



Finance Committee Agenda

City of Newton In City Council

Monday, December 13, 2021

The Finance Committee will hold this meeting as a virtual meeting on Monday, December 13, 2021 at 7:00 pm. To view this meeting using Zoom use this link: <https://us02web.zoom.us/j/86745750095> or call 1-646-558-8656 and use the following Meeting ID: 867 4575 0095

Item scheduled for discussions:

Referred to Public Facilities and Finance Committees

- #442-21 Request to allocate \$330,000 from the Sewer Surplus Fund**
HER HONOR THE MAYOR requesting the allocation of three hundred and thirty thousand dollars (\$330,000) from the Sewer Surplus Fund for the replacement of the existing 6" cast iron Islington Road Wastewater Force Main.
Public Facilities Approved 6-0 (Councilor Kalis not voting) on 12/08/21
- #440-21 Authorizing funds to settle claims against the City**
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of twenty-five thousand dollars (\$25,000) from Acct # 0110841-572500 Law Department Judgments & Settlements for full and final settlement of all claims from the incident against the City of Newton in Brown v. City of Newton, 2081-cv-01988
- #443-21 Repurpose \$38,758 from portable radios to radio communications**
HER HONOR THE MAYOR requesting the authorization to repurpose the sum of thirty-eight thousand seven hundred and fifty-eight dollars (\$38,758) of unspent leftover funds in Acct #01C20106-585190 from portable radios to radio communications equipment.

Respectfully submitted,

Rebecca Walker Grossman, Chair

The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: jfairley@newtonma.gov or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.



Ruthanne Fuller
Mayor

City of Newton, Massachusetts
Office of the Mayor

442-21

Telephone
(617) 796-1100
Fax
(617) 796-1113
TDD/TTY
(617) 796-1089
Email
rfuller@newtonma.gov

November 29, 2021

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

Honorable City Councilors:

I respectfully submit this docket item to this Honorable Council requesting the allocation of \$330,000.00 from the Sewer Surplus Fund for the replacement of the existing 6" cast iron Islington Road Wastewater Force Main.

The Newton Department of Public Works Islington Road Wastewater Pump Station located in Auburndale Cove Recreational area discharges sewerage through approximately 880 linear feet of 6" cast iron force main into a gravity sewer located on the Commonwealth Avenue carriage road adjacent to Lyons Park ballfield. This cast iron force main has outlived its useful life under these conditions and the city has experienced several leaks in the past couple of years due to corrosion.

Please see the attached memo from Public Works Commissioner James McGonagle.

Thank you for your consideration of this matter.

Sincerely,

Mayor Ruthanne Fuller

RECEIVED

2021 NOV 29 PM 3:53

CITY CLERK
NEWTON, MA 02459

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE COMMISSIONER
1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

November 29, 2021

To: Maureen Lemieux, Chief Financial Officer

From: James McGonagle, Commissioner of Public Works
Theodore J. Jerdee, Utilities Director

Subject: Request to allocate Sewer Surplus funding for the replacement of the Islington Road Wastewater Pump Station Force Main at Auburndale Cove/Lyons Field

Brief Description:

The Newton Department of Public Works Islington Road Wastewater Pump Station (circa 1962) located in Auburndale Cove Recreational area discharges sewerage through approximately 880 linear feet of 6" cast iron force main into a gravity sewer located on the Commonwealth Avenue carriage road adjacent to Lyons Park ballfield. This cast iron force main has outlived its useful life under these conditions and the city has experienced several leaks in the past couple of years due to corrosion.

I am respectfully requesting to docket \$330,000.00 from the Sewer Surplus Fund for the replacement of the existing 6" cast iron force main, attached is the Engineers Cost Estimate and the plans for the replacement of the Islington Road Wastewater Force Main.

Please docket this request with the Honorable City Council for their consideration.

Sincerely,

James McGonagle
Commissioner Public Works

Attachment: Engineer's Cost Estimate-Islington Force Main Replacement
Islington Road Force Main Replacement Plan

WSE Job No. ENG21-0512
 8/19/2021
 ENGINEER'S COST ESTIMATE

DONE BY: Patrick Terrien
 CHECKED BY David Elmer

**CITY OF NEWTON, MASSACHUSETTS
 ISLINGTON FORCE MAIN REPLACEMENT**

ITEM #	QUANTITY	UNIT	DESCRIPTION	UNIT COST	TOTAL AMOUNT
1			Sewer Force Mains		
1a	880	l.f.	6-inch (IPS) DR 21 HDPE Force Main, per linear foot	\$260.00	\$228,800.00
1b	1	location	Connection to pump station, lump sum	\$5,000.00	\$5,000.00
1c	1	location	Connection to SMH B007-7, lump sum	\$5,000.00	\$5,000.00
1d	3	anchor blocks	Anchor blocks, per anchor block	\$2,500.00	\$7,500.00
				SUBTOTAL	\$246,300.00
2			Temporary Bypass		
2a	1	each	Temporary Bypass System, lump sum	\$10,000.00	\$10,000.00
				SUBTOTAL	\$10,000.00
3			Rock Excavation and Disposal		
3a	100	c.y.**	Rock excavation and disposal (minimum), per cubic yard	\$60.00	\$6,000.00
3b	100	c.y.**	Rock excavation and disposal (additional), per cubic yard	\$0.01	\$1.00
				SUBTOTAL	\$6,001.00

ITEM #	QUANTITY	UNIT	DESCRIPTION	UNIT COST	TOTAL AMOUNT
4			Miscellaneous Earthwork		
4a	100	c.y.	Excavation and backfill of unsuitable material above normal grade, per cubic yard	\$25.00	\$2,500.00
4b	100	c.y.	Excavation and backfill of unsuitable material below normal grade, per cubic yard	\$25.00	\$2,500.00
4c	100	c.y.	Test pits, per cubic yard	\$25.00	\$2,500.00
4d	100	c.y.	Additional crushed stone, per cubic yard	\$25.00	\$2,500.00
4e	2	dams	Bentonite clay dams, per bentonite clay dam	\$1,000.00	\$2,000.00
				SUBTOTAL	\$12,000.00
5			Mobilization		
5a	1	l.s.	Mobilization, lump sum (not more than 5% of Items 1 to 4)		\$13,715.05
				SUBTOTAL	\$13,715.05
6			Allowances for Services of Uniformed Officers		
6a	150	hours	Uniformed officers for traffic control, per hour	\$50.00	\$7,500.00
				SUBTOTAL	\$7,500.00
				CONTINGENCY: 10%	\$29,551.61
				TOTAL	\$325,067.66

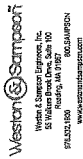
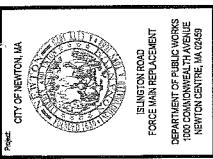


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CONSTRUCTION NOTES:

- 1. THE CONTRACTOR SHALL CALL DISSECT AT 1-888-344-7233 AT LEAST 72 HOURS BEFORE ANY EXCAVATION OR PILING IS TO BE UNDERTAKEN...
2. LOCATIONS OF EXISTING PIPES, CONDUITS, UTILITIES, FOUNDATIONS AND OTHER UNDERGROUND OBJECTS ARE NOT WARRANTED TO BE ACCURATE...
3. TEST PITS TO LOCATE EXISTING UTILITIES MAY BE ORDERED BY THE ENGINEER...
4. STONE WALLS, FENCES, MAIL BOXES, SIGNS, CURBS, LIGHT POLES, ETC. SHALL BE RELOCATED AND REPAIRED AS NECESSARY...
5. ALL AREAS DISTURBED BY THE CONTRACTOR BEYOND PAYMENT LIMITS SHALL BE RESTORED AT NO ADDITIONAL COST TO THE OWNER...
6. CONCRETE CHAIRS OR ARCHES SHALL BE CONSTRUCTED WHERE EXCAVATION IS TO BE MADE...
7. THE CONTRACTOR SHALL NOT STORE ANY APPARATUS, MATERIALS, SUPPLIES, OR EQUIPMENT ON DRAINAGE STRUCTURES OR WITHIN 100 FEET OF WETLANDS...
8. SEWER TRENCHES MAY BE EXCAVATED WIDER THAN THE 'LIMIT OF EXCAVATION'...
9. BELOW THE 'LINE OF NARROW TRENCH LIMIT' THE TRENCH SHOULD NOT BE EXCAVATED BEYOND THE TRENCH WIDTH 'W'...
10. THE CONTRACTOR SHALL COMPLY WITH ALL REQUIREMENTS OF THE MASSACHUSETTS DEPARTMENT OF TRANSPORTATION...
11. CONTRACTOR SHALL BE AVAILABLE 24/7 TO RESPOND PROMPTLY TO BYPASS REPAIRS REQUIRED DURING THE PROJECT...
12. CONTRACTOR SHALL PROVIDE NECESSARY FLOW CONTROL (e.g. PUMPING TRUCKS) AS NECESSARY DURING CONSTRUCTION...
13. CONTRACTOR SHALL PROVIDE NECESSARY FLOW CONTROL TO DRAINAGE EXISTING 6-INCH FORCE MAIN...
14. CONTRACTOR SHALL MAINTAIN EXISTING FLOWS IN THE SYSTEM, BYPASSING AS NECESSARY TO PREVENT SURCHARGING, AS APPROVED OR REQUIRED BY THE ENGINEER...
15. CONTRACTOR SHALL INSULATE FORCE MAIN WHEN GROUND COVER IS LESS THAN 5 FEET...
16. CONTRACTOR SHALL COORDINATE WITH THE CITY OF NEWTON FOR WORK TO BE PERFORMED ON LYONS FIELD...
17. CONTRACTOR SHALL PROTECT IRRIGATION SYSTEM AND ELECTRICAL CONDUITS ON LYONS FIELD...
18. CONTRACTOR SHALL OAM AND SEED ALL LOCATIONS DISTURBED FROM CONSTRUCTION ACTIVITY ON LYONS FIELD AS PER SPECIFICATION SECTION 02320...
19. IN AREAS DESIGNATED AS WETLANDS, THE CONTRACTOR SHALL TAKE THE NECESSARY MEASURES TO BE TAKEN AS BACKLOG FOR THE TRENCH EXCAVATION TOP LAYER, ELEVATIONS SHALL MATCH EXISTING...
20. CONSTRUCTION COMMISSION ORDER OF CONDITIONS ARE INCLUDED IN ATTACHMENT A OF SPECIFICATION SECTION 02860, PERMITS...
21. CONTRACTOR SHALL COORDINATE A PRE-CONSTRUCTION SITE VISIT WITH THE CITY OF NEWTON TO REVIEW THE SUBMITTALS, CONTROL TREE PROTECTION, AND LIMITS OF WORK...
22. CONTRACTOR SHALL SUBMIT THE FOLLOWING ITEMS TO THE CONSERVATION ADMINISTRATOR AND ENGINEER PRIOR TO THE START OF WORK:
- WETLANDS MONITORING WELL
- WETLANDS MONITORING WELL
- DEMARCATORY CONTINGENCY PLAN
- STOCKPILING AND STAGING AREA DETAILS
23. CONTRACTOR SHALL IMPLEMENT APPROPRIATE CONTROLS FOR THE TRACKING, LITTER MANAGEMENT, AND VEHICLE REPAIRING...
24. CONTRACTOR SHALL HAVE A SPILL KIT ON SITE AND SHALL NOTIFY THE CITY OF NEWTON IMMEDIATELY IN THE EVENT OF ANY SPILL OF OIL AND HYDRAULIC LEAKS AS SOON AS THEY ARE NOTICED.

ABBREVIATIONS

Table mapping abbreviations to full names: AC/COMP ASBESTOS CEMENT PIPE, AR/PA ASPHALT COATED CORRUGATED METAL PIPE, AV/AV AIR RELEASE VALVE FOR TESTING AND MATERIALS, BC/PA BITUMINOUS CONCRETE, BT/PA BITUMINOUS CONCRETE, BR/PA BRICK MARK, BT/PA BUTTERFLY VALVE, CA/TV CABLE TELEVISION, CC/PA CONCRETE CURB, CC/PA CAST IRON, CE/PA CENTRALISED, CH/PA CORRUGATED METAL PIPE, CH/PA CONCRETE, CH/PA CHECK VALVE, CH/PA CHECK VALVE NORTH FROM RIM TO INVERT, CH/PA DROP-INLET, DUCTILE IRON, CH/PA DRAWING MANHOLE, CH/PA EAST ELECTRIC, CH/PA ELEVATION, CH/PA EACH FACE, CH/PA EACH WAY, CH/PA EXISTING, CH/PA FEET, FOOT, GALV GALVANIZED, CH/PA GRANITE CURB, CH/PA HORIZONTAL, CH/PA HOUSE CONNECTION, CH/PA HOUSE CONNECTION, CH/PA INVERT, CH/PA INSIDE DIAMETER, CH/PA IRON PIPE, CH/PA LINEAR FEET, CH/PA MAXIMUM, CH/PA MAIL BOX, CH/PA MANHOLE, CH/PA MASSACHUSETTS DEPARTMENT OF TRANSPORTATION, CH/PA MECHANICAL JOINT, CH/PA METERS WATER RESOURCES AUTHORITY, CH/PA NORTH EAST, CH/PA NOT FOUND, CH/PA NUMBER, CH/PA NUMBER OF CYLINDER PIPE, CH/PA PLAN END, POLYETHYLENE, CH/PA PLATE, CH/PA POLYVINYL CHLORIDE, CH/PA REINFORCED CONCRETE PIPE, CH/PA RIGHT-OF-WAY, CH/PA SEWER, SOUTH, CH/PA SOUTH, CH/PA SQUARE FEET, CH/PA SPECIFICATIONS, CH/PA STAINLESS STEEL, CH/PA STATION, CH/PA SERVICE, STAINLESS STEEL, CH/PA STEEL MANHOLE, SOUTH WEST, CH/PA HYDROSTATIC TEST, TELEPHONE, CH/PA TEMPORARY BRUSH MARK, CH/PA TYPICAL, CH/PA UTILITY POLE, CH/PA VERTICAL, CH/PA WATER, WEST, CH/PA WITHOUT, CH/PA W/O

LEGEND

Legend table with columns: DESCRIPTION, EXISTING, PROPOSED. Includes symbols for sanitary sewer, water main, storm drain, gas, telephone, manholes, valves, and various utility markers.

NOTE: ITEMS SHOWN IN THE LEGEND MAY NOT BE PRESENT IN THESE PLANS

CITY OF HERTON, IA
 SELESTON ROAD
 FORCE MAIN REPLACEMENT
 DEPARTMENT OF PUBLIC WORKS
 1000 COMMONWEALTH AVENUE
 HERTON, IOWA 52542

Weston Engineering, Inc.
 1000 Commonwealth Ave.
 Herton, IA 52542
 Phone: 563-243-1111
 Fax: 563-243-1112
 www.westoneng.com

Revision	No.	Date	Description

Contractor:

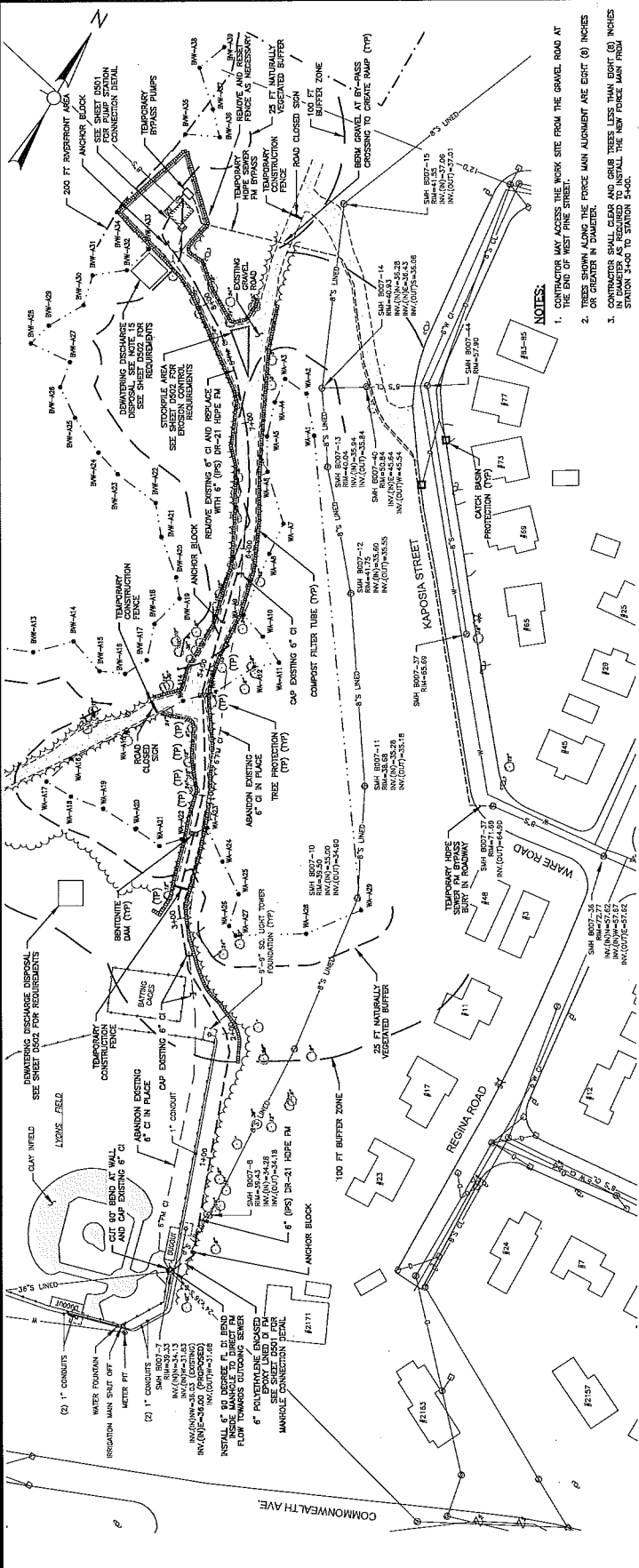
Issue No:

BIDDING

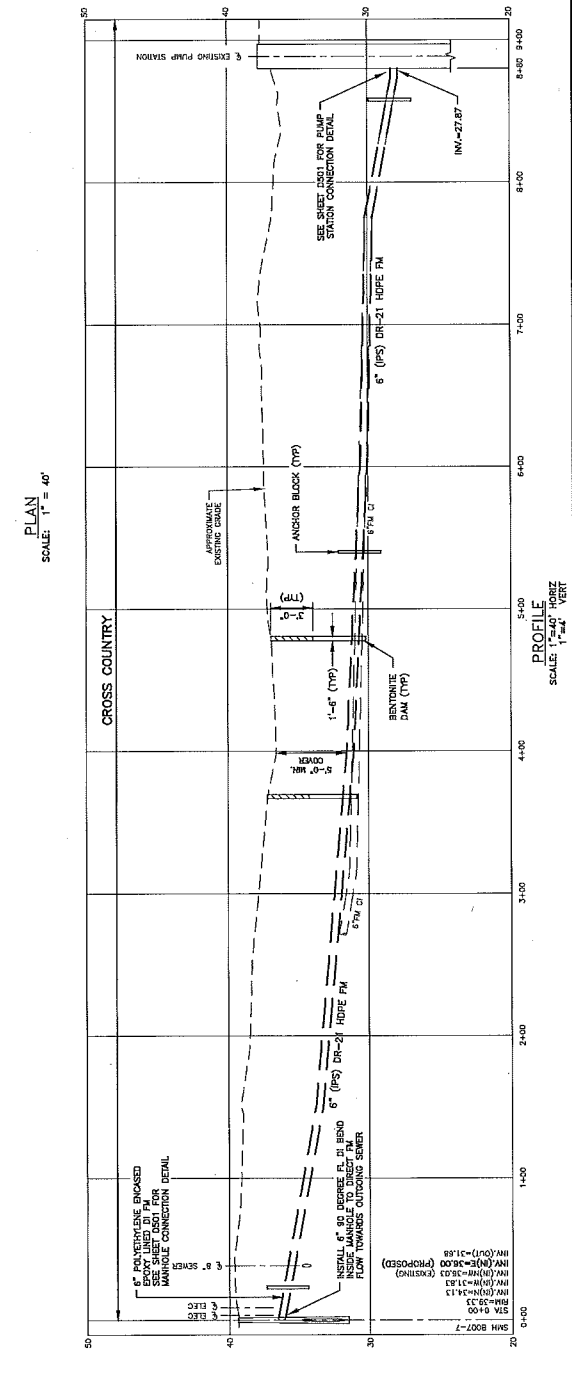
Scale:	AS NOTED
Drawn By:	ROB MARSHALL
Checked By:	WJS
Approved By:	WJS
Issue No:	001
Issue Date:	08/26/2011

CROSS COUNTRY
 FORCE MAIN
 STA 0+00 TO STA 8+40

Sheet No: C101




- NOTES:**
- CONTRACTOR MAY ACCESS THE WORK SITE FROM THE GRAVEL ROAD AT THE END OF WEST PINE STREET.
 - CONTRACTOR SHALL MAINTAIN THE FORCE MAIN ALIGNMENT AT EIGHT (8) INCHES ABOVE FINISH GRADE THROUGHOUT THE PROJECT.
 - CONTRACTOR SHALL CLEAR AND GRUB TREES LESS THAN EIGHT (8) INCHES IN DIAMETER AS REQUIRED TO INSTALL THE NEW FORCE MAIN FROM STATION 3+00 TO STATION 5+00.
 - CONTRACTOR SHALL PRUNE TREES AS REQUIRED TO INSTALL NEW FORCE MAIN.
 - CONTRACTOR SHALL REMOVE ALL WEEDS OF GRAVEL ROAD IN ALL DISTRIBUTED AREAS PER GRAVEL ROAD DETAIL ON SHEET 001. RESTORED GRAVEL ROAD SHALL MATCH EXISTING GRADE. CONTRACTOR SHALL REMOVE ALL WEEDS TO A MINIMUM OF 10 FEET FROM THE GRAVEL ROAD.
 - CONTRACTOR SHALL REMOVE ALL EXISTING 6\"/>



PLAN SCALE: 1" = 40'

PROFILE SCALE: 1" = 4' VERTICAL

CITY OF NEWTON, MA

 BOSTON ROAD
 FORCE MAIN REPLACEMENT
 DEPARTMENT OF PUBLIC WORKS
 100 COMMONWEALTH AVENUE
 NEWTON CENTRE, MA 02459

Weston 
 Weston Engineers, Inc.
 100 Main Street
 Framingham, MA 01901
 PLS 508.875.3100
 www.westonengineers.com

Comments

No.	Date	Description

Reference

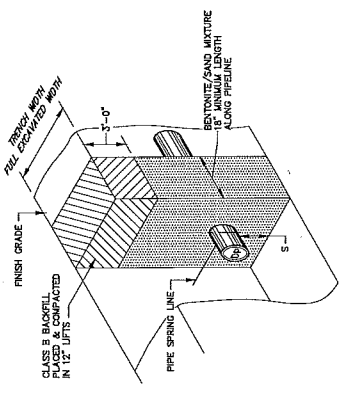
No.	Date	Description

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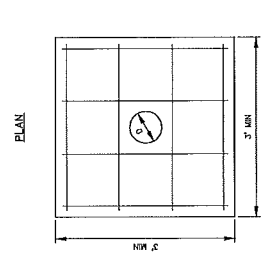
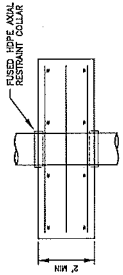
BIDDING

SIGL	AS NOTED
DATE	NOVEMBER 2021
Drawn By	RCS
Reviewed By	US
Approved By	PAI
WAS Project No.	BDC24-212
WAS File No.	2148

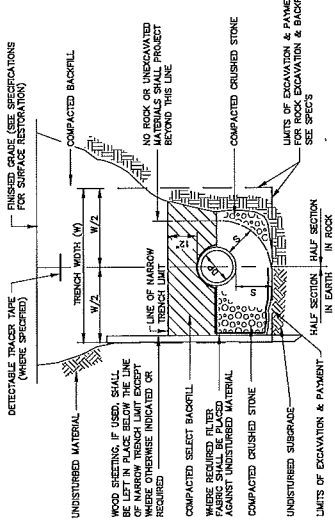
Sheet No: D501
 Details I



- NOTES:**
1. DAM TO BE PLACED AGAINST UNDISTURBED MATERIAL OR SHEETING
 2. SEE TABLE A FOR S & D.P. DIMENSIONS
 3. SEE BENTONITE DAM SPECIFICATION SECTION 02347



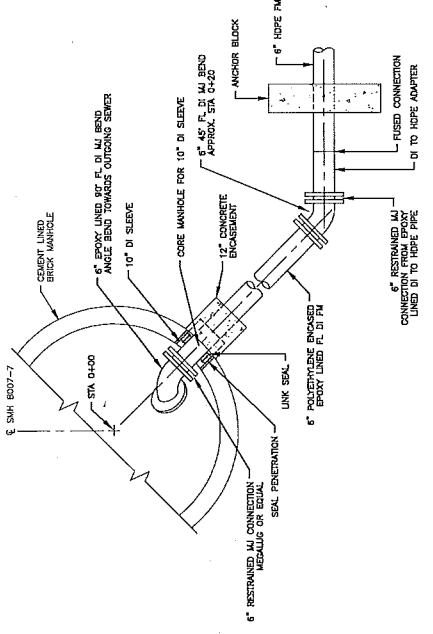
- NOTES:**
1. SELECT THE THICKNESS OF THE BLOCK TO AVOID THE NEED FOR SHEAR REINFORCEMENT.
 2. USE REINFORCEMENT ON BOTH SIDES OF THE BLOCK AT ALL JOINTS. PLACE ALL JOINTS USING TESTING AND/OR FUTURE OPERATIONS.
 3. HORIZONTAL REINFORCEMENT TO BE LOCATED OUTSIDE OF THE VERTICAL REINFORCEMENT.
 4. REINFORCEMENT BARS CLOSEST TO THE PIPE TO BE LOCATED 3\"/>



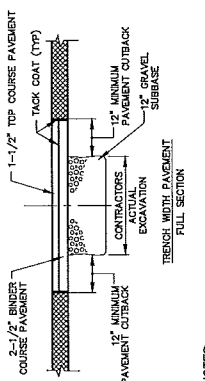
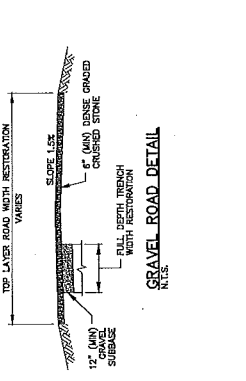
- NOTE:**
- FOR W, EP, & S, SEE TABLE A

TABLE A

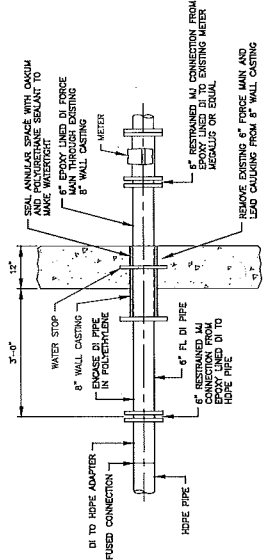
DEPTH TO DIAMETER OF PIPE (D.P.)	TRENCH WIDTH (W)	MINIMUM CLEARANCE (C)	MINIMUM CLEARANCE (S)
0-12'	TO 16"	6"	6"



- NOTES:**
1. REMOVE EXISTING 8\"/>



- NOTES:**
1. CONTRACTORS SHALL MATCH PAVEMENT THICKNESS OF EXISTING PAVEMENT. PAVEMENT THICKNESS SHALL NOT BE LESS THAN 4\"/>



- NOTES:**
1. REMOVE EXISTING 8\"/>

ANCHOR BLOCK FOR HOPE MAIN
 N.T.S.

MANHOLE CONNECTION DETAIL
 N.T.S.

PUMP STATION CONNECTION DETAIL
 N.T.S.

CITY OF NEWTON, MA



SEWERAGE & WATER DEPARTMENT
 DEPARTMENT OF PUBLIC WORKS
 100 COMMERCIAL AVENUE
 NEWTON CENTRE, MA 02459

Weston *Seamcoat*

Weston & Weston Engineers, Inc.
 1000 WESTON DRIVE
 WESTON, MA 02456
 TEL: 617-552-1000
 WWW.WESTONENGINEERS.COM

Contract No.	
Sheet No.	
Revision	
Date	
Description	

BIDDING	
Scale	AS NOTED
Date	NOVEMBER 2001
Drawn By	PHS
Reviewed By	MD
Approved By	PHS
Weston Project No.	REC14-02
Weston File No.	24178

DETAILS II	
D502	
Sheet Master	

CONTRACT EAST WESTON ENGINEERS, INC.

GENERAL NOTES:

- PROVIDE A MINIMUM TUBE DIAMETER OF 12 INCHES FOR SLOPES UP TO 30 FEET. IN SITUATIONS WITH A SLOPE HIGHER THAN 30 FEET, PROVIDE LONGER SLOPES OF 20 FEET TO 30 FEET TO ALLOW FOR A FLATTER BANK. REFER TO MANUFACTURER'S RECOMMENDATIONS FOR SITUATIONS WITH LONGER OR STEEPER SLOPES.
- INSTALL TUBES ALONG CONTOURS AND PERPENDICULAR TO SHEET OR CONTOURED TUBES.
- DO NOT INSTALL IN PERMANENT, EPHEMERAL OR INTERMITTENT STREAMS.
- CONTINUE TUBES AROUND EXISTING SITE FEATURES TO MINIMIZE SITE DISTURBANCE AND MAINTAIN OUTLINE AREA OF SUBSEQUENT TRENCHING.

TUBES MAY BE PLACED DIRECTLY ON EXISTING PAVEMENT WHEN NECESSARY.

EXISTING HEADWALL OR OTHER OBSTACLE

PROTECTED AREA

EXISTING STREAM

EXISTING TREE

AREA OF DISTURBANCE

DIRECTION OF FLOW

UNSTURBED SUBGRADE

2 IN. DEEP X 12 IN. WIDE LAYER OF LOOSE SOIL TO BE PLACED ON UPSTREAM SIDE OF TRENCH TO PREVENT SOIL FROM SLIDING INTO TRENCH.

COMPOST FILTER TUBE

TYPICAL HEIGHT OF 12 INCHES

TUBES FOR COMPOST FILTERS SHALL BE JUTE MATING WITH SOIL SURFACE. TUBES SHALL BE ADJUSTED TO MAINTAIN A MINIMAL CLEARANCE OF THE ENVELOPE.

TAMP TUBES IN PLACE TO ENSURE GOOD CONTACT WITH SOIL SURFACE. IT IS NOT NECESSARY TO TRENCH TUBES INTO EXISTING GRAVE.

2 IN. X 3 IN. X 3 FEET UNREATED HARDWOOD STAKES, UP TO 5 FT. IN PLACE.

STAKES ARE TO BE PLACED ON PAVEMENT, WHEN TUBES MUST BE PLACED ON PAVEMENT, HEAVY DUTY TUBES UP TO 5 FEET LONG MAY BE USED TO SECURE TUBES IN PLACE.

2. FT. MIN.

LIMIT OF WORK



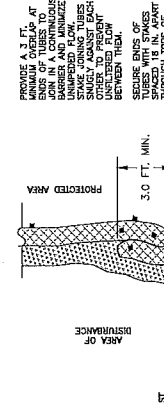
PROVIDE A 3 FT. AT EACH END OF TUBES TO BE BARRIERS AND MINIMIZE UNINTERRUPTED FLOW. TUBES SHALL BE SNAKED AGAINST EACH OTHER TO PREVENT UNINTERRUPTED FLOW BETWEEN THEM.

SECURE ENDS OF TUBES TO HARDWOOD STAKE SPACED 18 IN. APART THROUGH TOP OF TUBES.

UNREATED HARDWOOD STAKE (TYP.)

COMPOST FILTER TUBE (TYP.)

LOOSE COMPOST LAYER



24-DIAM LUMBER ATTACHED W/ METAL STRAPPING (OPT) AT 2 LOCATIONS (MIN.) TO PREVENT SPACING OF BOARD'S END BACK TO BACK. W/ LAPLAP PRIOR TO ASSEMBLING. THESE SECTIONS SHALL NOT BE USED FOR TREE PROTECTION.

EXISTING TREE (S)

PRUNE PER ISA STANDARDS. REMOVE BRANCHES TO A HEIGHT OF 13'-6" ABOVE GRADE. REMOVE BRANCHES TO CONSTRUCTION EQUIPMENT.

WOODEN OR METAL POSTS (TYPICAL)

INSTALL FENCING AT EDGE OF DRAINAGE OR AS FARM ROAD. FENCING SHALL BE PLASTIC SAW FENCE OR CHAIN LINK, MIN. 4' HIGH.

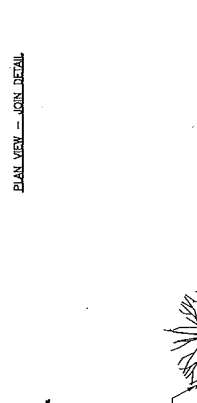
ZONE OF CONSTRUCTION IMPACT (COTI/ILL)

PRUNE BRANCHES TO BE EXPOSED TO IMMEDIATELY BAFFLE FLOW. ROOTS WITH CLEAN LOAD.

6 FT. MIN.

LIMIT OF FENCING (MULTIPLE TREES)

LIMIT OF FENCING (INDIVIDUAL TREE)



1. REMAINING POOL LOCATION ARE SHOWN ON SHEET C101 OR AS REQUIRED BY THE ENGINEER.

2. ALL EROSION CONTROL DEVICES, INCLUDING DRAINAGE POOL SHALL BE IN PLACE PRIOR TO COMMENCEMENT OF ANY DRAINAGE ACTIVITIES.

3. SEDIMENT REMOVED FROM POND SHALL BE STORED ACCORDING TO ALL GUIDELINES AND ORDER OF CONDITIONS.

4. ANY DRAINAGE OPERATIONS (DREDGE, NECESSARY BY THE CONTRACTOR OR REQUIRED BY THE ENGINEER) SHALL BE INCIDENTAL TO THE PROJECT.

5. NEPHELOMETRIC TURBIDITY LIMITS (NTU):

EROSION CONTROL NOTES:

IT IS THE INTENT OF THE CONTRACT PLANS AND DETAILS TO CONTROL EROSION AND SEDIMENTATION IN ALL PORTIONS OF THE SITE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, INSTALLATION, MAINTENANCE AND REMOVAL OF ALL EROSION CONTROL DEVICES AND SEDIMENTATION CONTROLS INDICATED ON THE PLANS IN ACCORDANCE WITH THE FOLLOWING NOTES, BUT IS ALERTED TO THE FACT THAT ADDITIONAL MEASURES MAY BE REQUIRED TO COMPLY WITH THIS INTENT, AS FIELD CONDITIONS MAY WARRANT. SHOULD SUCH ADDITIONAL MEASURES BE REQUIRED, THEY ARE TO BE INSTALLED AS SOON AS POSSIBLE AND NOT DELAYED BEYOND THE COMMENCEMENT OF PRECIPITATION.

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE CONTRACT PLANS AND DETAILS AND THE EROSION CONTROL MEASURES, AND REMOVALS ISSUED BY LOCAL AND STATE REGULATION FOR ACTIVITIES INVOLVING METALS, WATERCOURSE ENGINEERING, ALL EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE DESIGNED AND CONSTRUCTED IN ACCORDANCE WITH THE MASS DEP'S EROSION AND SEDIMENTATION CONTROL GUIDELINES, AUGUST, 1993 AND THE U.S.D.A.'S SOIL CONSERVATION SERVICE'S CONSERVATION GUIDE, SEPTEMBER 1984.

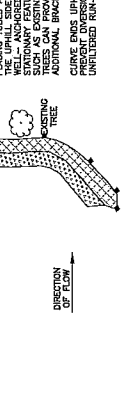
2. TEMPORARY EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE INSTALLED PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION AND SHALL REMAIN IN PLACE UNTIL THE EROSION CONTROL MEASURES ARE PERMANENTLY ESTABLISHED (AT LEAST FOR INSURANCE PURPOSES BY NEW SEEDINGS).

3. ALL EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE MAINTAINED IN EFFECTIVE CONDITION THROUGHOUT THE CONSTRUCTION PERIOD AND SHALL BE CLEAN AND FREE OF OBSTRUCTIONS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR INSPECTING THE EROSION CONTROLS ONLY AND CLEAN UP AS NECESSARY. ALL EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE MAINTAINED IN EFFECTIVE CONDITION TO MAINTAIN THE INTEGRITY OF THE EROSION AND SEDIMENTATION CONTROL SYSTEM.

4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REMOVAL OF ALL EROSION CONTROL DEVICES WHICH ARE NOT REQUIRED BY THE PERMITS/APPROVALS.

5. DISTURBED SOIL SHALL BE SURROUNDING WITH COMPOST FILTER TUBES TO PREVENT AND CONTROL EROSION AND SEDIMENTATION. MORE THAN 30 DAYS SHALL BE STABILIZED WITH MULCH OR SEED FOR TEMPORARY VEGETATIVE COVER.

6. ALL DISTURBED AREAS THAT WILL REMAIN EXPOSED OR



1. NO STORAGE OF EQUIPMENT OR STOCKPILING OF MATERIALS WITHIN DEFLINE SHALL BE PERMITTED.

2. WAREHOUSES SHALL BE CONSTRUCTED WITHIN TREE PROTECTION WITH TREE TRUNKS UNTOUCHED.

3. ROOTS MAY NOT BE LEFT UNCOVERED AT THE END OF ANY COVER ROOTS WITHIN TREE PROTECTION.

4. PROTECT-AREA PREPARATION OF EXISTING TREES WITHIN THE RIGHT-OF-WAY SHALL BE IN ACCORDANCE WITH THE MASS DEP'S EROSION AND SEDIMENTATION CONTROL GUIDELINES.

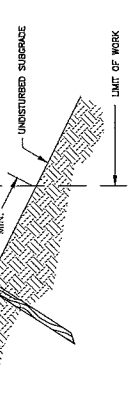
1. REMAINING POOL LOCATION ARE SHOWN ON SHEET C101 OR AS REQUIRED BY THE ENGINEER.

2. ALL EROSION CONTROL DEVICES, INCLUDING DRAINAGE POOL SHALL BE IN PLACE PRIOR TO COMMENCEMENT OF ANY DRAINAGE ACTIVITIES.

3. SEDIMENT REMOVED FROM POND SHALL BE STORED ACCORDING TO ALL GUIDELINES AND ORDER OF CONDITIONS.

4. ANY DRAINAGE OPERATIONS (DREDGE, NECESSARY BY THE CONTRACTOR OR REQUIRED BY THE ENGINEER) SHALL BE INCIDENTAL TO THE PROJECT.

5. NEPHELOMETRIC TURBIDITY LIMITS (NTU):



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5. NEPHELOMETRIC TURBIDITY LIMITS (NTU):

EROSION CONTROL NOTES:

IT IS THE INTENT OF THE CONTRACT PLANS AND DETAILS TO CONTROL EROSION AND SEDIMENTATION IN ALL PORTIONS OF THE SITE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, INSTALLATION, MAINTENANCE AND REMOVAL OF ALL EROSION CONTROL DEVICES AND SEDIMENTATION CONTROLS INDICATED ON THE PLANS IN ACCORDANCE WITH THE FOLLOWING NOTES, BUT IS ALERTED TO THE FACT THAT ADDITIONAL MEASURES MAY BE REQUIRED TO COMPLY WITH THIS INTENT, AS FIELD CONDITIONS MAY WARRANT. SHOULD SUCH ADDITIONAL MEASURES BE REQUIRED, THEY ARE TO BE INSTALLED AS SOON AS POSSIBLE AND NOT DELAYED BEYOND THE COMMENCEMENT OF PRECIPITATION.

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE CONTRACT PLANS AND DETAILS AND THE EROSION CONTROL MEASURES, AND REMOVALS ISSUED BY LOCAL AND STATE REGULATION FOR ACTIVITIES INVOLVING METALS, WATERCOURSE ENGINEERING, ALL EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE DESIGNED AND CONSTRUCTED IN ACCORDANCE WITH THE MASS DEP'S EROSION AND SEDIMENTATION CONTROL GUIDELINES, AUGUST, 1993 AND THE U.S.D.A.'S SOIL CONSERVATION SERVICE'S CONSERVATION GUIDE, SEPTEMBER 1984.

2. TEMPORARY EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE INSTALLED PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION AND SHALL REMAIN IN PLACE UNTIL THE EROSION CONTROL MEASURES ARE PERMANENTLY ESTABLISHED (AT LEAST FOR INSURANCE PURPOSES BY NEW SEEDINGS).

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6. ALL DISTURBED AREAS THAT WILL REMAIN EXPOSED OR



CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of Finance Committee through its Chair Rebecca Walker Grossman, authorization to appropriate and expend the sum of twenty-five thousand dollars (\$25,000) from Acct # 0110841-572500 Law Department Judgments & Settlements for full and final settlement of all claims from the incident against the City of Newton in Brown v. City of Newton, 2081-cv-01988 be and is hereby approved.

Under Suspension of Rules
Readings Waived and Approved
DRAFT

(SGD) CAROL MOORE

City Clerk

(SGD) RUTHANNE FULLER

Mayor

Date: _____

440-21



**City of Newton, Massachusetts
Office of the Mayor**

Telephone
(617) 796-1100

Telefax
(617) 796-1113

TDD
(617) 796-1089

E-mail
rfuller@newtonma.gov

RUTHANNE FULLER
MAYOR

November 29, 2021

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

Councilors:

I respectfully submit a docket item to your Honorable Council requesting authorization to appropriate and expend the sum of \$25,000 from Acct # 0110841-572500 Law Department Judgments & Settlements for full and final settlement of all claims resulting from the incident against the City of Newton in *Brown v. City of Newton*, 2081-cv-01988.

Mr. Brown filed the above-referenced case in Middlesex Superior Court in 2020, claiming that he was injured due to the negligence of the City of Newton after he slipped and fell in the parking lot at the City of Newton Resource Recovery Center on February 3, 2018.

The parties have been exploring settlement in this matter and have arrived at a negotiated compromise of \$25,000, which we believe is reasonable given the circumstances of the case.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller
Mayor

RECEIVED

2021 NOV 29 PM 3:53

CITY CLERK
NEWTON, MA, 02459

LAW DEPARTMENT



CITY OF NEWTON, MASSACHUSETTS
 CITY HALL
 1000 COMMONWEALTH AVENUE
 NEWTON CENTRE, MA 02459
 TELEPHONE (617) 796-1240
 FACSIMILE (617) 796-1254

CITY SOLICITOR
 ALISSA O. GIULIANI

DEPUTY CITY SOLICITORS
 JEFFREY A. HONIG
 MARIE M. LAWLOR

ASSISTANT CITY SOLICITORS
 MAURA E. O'KEEFE
 ALAN D. MANDL
 JONAH M. TEMPLE
 JACLYN R. ZAWADA
 JENNIFER C. PUCCI
 ANDREW S. LEE
 CAROLYN A. WEISMAN

November 29, 2021

Mayor Ruthanne Fuller
 City of Newton
 1000 Commonwealth Avenue
 Newton Centre, MA 02459

Re: Settlement in *Brown v. City of Newton*, 2081-cv-01988

Dear Honorable Mayor Fuller:

Mr. Brown filed the above-referenced case in Middlesex Superior Court in 2020, claiming that he was injured due to the negligence of the City of Newton after he slipped and fell in the parking lot at the City of Newton Resource Recovery Center on February 3, 2018.

The parties have been exploring settlement in this matter and have arrived at a negotiated compromise of \$25,000, which we believe is reasonable given the circumstances of the case.

Therefore, I respectfully request that you docket this item requesting authorization to settle this matter for \$25,000, as a full and final settlement of all claims resulting from this incident against the City of Newton.

Sincerely,

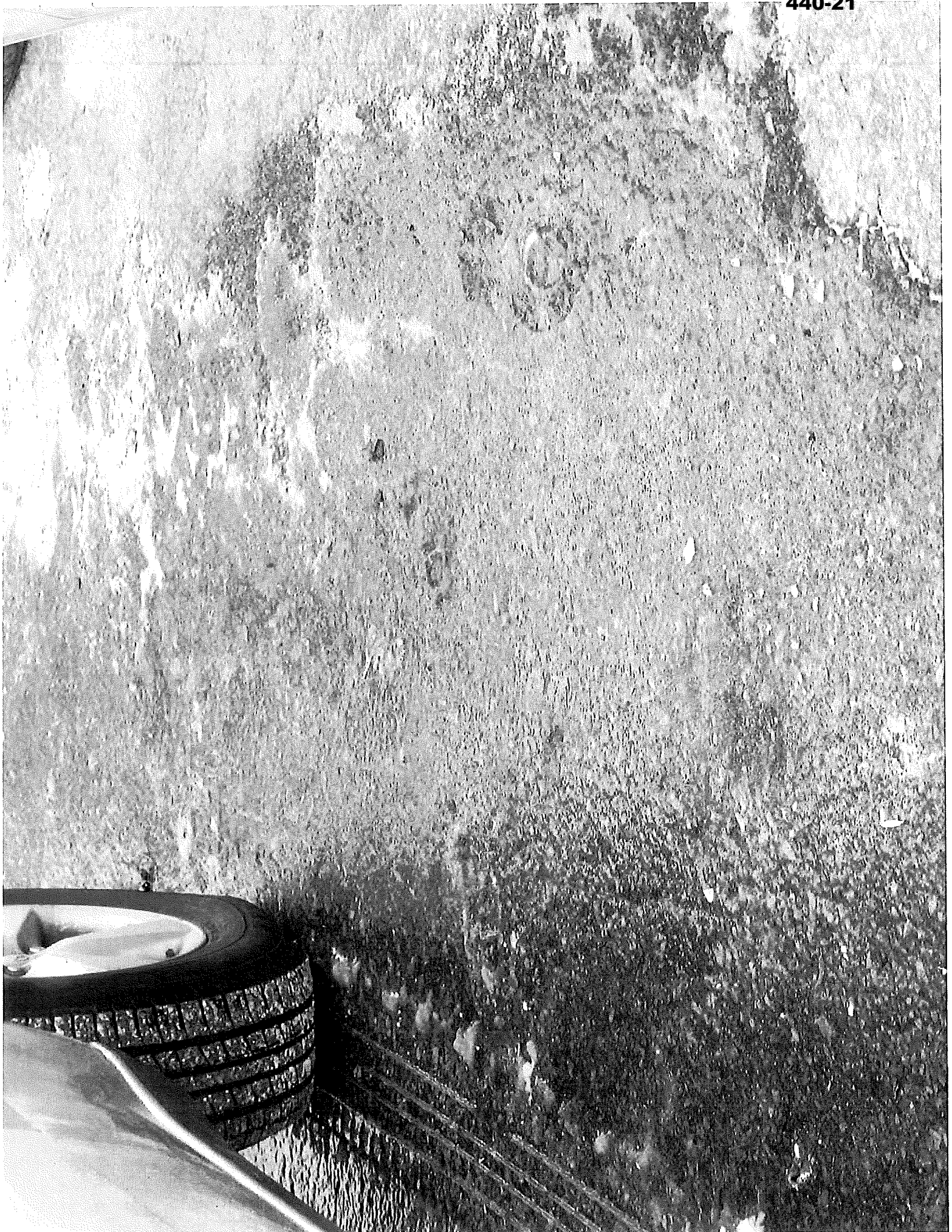
/s/ Jennifer C. Pucci
 Jennifer C. Pucci
 Assistant City Solicitor

440-21



440-21





CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Public Facilities Committee through its Chair Alison Leary and the Finance Committee through its Chair Rebecca Walker Grossman, to allocate three hundred and thirty thousand dollars (\$330,000) from the Sewer Fund Undesignated Fund Balance for the replacement of the existing 6” cast iron Islington Road Wastewater Force Main be and is hereby approved as follows:

FROM:	Sewer Fund Undesignated Fund Balance (6100-3599).....	\$330,000
TO:	Islington Road Pump Station- Undistributed Budget (61A40107-579500)	\$330,000

Under Suspension of Rules
Readings Waived and Approved
DRAFT

(SGD) CAROL MOORE
City Clerk

(SGD) RUTHANNE FULLER
Mayor

Date: _____



RUTHANNE FULLER
MAYOR

City of Newton, Massachusetts
Office of the Mayor

443-21

Telephone
(617) 796-1100

Telefax
(617) 796-1113

TDD
(617) 796-1089

E-mail
rfuller@newtonma.gov

December 6, 2021

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

Councilors:

I respectfully submit a docket item to your Honorable Council requesting authorization to repurpose the sum of \$38,758 of unspent leftover funds in Acct # 01C20106-585190 from portable radios to radio communications equipment. These funds were originally approved through Council Order # 243-18 specifically to purchase portable radios. The radios were purchased and these funds are no longer necessary for their original purpose.

The microwave portion of the public safety radio system located at Prospect Hill in Waltham, the highest radio receiving point in our radio system, failed recently and is in need of immediate repair. It provides radio reception for over half of the City, especially in the Newton Corner area.

Although we must repair this equipment immediately, our public safety radio system infrastructure has redundancy built into it, so we are not experiencing any major communication issues while the microwave is down. Due to the exigency of the situation, we have authorized the use of unencumbered operating funds with the caveat that reimbursement of those funds is contingent upon Council approval of this item.

We do not need to technically transfer the funds as the account title is "Police Radio Communications Equipment", but because Council Order # 243-18 specifically authorized the funds to purchase portable radios we believe it is appropriate to seek authorization to change the intended purpose.

The \$38,758 in funding will cover the full cost of the microwave.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller
Mayor

RECEIVED
2021 DEC -6 AM 9:35
CITY CLERK
NEWTON, MA. 02459

CITY OF NEWTON

IN CITY COUNCIL

DRAFT

ORDERED:

That, in accordance with the recommendation of the Finance Committee through its Chair Rebecca Walker Grossman, to repurpose the sum of thirty-eight thousand seven hundred and fifty-eight dollars and seventeen cents (\$38,758.17) of unspent leftover funds in Acct #01C20106-585190 from portable radios to radio communications equipment be and is hereby approved as follows:

FROM:	Police Radio Communications Equipment (01C20106-585190)	\$38,758.17
TO:	Police 2022 Radio Communications Equipment (01C20109-585190)	\$38,758.17

Under Suspension of Rules
Readings Waived and Approved
DRAFT

(SGD) CAROL MOORE
City Clerk

(SGD) RUTHANNE FULLER
Mayor

Date: _____