerk

Theresa Fitzpatrick

Treasurer

Andrea Kozinetz

Directors

Pia Bertelli
Bonnie Carter
Linda Green
Ellen Grody
Lois Levin
Lisa Mirabile
Linda Morrison
Sharyn Roberts
Greer Tan Swiston

Dear Alice:

Below are our comments that Pia Bertelli read on Thursday evening. Many thanks for the opportunity to comment on this application.

The Newton Highlands Playground is in dire need of rehabilitation after years of deferred maintenance, and LWVN readers find the new plans very attractive. The rehabbed park would serve a large number of nearby residents as well as teams and athletes from across the city. While we see the value in restoring the fields, woods, playground and tennis courts, we had a number of questions that created concern.

Our questions:

1. How will the park be kept in good condition? We would like to see a detailed maintenance plan to prevent a newly restored site from falling back into disrepair.
2. We see two letters of support from the community, but have concerns that there has not been enough outreach to the abutters and others in the vicinity. We would like to see more support, particularly from abutters and those who live on Upland Road and Wade Street.
3. Would improved lighting allow more use of the fields? Any idea how much, and of the impact on the neighborhood due to increased use? (Again, having support from abutters regarding the lighting would be important.)
4. We appreciate the thinking that Parks and Recreation has put into the topic of flooding and stormwater. The work on the soils & culverts is needed, and we encourage P&R to join progressive parks departments around the country in looking at how parks and playgrounds can double as stormwater storage.



LEAGUE OF WOMEN VOTERS NEWTON

PO Box 610207 Newton, MA 02461 www.lwvnewton.org

617-383-4598 Email: info@lwvnewton.org

5. The current parking situation for the playground along the Upland Road extension is inadequate, to say the least. We are concerned that improvements for this space are not included in this plan, and that therefore the current state of parking spaces filled with abandoned vehicles and other debris will continue. This omission is likely leading to the inclusion of 27 paved parking spaces right in the middle of the park. LWVN would like to see the Upland Road extension included in the plan, complete with assurances from the City that the use of these spaces will be monitored by Parking Control.

6. Our biggest area of concern is the increased cost that the CPC is being asked to assume. We understand that a new funding source needs to be found, but are concerned that no CIP funds are being made available for this work. This would set a precedent for other neglected City-owned open spaces and playgrounds to be funded almost entirely by CPA money. We are also concerned about the \$10,000 to be raised by the neighborhood, with only two letters of support as evidence of neighborhood interest.

Recommendation: Newton's CPA funds are in high demand, and the CPC has rightly stressed the need to keep funds in reserve for one-off opportunities, some of which may be imminent as we write this. The LWVN has no objection to some CPA funds being used to upgrade and even rehab some playgrounds and parklands, yet this seems like an immense request. Further, we regularly prefer requests that leverage outside funding. To put more than 99 percent of the cost on this one source is too large a burden.

LWVN is trying to balance these concerns with the clear need to improve an important neighborhood resource that is in a pretty embarrassing state of neglect. In the end, we would like to see more effort put toward the questions we've raised before we can decide to recommend approval or not.

Sincerely,

A handwritten signature in cursive script that reads "Susan Flicop".

Susan Flicop
President, LWVN



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#227-16

Telephone
(617) 796-1100

Facsimile
(617) 796-1113

TDD/TTY
(617) 796-1089

E-mail
swarren@newtonma.gov

June 13, 2016

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the appropriation of \$13,129,065 and authorize a general obligation borrowing of an equal amount to fund the Fire Station 3/HQ Project. The total budget for this project is \$20.5 million.

Thank you for your consideration of this matter.

Sincerely,

Setti D. Warren
Mayor

RECEIVED
NEWTON OFFICE
2016 JUN 13 PM 3:49
DAVID A. OLSON, Clerk
Newton, MA 02459





PUBLIC BUILDINGS DEPARTMENT

Josh Morse, Building Commissioner

Telephone (617) 796-1600

FAX (617) 796-1601

TTY: (617) 796-1608

52 ELLIOT STREET

NEWTON HIGHLANDS, MA 02461-1605

Setti D. Warren

Mayor

February 19, 2016

Mayor Setti D. Warren
Newton City Hall
1000 Commonwealth Avenue
Newton Centre, MA 02459

RE: Fire Station #3/Headquarters Repairs and Upgrades

Dear Mayor Warren:

The Public Buildings Department respectfully requests the remaining \$13,129,065.36 to complete the construction of the Fire Station 3/HQ project. The total budget for this project is \$20.5M and to date we have received \$7,370,934.64.

Total Budget:	20,500,000.00
Dec 2013 Request:	275,000.00
June 2015 Request:	3,645,823.00
July 2015 Request:	50,111.64
<u>February 2016 Request:</u>	<u>3,400,000.00</u>
Current Request:	13,129,065.36

Sincerely,

Josh Morse
Public Buildings Commissioner

cc: Maureen Lemieux, Chief Financial Officer
Alex Valcarce, Deputy Commissioner
Dori Zaleznik, Chief Admin Officer

6/20/2016

Budget & Categories of Expenses for the Fire HQ and Station 3 Project

Account #	Category	Budget
530220	OPM (includes Pre-Construction & Construction Services)	\$ 475,378
530202	Architect & Consultants (includes Pre-Construction Services)	\$ 1,843,340
530225	CM-At-Risk (Pre-Construction)	\$ 98,000
530225	CM-At-Risk (Construction)	\$ 16,228,282
530225	Communications Tower	included in construction
530219	Building Commissioning	\$ 80,000
5301	Consultants/ Testing	\$ 70,000
585FFE	Furniture, Fixtures & Equipment	\$ 535,000
585ITE	Telephone, Computer & Related Equipment	\$ 150,000
585OSITE	Traffic	included in construction
5240701	Temp Operations and Facilities	\$ 50,000
5727	Moving	\$ 30,000
5342	Plans and Specification Printing Services	\$ 15,000
5793	Construction Contingency	\$ 775,000
5825	Other Construction Related Costs	\$ 150,000 (includes Oil tank removal, memorial relocation/protections, generators, utilities and Misc. Unforeseen Costs, insurance)
		\$ 20,500,000.00
	Less Previously Approved	\$ (7,370,934.64)
		\$ 13,129,065.36

REVISED FIRE STATION #3 AND HQ DESIGN & CONSTRUCTION PROJECT BUDGET

6/20/2016

#227-16

Account Code	BUDGET CATEGORIES	BO #420-13, December 16, 2103	BO #32-15(2), June 1, 2015	Revised Project Budget, (420-13 & 32-15(2))	BO #163-15, July 13, 2015	Revised Project Budget (420-13, 32-15(2) & 163- 15)	Current Funding Request Dated February 23, 2016	Revised Project Budget - February 23, 2016	Current Funding Request Dated June 13, 2016	Revised Project Budget - June 13, 2016	Comments
530220	OPM (includes Pre-Construction & Construction Services)	\$ 95,213.00	\$ 920,213.00	\$ 1,015,426.00		\$ 1,015,426.00	\$ (580,048.00)	\$ 435,378.00	\$ 40,000.00	\$ 475,378.00	
530202	Architect & Consultants (includes Pre-Construction Services)	\$ 179,787.00	\$ 1,750,000.00	\$ 1,929,787.00	\$ 50,111.64	\$ 1,979,898.64	\$ (136,558.00)	\$ 1,843,340.64	\$ -	\$ 1,843,340.64	
530225	CM-At-Risk (Pre-Construction)		\$ 100,000.00	\$ 100,000.00		\$ 100,000.00	\$ (2,000.00)	\$ 98,000.00	\$ -	\$ 98,000.00	
530225	CM-At-Risk (Construction)			\$ -		\$ -	\$ 4,009,956.00	\$ 4,009,956.00	\$ 12,218,326.00	\$ 16,228,282.00	GMP #1 (less Temp Housing of \$277,114, Traffic Signal of \$85,000 & Communication Tower concrete work of \$15,300, and \$ 4,687.00)
58519	Communications Tower		\$ 100,000.00	\$ 100,000.00		\$ 100,000.00		\$ 100,000.00	\$ (100,000.00)	\$ -	Concrete work of \$15,300 to be taken from existing appropriation for Tower Moved to construction
530219	Building Commissioning		\$ -	\$ -		\$ -	\$ 23,650.00	\$ 23,650.00	\$ 56,350.00	\$ 80,000.00	
5301	Consultants		\$ 70,000.00	\$ 70,000.00		\$ 70,000.00	\$ -	\$ 70,000.00	\$ -	\$ 70,000.00	
585FFE	Furniture, Fixtures & Equipment		\$ -	\$ -		\$ -	\$ -	\$ -	\$ 535,000.00	\$ 535,000.00	
585SITE	Telephone, Computer & Related Equipment			\$ -		\$ -	\$ -	\$ -	\$ 150,000.00	\$ 150,000.00	
5850SITE	Traffic		\$ -	\$ -		\$ -	\$ 85,000.00	\$ 85,000.00	\$ (85,000.00)	\$ -	(part of GMP #1) Moved to construction
5240701	Temp Operations and Facilities		\$ 375,000.00	\$ 375,000.00		\$ 375,000.00	\$ -	\$ 375,000.00	\$ (325,000.00)	\$ 50,000.00	Includes Temp Fire Station Housing of \$277,114 (part of GMP #1) & Administrative Offices at Aquinas
5727	Moving		\$ 30,000.00	\$ 30,000.00		\$ 30,000.00	\$ -	\$ 30,000.00	\$ -	\$ 30,000.00	
5342	Plans and Specification Printing Services		\$ 15,000.00	\$ 15,000.00		\$ 15,000.00	\$ -	\$ 15,000.00	\$ -	\$ 15,000.00	
5825	Other Construction Related Costs (not part of CM)		\$ 112,000.00	\$ 112,000.00		\$ 112,000.00	\$ -	\$ 112,000.00	\$ 38,000.00	\$ 150,000.00	
5793	Project Contingency (5%)		\$ 173,610.00	\$ 173,610.00		\$ 173,610.00		\$ 173,610.00	\$ 601,390.00	\$ 775,000.00	
	PROJECT BUDGET	\$ 275,000.00	\$ 3,645,823.00	\$ 3,920,823.00	\$ 50,111.64	\$ 3,970,934.64	\$ 3,400,000.00	\$ 7,370,934.64	\$ 13,129,066.00	\$ 20,500,000	

Less Approved BO #420-13	\$ (275,000.00)
Less Approved BO #32-15(2)	\$ (3,645,823.00)
Less Approved BO #163-15	\$ (50,111.64)
Less Approved BO	\$ (3,400,000.00)

Current Funding Request \$ 13,129,065.36

CITY OF NEWTON

DOCKET REQUEST FORM

DEADLINE NOTICE: Council Rules require items to be docketed with the Clerk of the Council NO LATER THAN 7:45 P.M. ON THE MONDAY PRIOR TO A FULL COUNCIL MEETING.

To: Clerk of the City Council

Date: April 27, 2016

From (Docketer): Councilor Sangiolo

Address: _____

Phone: _____

E-mail: _____

Additional sponsors: _____

1. Please docket the following item (it will be edited for length if necessary):

Councilors Sangiolo and Harney requesting adoption of local option provision in Chapter 60, Section 1 that exempts military personnel from paying excise tax if they are deployed outside the state for at least 45 days.

2. The purpose and intended outcome of this item is:

- Fact-finding & discussion
- Appropriation, transfer,
- Expenditure, or bond authorization
- Special permit, site plan approval,
- Zone change (public hearing required)

- Ordinance change
- Resolution
- License or renewal
- Appointment confirmation
- Other: _____

3. I recommend that this item be assigned to the following committees:

- | | | |
|--|---|--|
| <input type="checkbox"/> Programs & Services | <input checked="" type="checkbox"/> Finance | <input type="checkbox"/> Real Property |
| <input type="checkbox"/> Zoning & Planning | <input type="checkbox"/> Public Safety | <input type="checkbox"/> Special Committee |
| <input type="checkbox"/> Public Facilities | <input type="checkbox"/> Land Use | <input type="checkbox"/> No Opinion |

4. This item should be taken up in committee:

Immediately (Emergency only, please). Please state nature of emergency:

- As soon as possible, preferably within a month
- In due course, at discretion of Committee Chair
- When certain materials are made available, as noted in 7 & 8 on reverse
- Following public hearing

**PART I** ADMINISTRATION OF THE GOVERNMENT**TITLE IX** TAXATION**CHAPTER 60A** EXCISE TAX ON REGISTERED MOTOR VEHICLES IN LIEU OF LOCAL TAX**Section 1** Excise tax on motor vehicles; assessment and levy; exemptions; abatement for theft of motor vehicle

Section 1. Except as hereinafter provided, there shall be assessed and levied in each calendar year on every motor vehicle and trailer registered under chapter ninety, for the privilege of such registration, an excise measured by the value thereof, as hereinafter defined and determined, at the rate of twenty-five dollars per thousand of valuation. For the purpose of this excise the value of each such motor vehicle or trailer shall be deemed to be the value, as determined by the commissioner, of motor vehicles or trailers of the same make, type, model, and year of manufacture as designated by the manufacturer, but not in excess of the following percentages of the list price established by the manufacturer for the year of manufacture, namely:?



A motor vehicle dealer to whom a general distinguishing number or mark has been issued shall, for the privilege of such registration, pay to the collector of taxes for the city or town in which such dealership is licensed, a special excise in the amount of \$100.00 for each registration plate issued by the registrar of motor vehicles under such general distinguishing number or mark. Such motor vehicle dealer shall otherwise be exempt from the excise imposed by this section on any motor vehicle owned by such motor vehicle dealer, which motor vehicle may be operated by such dealer, the spouse of such dealer, a co-owner of such dealer or dealership entity, the spouse of such co-owner or an employee of such dealer whose duties involve the sale of motor vehicles at any time for any purpose, including personal use, provided that such employee renders at least 20 hours of service each week to such dealer and provided that such co-owner holds at least 40 per cent proprietary interest in such motor vehicle dealer or any such dealership entity; provided, however, that a motor vehicle which is operated under such general or distinguishing mark or number shall, at all times, display all notices and stickers required by applicable law to be eligible for sale.

The term "year of manufacture", as used in this section, shall mean the year used by the manufacturer of the motor vehicle or trailer in connection with the designation by him or it of the model of such motor vehicle or trailer.

Nothing in this section shall be construed to prevent the board of assessors or the commissioner of revenue, as the case may be, from granting an abatement in any case in which the valuation aforesaid is in their or his opinion excessive.

The excise imposed by this section shall not apply to motor vehicles or trailers owned and registered by the commonwealth or any political subdivision thereof, or to motor vehicles or trailers owned and registered by a corporation whose personal property is exempt from taxation under clauses Third and Tenth of section five of chapter fifty-nine. Motor vehicles or trailers owned or controlled by a manufacturer, or farmer to whom has been issued a general distinguishing number or mark under section five of chapter ninety, and trailers owned or controlled by a dealer to whom there has been issued a general distinguishing number or mark, shall be exempt from the excise imposed by this section, upon application in writing filed with the assessors, if and so long as such motor vehicle or trailer is operated or propelled over the highways solely in connection with the business of the owner or controller as such manufacturer or farmer and in no way for his personal use or convenience or the personal use and convenience of his family or any other person; provided, that such application shall contain a statement subscribed under penalties of perjury by such owner or controller to the effect that such motor vehicle or trailer is and will be operated or propelled only in the manner aforesaid; and provided further that if any such motor vehicle or trailer is operated or propelled otherwise than in the manner aforesaid, there shall be assessed and levied on such motor vehicle or trailer the excise imposed by this chapter, and a penalty of one hundred dollars, which excise and penalty shall be assessed by the assessors and collected by the collectors of taxes, nor shall such excise be abated by reason of any subsequent transfer of such motor vehicle or trailer. If no application for exemption is filed with the assessors as aforesaid, any motor vehicle or trailer owned or controlled by a manufacturer and operated or propelled under a general distinguishing number or mark issued to such manufacturer shall be subject to the excise imposed by this chapter, which excise shall be assessed by the assessors and collected by the collectors of taxes.

The excise imposed by this section shall not apply to motor vehicles leased for a full calendar year to a charitable organization when such vehicle is owned and registered by a lessor engaged in the business of leasing motor vehicles. In any city or town which accepts the provisions of this sentence, by a vote of the city council with the approval of the mayor, in a town, by a vote of the town meeting, and in a municipality having a town council form of government, by a vote of the town council. The excise tax imposed by this section shall not apply to a motor vehicle owned and registered by or leased to a former prisoner of war defined as any regularly appointed, enrolled, enlisted, or inducted member of the military forces of the United States who was captured, separated and incarcerated by an enemy of the United States during an armed conflict; provided, however, that the excise tax shall not apply to a motor vehicle owned and registered by or leased to the surviving spouse of a

deceased former prisoner of war, until such time as the surviving spouse remarries or fails to renew such registration. As used herein, the term "charitable organization" means an organization, other than a degree granting or diploma awarding educational institution, whose personal property is exempt from taxation under clause Third of section five of chapter fifty-nine.

The excise imposed by this section shall not apply to a motor vehicle owned and registered by or leased to a veteran, as defined in section 7 of chapter 4, who according to the records of the United States Veterans Administration, by reason of service in the armed forces of the United States, has suffered loss, or permanent loss of use of, one or both feet, or loss, or permanent loss of use of, one or both hands, or has been determined by the medical advisory board established under section 8C of chapter 90 to be permanently disabled; nor to a motor vehicle owned and registered by or leased to a veteran, as defined in section 7 of chapter 4, who is receiving a statutory award from the Veterans Administration for the loss of sight of one eye or who according to the records of the United States Veterans Administration, by reason of service in the armed forces of the United States, has suffered permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than twenty degrees in the better eye; nor to a motor vehicle owned and registered to or leased to any person who has suffered loss, or permanent loss of use of, both legs or both arms; nor to a motor vehicle owned and registered to or leased to any person who has suffered permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than twenty degrees in the better eye. This exemption shall apply to not more than one motor vehicle owned and registered for or leased for the personal, noncommercial use of such veteran or person. After the assessors have allowed an exemption under this paragraph no further evidence of the existence of the facts required by this paragraph shall be required in any subsequent year in the city or town in which the exemption has been so allowed; provided, however, that the assessors may refuse to allow an exemption in any subsequent year if they become aware that the veteran or person did not satisfy all of the requisites of this section at the time the exemption was first granted.

In any city or town accepting the provisions of this paragraph, the excise imposed by this chapter shall not apply to a motor vehicle owned and registered by or leased to a resident who is in active and full-time military service as a member in the armed forces of the United States or the national guard, army or air, of any state, and has been deployed or stationed

outside the territorial boundaries of the commonwealth for a period of at least 45 days in the calendar year of the exemption. If the military member is wounded or killed in an armed conflict, he shall not be subject to the foregoing period of service qualification for the calendar year in which he is wounded or killed. This exemption shall apply only to a motor vehicle owned and registered by or leased to a military member in his own name or jointly with a spouse for a non-commercial purpose and a military member may qualify for this exemption for only 1 motor vehicle for each calendar year. A municipality which accepts the provisions of this paragraph shall, in connection with the issuance of warrant to collect unpaid motor vehicle or trailer excise tax from a delinquent taxpayer, add \$3 to the fee prescribed in clause 9 of section 15 of chapter 60. The acceptance by a municipality of this paragraph shall take effect on the first day of January next occurring after the approval by the municipality to accept this paragraph.

A person who qualifies for any calendar year for exemption from the excise imposed by this section on a motor vehicle owned and registered or leased by him shall be entitled to the exemption upon application to the assessors for that year as provided in section 2 for the procedure of an owner aggrieved by the excise assessed. An application for exemption may be made by such person; his spouse, if the motor vehicle is jointly owned and registered or leased in the names of the person and spouse; or, if the person is deceased, a surviving spouse, administrator, executor or trustee of the estate, will or trust, as the case may be.

If a motor vehicle or trailer is originally registered after January thirty-first in any year, the excise under this section shall be that proportion of the excise for the full year which the number of months in said year following the month preceding that in which the motor vehicle or trailer is registered bears to twelve; but no excise shall be assessed on the same motor vehicle or trailer more than once in any calendar year by reason of the renewal of the registration of such vehicle within the calendar year, unless its ownership is transferred by sale or otherwise and its registration surrendered or it is registered after a surrender or expiration of registration upon removal of its owner to another state and registration in such other state. If during any calendar year ownership of a motor vehicle or trailer subject to an excise under this section is transferred by sale or otherwise and the registration of such motor vehicle or trailer is surrendered, or if during any calendar year the owner of a motor vehicle or trailer subject to such an excise removes to another state and registers such motor vehicle or trailer in such other state and surrenders or does not renew his registration in this state, the excise under this section shall be reduced upon application by an abatement equal to that proportion of an excise under this section on such motor vehicle or trailer for the full calendar year which the number of months in said year remaining after the month in which such transfer by sale or otherwise or such surrender or expiration of registration occurs bears to twelve; provided, however, that if in the month in which such transfer by sale or otherwise occurs, the person making such transfer registers another motor vehicle or trailer under

chapter ninety and thereby becomes subject to an excise under this section on such other motor vehicle or trailer for such month, the excise under this section on the motor vehicle or trailer transferred shall be further reduced upon application as aforesaid by an abatement equal to one twelfth of a full calendar year's excise under this section on the motor vehicle or trailer transferred. If before an excise imposed under this section is assessed, notice of transfer by sale or otherwise and surrender of registration or of surrender or expiration of registration as aforesaid is received by the official or officials authorized to make the assessment, the excise shall be assessed in the amount to which it would be reduced by abatement as aforesaid. The excise imposed by this section shall in no event be less than five dollars; no abatement under this section shall reduce any such excise to less than five dollars; no abatement shall be granted in an amount less than five dollars; and no refund shall be paid in an amount less than five dollars.

The excise imposed by this section shall not apply to the registration by an inhabitant of any state other than this commonwealth or by a partnership, voluntary association or corporation which does not have a principal place of business in this commonwealth, of any motor vehicle or trailer to be customarily kept in another state; provided, such motor vehicle or trailer is also registered in such other state during the period when registered in this commonwealth, and if such other state does not impose an excise, privilege or property tax or fee in lieu of or in addition to a registration fee, or does not impose a registration fee at a rate greater than that required for registration in this commonwealth, upon motor vehicles or trailers, as the case may be, customarily kept in this commonwealth and registered by an inhabitant of this commonwealth, or by a partnership, voluntary association or corporation having its principal place of business in this commonwealth. The commissioner shall determine what states do not impose such additional excise, privilege or property tax or fee, or registration fee or fee in lieu of such levies and his determination shall be final.

If a motor vehicle or trailer is stolen, the owner of such motor vehicle or trailer may apply for an abatement of excise, provided:

- (1) The owner of the stolen vehicle or trailer has notified the local police authorities of the theft within forty-eight hours of discovery of the theft.
- (2) The owner of the stolen motor vehicle or trailer has surrendered the certificate of registration of the stolen motor vehicle or trailer and has obtained a certificate, setting forth the facts, and signed by the registrar of motor vehicles or his authorized agent. Such surrender shall not be made sooner than thirty days subsequent to the date of the theft.

The excise may then be reduced by an abatement equal to that proportion of an excise under this section on such motor vehicle or trailer for the full calendar year which the number of months in said year remaining after the month in which such surrender of the certificate of

registration occurs bears to twelve; provided, however, that should the motor vehicle or trailer be subsequently recovered and registered in the same calendar year by the same owner an additional excise which shall be that proportion of the excise for the full year which the number of months in said year following the month preceding that in which the motor vehicle or trailer is registered bears to twelve, shall be paid, notwithstanding any provisions of this section to the contrary. The commissioner or the assessors, as the case may be, may require that the owner of the stolen motor vehicle or trailer exhibit the certificate of surrender of registration and provide them with a written statement from the local police authorities certifying that such authorities were notified of the theft and that the stolen motor vehicle or trailer has not been recovered.

Whoever falsely reports the theft of a motor vehicle or trailer for the purposes of securing an abatement of excise shall forfeit a sum not larger than three times the excise due on the vehicle for the entire year, such sum to be recovered in a civil action brought by the city or town to which the excise was payable.

RECEIVED
Newton City Clerk

CITY OF NEWTON

2016 APR 27 PM 1:39

DOCKET REQUEST FORM

DEADLINE NOTICE: Council Rules require items to be docketed with the Clerk of the Council NO LATER THAN 7:45 P.M. ON THE MONDAY PRIOR TO A FULL COUNCIL MEETING.

To: Clerk of the City Council

Date: April 27, 2016

From (Docketer): Councilor Sangiolo

Address: _____

Phone: _____

E-mail: _____

Additional sponsors: _____

1. Please docket the following item (it will be edited for length if necessary):

Councilor Sangiolo requesting creation of a policy or ordinance related to interest charges on late payments of utility bills to the City and proportional return of interest charges if or when the utility bill is abated.

2. The purpose and intended outcome of this item is:

- | | |
|--|--|
| <input type="checkbox"/> Fact-finding & discussion | <input checked="" type="checkbox"/> Ordinance change |
| <input type="checkbox"/> Appropriation, transfer, | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Expenditure, or bond authorization | <input type="checkbox"/> License or renewal |
| <input type="checkbox"/> Special permit, site plan approval, | <input type="checkbox"/> Appointment confirmation |
| <input type="checkbox"/> Zone change (public hearing required) | <input type="checkbox"/> Other: _____ |

3. I recommend that this item be assigned to the following committees:

- | | | |
|--|---|--|
| <input type="checkbox"/> Programs & Services | <input checked="" type="checkbox"/> Finance | <input type="checkbox"/> Real Property |
| <input type="checkbox"/> Zoning & Planning | <input type="checkbox"/> Public Safety | <input type="checkbox"/> Special Committee |
| <input type="checkbox"/> Public Facilities | <input type="checkbox"/> Land Use | <input type="checkbox"/> No Opinion |

4. This item should be taken up in committee:

Immediately (Emergency only, please). Please state nature of emergency:

- As soon as possible, preferably within a month
- In due course, at discretion of Committee Chair
- When certain materials are made available, as noted in 7 & 8 on reverse
- Following public hearing