



# Finance Committee Agenda

## City of Newton In City Council

Monday, December 12, 2022

The Finance Committee will hold this meeting as a virtual meeting on Monday, December 12, 2022, at 7:00 pm. To view this meeting using Zoom use this link: <https://us02web.zoom.us/j/81411547971> or call 1-646-558-8656 and use the following Meeting ID: 814 1154 7971

### Items scheduled for discussion:

- #550-22**      **Acceptance of \$75,000 from the FY23 Massachusetts State Budget**  
HER HONOR THE MAYOR requesting authorization to accept and expend a seventy-five-thousand-dollar (\$75,000) earmark in the FY23 Massachusetts state Budget for the Newton in Motion (NewMo) program.
- #551-22**      **Request to transfer \$150,000 from Current Year Wage Reserve Accounts**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of one hundred fifty thousand dollars (\$150,000) from Acct #0110498-5197 Current Year Wage Reserve Account to Acct #0160252-511001 PRC Public Grounds Maintenance Full Time Salaries.
- #530-22**      **Transfer \$174,000 to the Building Demolition/Other Repairs**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of one-hundred and seventy-five thousand dollars (\$174,000) from June 30, 2022, Certified Free Cash, to 01C2202-524130 Building Demolition/Other Repairs for the emergency demolition of a residential structure located at 91 Newtonville Avenue.  
**Finance Held 7-0 on 11-28-2022**
- #548-22**      **Appropriate \$9,000 for the Commerce Insurance Company Settlement**  
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of nine thousand (\$9,000) from Acct. #0110841-572500 Legal Claims and Settlements for full and final settlement of *Commerce Insurance Company v. City of Newton (Claim #20-707)*.

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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](mailto: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.

**#549-22      Appropriate \$6,256.71 for the Mark Visco Settlement**

HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of six thousand two hundred fifty-six dollars and seventy-one cents (\$6,256.71) from Acct. #0110841-572500 Legal Claims and Settlements for full and final settlement of *Mark Visco v. City of Newton (Claim #22-109)*.

**Respectfully submitted,**

**Rebecca Walker Grossman, Chair**



RUTHANNE FULLER  
MAYOR

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

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2022 NOV 28 PM 1: 20

CITY CLERK  
NEWTON, MA. 02459

**#550-22**

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November 28, 2022

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

Councillors:

I respectfully submit a docket item to the Honorable Council requesting approval to accept and expend a \$75,000 earmark in the FY23 Massachusetts State Budget for the Newton in Motion (NewMo) program.

In the attached excerpt from Section 7008-1116 of the State Budget, it reads "that not less than \$75,000 shall be expended to the city of Newton for the operation of the Newton in Motion rideshare program".

Thanks go to Senator Cindy Creem for authoring this allocation of state funds for this important City program.

Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in black ink that reads "Ruthanne Fuller".

Ruthanne Fuller  
Mayor

7008-1116 For the commonwealth's local economic development projects; provided, that not less than \$75,000 shall be expended as a grant to the Fall River Fire Museum, Inc.; provided further, that not less than \$300,000 shall be expended for the Women's Suffrage Celebration Coalition of Massachusetts, Inc.; provided further, that not less than \$60,000 shall be expended to the Chinese Cultural Connection in the city of Malden for improvements to information technology infrastructure; provided further, that not less than \$100,000 shall be expended for improvements to parks and open spaces in the city of Malden; provided further, that not less than \$200,000 shall be expended for maintenance and improvements to the Westerly Burial Ground located in the West Roxbury section of the city of Boston; provided further, that not less than \$250,000 shall be expended for a grant program to support youth sports nonprofit programs that primarily serve low-income or marginalized students and seek to foster improved outcomes in physical health, mental well-being, school participation and sense of community; provided further, that not less than \$150,000 shall be expended to the Charles River Regional Chamber, Inc., in coordination with the Brookline Chamber of Commerce, Inc. and the Wellesley Chamber of Commerce, Inc., to provide grants to independent restaurants located in the city of Newton and the towns of Brookline and Wellesley to supply prepared meals and other food products to food banks serving those communities, senior programs and other programs addressing food insecurity needs of individuals in those communities; provided further, that not less than \$65,000 of such funds shall be allocated for grants to independent restaurants in the city of Newton; provided further, that not less than \$50,000 of such funds shall be allocated for grants to independent restaurants in the town of Brookline; provided further, that not less than \$35,000 of those funds shall be allocated for grants to independent restaurants in the town of Wellesley; provided further, that not less than \$10,000 shall be expended to the Lowell Kinetic Sculpture Race in the city of Lowell; provided further, that not less than \$200,000 shall be expended for The Latina Circle, Inc.; provided further, that not less than \$500,000 shall be expended to the Coalition for an Equitable Economy; provided further, that not less than \$50,000 shall be expended for Leadership Pioneer Valley, Inc.'s regional leadership development program; provided further, that not less than \$50,000 shall be expended to provide public safety support for the 2022 International Sand Sculpting Festival in the city of Revere; provided further, that not less than \$50,000 shall be expended for the operation of Women Encouraging Empowerment, Inc. in the city of Revere; provided further, that not less than \$300,000 shall be expended for the Marlborough Public Library Foundation, Inc. to purchase equipment including, but not limited to, furniture, bookshelves, computers, printers and fixtures, for the benefit of the Marlborough Public Library; provided further, that not less than \$69,000 shall be expended to the town of Shrewsbury for the purchase of new voting machines; provided further, that not less than \$25,000 shall be expended for CONNECT, a financial opportunity center in the city of Chelsea; provided further, that not less than \$50,000 shall be expended for the Hudson Cultural Alliance, Inc. for design, planning, construction, renovation, property management and maintenance work at the Hudson Armory located at the intersection of Park street and Washington street in the town of Hudson; provided further, that not less than \$50,000 shall be expended for the Cambridge Economic Opportunity Committee, Inc. in the city of Cambridge; provided further, that not less than \$10,000 shall be expended for The Salisbury Chamber of Commerce, Inc. in the town of Salisbury; provided further, that not less than \$50,000 shall be expended for Cooperative Development Institute, Inc. to purchase equipment for the Assabet Co-op Market located in the town of Maynard; provided further, that not less than \$290,000 shall be expended to the city of Fitchburg for downtown housing production; provided further, that not less than \$40,000 shall be expended to the city of Haverhill for the purchase of signage at Ward Hill Business Park; provided further, that not less than \$50,000 shall be expended for sidewalk installation and repairs in the town of Tewksbury; provided further, that not less than \$50,000 shall be expended to the town of Dracut for improvements to information technology infrastructure; provided further, that not less than \$25,000 shall be expended for the Eben-Ezer Family and Children Services, Inc. in the city of Everett; provided further, that not less than \$100,000 shall be expended to Weymouth 400, Inc. located in the city known as the town of Weymouth; provided further, that not less than \$100,000 shall be expended for the town of Ayer to remediate the Kiddie Junction playground located at Pirone park; provided further, that not less than \$100,000 shall be expended by the city of Beverly for greenhouse gas reduction projects; provided further, that not less than \$25,000 shall be expended for the restoration of the George Washington arch on Salem common in the city of Salem; provided further, that not less than \$50,000 shall be expended by the city of Salem for improvements to the Salem common as outlined by Friends of the Salem Common, Inc. in the Halverson Report; provided further, that not less than \$90,000 shall be expended for the master plan for Centennial park in the city of Peabody; provided further, that not less than \$75,000 shall be expended by the city of Peabody for the development of a bikeway and pedestrian master plan; provided further, that not less than \$100,000 shall be expended to the town of Wellesley to assist with electric vehicle charging

station projects and the establishment of related town policies; provided further, that not less than \$50,000 shall be expended to the town of Brookline to improve bicycle and pedestrian safety through pedestrian crossings, bike bollards and traffic calming supplies; provided further, that not less than \$30,000 shall be expended to the town of Brookline for starter kits to incentivize residential composting; provided further, that not less than \$50,000 shall be expended to the Double Edge Theatre to support programming and for the celebration of the organization's fortieth anniversary; provided further, that not less than \$50,000 shall be expended to the Brazilian Worker Center, Inc. in the city of Boston for the implementation and operation of its programs; provided further, that not less than \$75,000 shall be provided to the Berkshire regional planning commission for the creation of a nonprofit clearinghouse; provided further, that not less than \$500,000 shall be expended to the George Marston Whittin Memorial Community Association, Inc. in the village of Whitinsville in the town of Northbridge for renovations to the community gymnasium and for emergency repairs; provided further, that not less than \$65,000 shall be expended to the town of Southbridge for asbestos remediation; provided further, that not less than \$25,000 shall be expended to The Daniels Farmstead Foundation, Inc. in the town of Blackstone for restoration of historic buildings; provided further, that not less than \$50,000 shall be allocated for emergency repairs to the Oakes Ames Memorial Hall in the town of Easton; provided further, that not less than \$100,000 shall be provided to the Berkshire Flyer for marketing purposes; provided further, that not less than \$80,000 shall be expended for town center improvements in the town of Tyngsborough; provided further, that not less than \$60,000 shall be expended to the town of Pepperell for technology improvements; provided further, that not less than \$75,000 shall be expended to Merrimack Repertory Theatre, Inc. in the city of Lowell for operational support; provided further, that not less than \$60,000 shall be expended to the Jack Kerouac Museum and Performing Arts Center in the city of Lowell; provided further, that not less than \$7,500 shall be expended to the Massachusetts State Police Museum and Learning Center, Inc. for operational expenses; provided further, that not less than \$40,000 shall be expended for the design and construction of an animal shelter in the town of Milton; provided further, that not less than \$45,000 shall be expended to Lynn Museum/LynnArts, Inc. at the Lynn Heritage state park; provided further, that not less than \$20,000 shall be expended for the Community Access to Rides program operated by the Society of St. Vincent de Paul in the city of Attleboro that provides free, on-demand transportation to meet short-term or limited duration access to critical services for poor, low-income and vulnerable populations in the region; provided further, that not less than \$20,000 shall be expended to the National Association for the Advancement of Colored People branch located in the city of Cambridge for the continued implementation of their programs; provided further, that not less than \$50,000 shall be expended to ZUMIX, Inc. in the city of Boston for the organization of the East Boston Latino Festival in the summer of 2022; provided further, that not less than \$90,000 shall be expended to the town of Plymouth for the operation of the Waterfront Visitors Center operated by See Plymouth Massachusetts; provided further, that not less than \$80,000 shall be expended to Plymouth Area Community Access Television, Inc. for production and mobile studio supplies; provided further, that not less than \$15,000 shall be expended to Central Square Business Improvement District, Inc. to support the Starlight Square initiative and promote economic development opportunities for businesses, artists and entrepreneurs in the Central Square area in the city of Cambridge; provided further, that not less than \$250,000 shall be expended for the Massachusetts LGBT Chamber of Commerce, Inc.; provided further, that not less than \$50,000 shall be expended to the Lowell Festival Foundation for the operations and planning of the Lowell Folk Festival in the city of Lowell; provided further, that not less than \$75,000 shall be expended to the city of Newton for the operation of the Newton in Motion rideshare program; provided further, that not less than \$100,000 shall be expended for Catholic Charitable Bureau of the Archdiocese of Boston, Inc.; provided further, that not less than \$100,000 shall be expended for the Cape Verdean Association of Boston Inc.; provided further, that not less than \$100,000 shall be expended for the New England Medical Association, Inc. to support training, recruiting and retention of physicians of color across the commonwealth; provided further, that not less than \$100,000 shall be expended for Julie's Family Learning Program, Inc.; provided further, that not less than \$100,000 shall be expended for the Caribbean American Carnival Association of Boston, Inc.; provided further, that not less than \$100,000 shall be expended for the Ella J. Baker House Inc.; provided further, that not less than \$100,000 shall be expended for the GK Fund, Inc.; provided further, that not less than \$100,000 shall be expended for College Bound Dorchester, Inc.'s Boston Uncornered program; provided further, that not less than \$12,500 shall be expended for The Courageous Sailing Center of Boston, Inc. located in the Charlestown section of the city of Boston; provided further, that not less than \$50,000 shall be expended to Massachusetts Women of Color Coalition, Inc. for activity costs and operation expenses; provided further, that not less than \$50,000 shall be expended for Salisbury Beach Partnership, Inc. toward the construction of a carousel pavilion at Salisbury beach in the town of Salisbury; provided further, that not less than \$45,000 shall be expended for Americans with Disabilities Act-compliance improvements at the Helen R. Donaghue school and Dr. Frederick N.



City of Newton, Massachusetts  
Office of the Mayor

RUTHANNE FULLER  
MAYOR

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December 5, 2022

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 transfer the sum of \$150,000 from Acct # 0110498-5197 Current Year Wage Reserve, to Acct # 0160252-511001 PRC Public Grounds Maintenance Full Time Salaries. The City has recently settled the Collective Bargaining Agreement with the Foremen's Union for the period beginning July 1, 2019 through June 30, 2024.

We are currently experiencing enough saving from attrition in each of the other departments that have personnel covered by this collective bargaining agreement (Public Buildings, DPW, and Utilities) without having to access the retroactive portion of the Wage Reserve Fund but have had fewer vacancies in our Parks, Recreation & Culture department and are not able to cover the retroactive payments through our current year appropriations.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor

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CITY OF NEWTON  
MA 02459



RUTHANNE FULLER  
MAYOR

City of Newton, Massachusetts  
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CITY CLERK  
NEWTON, MA. 02459

November 15, 2022

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 the sum of \$175,000 from June 30, 2022 Certified Free Cash to Acct # 01C2202-524130 Building Demolition/Other Repairs for additional costs associated with the emergency demolition of a residential structure located at 91 Newtonville Avenue. As the demolition process began it became clear that the house was too dangerous for workers to enter so nothing could be removed from the home prior to demolition. Furthermore, the building and its contents was considered in its entirety to be contaminated and had to be transported to a site that accepted contaminated materials. Seventeen truckloads of material costing approximately \$10,000 each has been transported.

Please note, we will utilize \$15,000 of the current balance of slightly more than \$40,000 in the Building Demolition account towards the costs. Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor

City of Newton



Ruthanne Fuller  
Mayor

# Inspectional Services Department

John D. Lojek, Commissioner  
1000 Commonwealth Avenue  
Newton, MA 02459  
www.newtonma.gov

Telephone  
(617) 796-1060  
Fax  
(617) 796-1086  
Email  
ISD@newtonma.gov

November 15, 2022

To: Maureen Lemieux  
City Council

I have rough figures on the amount that we will be short with the take down of 91-93 Newtonville Avenue. The house was too dangerous for workers to enter to remove personal items. The building was considered completely asbestos covered and needed to be taken to a contamination site in Ohio. Due to this fact, the cost of the demolition grew. Here is our breakdown of fees:

Contractor	\$245,000
Trucking debris	\$120,000
Air Quality Agent	\$10,000
Fencing	\$2,500
Police Detail	\$6,776
Fire Detail	\$325
Rodent Control	\$1,000
State DEP	\$1,000
Neighbor Relocation	\$4,050
Extras	\$20,000
Estimated Total	\$410,651
Funds received already	\$(220,000)
Amount Short	\$190,651

Any funds not needed will be returned to you. The house demo should be completed this week and we will be seeing an invoice within 2 weeks. Please let me know if you need anything else from me.

Thank you,

John D. Lojek

*Strict code enforcement makes the city safer  
Before buying, renting or leasing check zoning*





RUTHANNE FULLER  
MAYOR

City of Newton, Massachusetts  
Office of the Mayor

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2022 NOV 28 PM 4:52

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CITY CLERK  
NEWTON, MA. 02459

November 28, 2022

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

Councilors:

I respectfully submit a docket item to the Honorable Council requesting authorization to appropriate and expend the sum of \$9,000 from Acct # 0110841-572500 Legal Claims and Settlements for full and final settlement of *Commerce Insurance Company v. City of Newton* (Claim #20-707).

Please see the attached request from Jonah Temple, Deputy City Solicitor.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor

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

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DEPUTY CITY SOLICITOR  
JONAH M. TEMPLE

ASSISTANT CITY SOLICITORS  
ALAN D. MANDL  
JACLYN R. ZAWADA  
ANDREW S. LEE  
CAROLYN A. WEISMAN  
JENNIFER M. WILSON  
KRISNA M. BASU  
JENNIFER S. KELLY

November 22, 2022

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

Re: Settlement in *Commerce Insurance Company v. City of Newton* (Claim #20-707)

Dear Honorable Mayor Fuller:

Commerce Insurance Company filed a claim against the City in 2020 for reimbursement for damage sustained by its insured's vehicle as a result of a motor vehicle accident involving the insured and a Newton Police vehicle at the intersection of Moody Street and Underwood Park in Waltham on March 12, 2020. Commerce claims that the damage was caused by the negligence of the City driver.

The parties have been exploring settlement in this matter and have arrived at a negotiated compromise of \$9,000 as a full and final settlement of all claims against the City of Newton resulting from the accident. We believe this settlement is reasonable given the circumstances of the case. Therefore, I respectfully request that you docket this item for City Council authorization for a transfer of funds in the amount of \$9,000 from an account designated by you into the Law Department's "judgments and settlements" account in accordance with City Ordinance §15-5.

Sincerely,

/s/ Jonah M. Temple  
Jonah M. Temple  
Deputy City Solicitor



RUTHANNE FULLER  
MAYOR

# City of Newton, Massachusetts

Office of the Mayor

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2022 NOV 28 PM 4:52

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November 28, 2022

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

Councilors:

I respectfully submit a docket item to the Honorable Council requesting authorization to appropriate and expend the sum of \$6,256.71 from Acct # 0110841-572500 Legal Claims and Settlements for full and final settlement of *Mark Visco v. City of Newton (Claim #22-109)*.

Please see the attached request from Jonah Temple, Deputy City Solicitor.

Thank you for your consideration of this matter.

Sincerely,

Ruthanne Fuller  
Mayor

LAW DEPARTMENT



CITY OF NEWTON, MASSACHUSETTS  
CITY HALL  
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CITY SOLICITOR  
ALISSA O. GIULIANI

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DEPUTY CITY SOLICITOR  
JONAH M. TEMPLE  
ASSISTANT CITY SOLICITORS  
ALAN D. MANDL  
JACLYN R. ZAWADA  
ANDREW S. LEE  
CAROLYN A. WEISMAN  
JENNIFER M. WILSON  
KRISNA M. BASU  
JENNIFER S. KELLY

November 22, 2022

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

Re: Settlement in *Mark Visco v. City of Newton (Claim #22-109)*

Dear Honorable Mayor Fuller:

Mr. Visco filed a claim against the City in 2022 for reimbursement for damage to his vehicle as a result of a motor vehicle accident involving his vehicle and a Newton Fire truck at the intersection of Hawthorne Street and Murphy Court on February 23, 2022. Mr. Visco claims that the damage was caused by the negligence of the City driver.

The parties have been exploring settlement in this matter and have arrived at a negotiated compromise of \$6,256.71 as a full and final settlement of all claims against the City of Newton resulting from the accident. We believe this settlement is reasonable given the circumstances of the case. Therefore, I respectfully request that you docket this item for City Council authorization for a transfer of funds in the amount of \$6,256.71 from an account designated by you into the Law Department's "judgments and settlements" account in accordance with City Ordinance §15-5.

Sincerely,

/s/ *Jonah M. Temple*  
Jonah M. Temple  
Deputy City Solicitor