

**CITY OF NEWTON**

**IN BOARD OF ALDERMEN**

**BOARD ACTIONS**

Monday, July 11, 2011

Present: Ald. Albright, Baker, Blazar, Ciccone, Crossley, Danberg, Freedman, Fuller, Gentile, Harney, Johnson, Lappin, Lennon, Linsky, Merrill, Rice, Salvucci, Sangiolo, Schnipper, Shapiro, Swiston, and Yates

Absent: Ald. Fischman and Hess-Mahan

**THE BOARD OF ALDERMEN DISCUSSED AND VOTED THE FOLLOWING ITEM ON SECOND CALL:**

#367-10(3) **PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEE**  
proposing a RESOLUTION to His Honor the Mayor requesting that the funding for the modular classrooms at Burr, Horace-Mann and Zervas Elementary Schools be increased by \$87,500 to include green features in all four modular classrooms.  
[06/22/11 @ 9:30 PM]

**PUBLIC FACILITIES APPROVED 7-0 on 6/22/2011**

**APPROVED 5-0-1 (Linsky abstaining)**

**MOTION TO SUBSTITUTE NO ACTION NECESSARY CARRIED;**  
**ITEM VOTED NO ACTION NECESSARY VOICE VOTE, WITH ALD.**  
**LAPPIN & SANGIOLO OPPOSED**

NOTE: This item was the result of the discussion on June 22 in a joint meeting of the Programs & Services and Public Facilities Committees re docket #367-10(B)(1), a request to appropriate \$923,375 for one modular classroom at Burr Elementary School, one modular classroom at Horace-Mann Elementary School, and two modular classrooms at Zervas Elementary School, which was approved on first call this evening.

The modulars at Burr and Horace Mann show more green features than the two at Zervas. Committee members were concerned that spending more money in one community would create a disparity. All the modulars should be up to the same green standards as the modulars at Oak Hill Middle School. Although there is a question whether all the modulars are physically sited for an optimal return on the investment, the intention of the resolution is to create equity.

Subsequent to the meeting on June 22, prior to the meeting of the Finance Committee on June 27, members of the Executive, Public Buildings Departments and School Committee met and determined that the bid documents would be the same for all four modular classrooms. The bid documents contain a base bid for modular classrooms that are 3-years old or newer that meet all the current codes and two alternates with two levels of green features. Bid Alternate #1 is for new units that meet the "stretch code" and the Oak Hill modular base bid from 2010. The cost of Bid Alternate #1 is \$923,375, as requested by the Mayor. Bid Alternate #2 provides for modular classrooms that meet the "stretch code," the Oak Hill 2010 base bid, and additional green features. The cost for Alternate #2 is an additional \$91,875.

Although the Executive Department has agreed to the request for additional funding, it believes that Bid Alternate #1 – that requires no extra funding – is the most sensible choice. It does not make sense to do Bid Alternate #2 if the city does not reap all the benefits of potential energy savings. Both School Committee members present at the Finance Committee meeting felt that the School Department gets more value out of Bid Alternate #1. The Executive Department has agreed to explore the bids and consult with the Board of Aldermen as to which bid offers the most green features for the money. The Executive and Public Buildings Departments are confident that \$923,375 is sufficient to make all four modulars equal to those at Oak Hill. Aldermen Gentile said this commitment to consult with the Board after the bid opening does not mean a formal docket item to return to three committees, but more of an informational discussion with the Board. He pointed out that there are severe crowding issues in these schools and as is the modulars will not be in place until October or November. The Board would not want to be responsible for any additional delay.

In light of the information presented to the Finance Committee, Alderman Gentile motioned to substitute No Action Necessary for Approval. Ald. Linsky suggested the resolution be recommitted to the Programs & Services and Public Facilities Committees pending the bid opening. Ald. Lappin felt the resolution should be approved. Ald. Crossley pointed out that Bid Alternate #1 is consistent with what was done at Oak Hill. Ald. Schnipper noted that receipt of specifications subsequent to the June 22 meeting, which provided additional information not available on June 22, made a difference and that No Action Necessary was appropriate.

On a voice vote, the motion to substitute No Action Necessary for the Committee reports of Approval carried, with Ald. Lappin and Sangiolo opposed.

**UNLESS NOTED, THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 22 YEAS, 0 NAYS, 2 ABSENT (Ald. Fischman and Hess-Mahan), TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEMS:**

**ALD. MERRILL, THE SENIOR MEMBER OF THE LAND USE COMMITTEE, REQUESTED A SUSPENSION OF THE RULES TO POLL THE COMMITTEE TO ACCEPT THE FOLLOWING AGREEMENT FOR AN EXTENSION OF TIME:**

**REFERRED TO LAND USE COMMITTEE**

#7-11(3) AGREEMENT to an EXTENSION of TIME in which to ACT on CHARLES RIVER COUNTRY CLUB, INC. petition #7-11 for a SPECIAL PERMIT/SITE PLAN APPROVAL and to EXTEND A NON CONFORMING USE to create a short game practice area for its members and guests at 483 DEDHAM STREET, Ward 8; said EXTENSION will run from Augusts 2, 2011 to September 21, 2011.  
**LAND USE APPROVED 6-0**

**REFERRED TO ZONING AND PLANNING COMMITTEE**

Monday June 27, 2011

- #163-11 BARBARA HUGGINS of 122 Albemarle Road, Newtonville, appointed as an alternate member of the Conservation Commission for a term of office to expire on May 31, 2014 (60 days 08-05-11). [05/23/11 @ 3:47 PM]  
**APPROVED AS AMENDED (term to expire June 30, 2012) 5-0**
- #164-11 ROBERT UNSWORTH, 34 Bradford Road, Newton Highlands, appointed as an alternate member of the Conservation Commission for a term of office to expire May 31, 2014 (60 days 08-05-11) [05/23-11. @ 3:47PM]  
**NO ACTION NECESSARY 5-0**

**REFERRED TO PROGRAMS AND SERVICES COMMITTEE**

Appointment by His Honor the Mayor:

- #167-11 JOHN MCDERMOTT, 7A Washburn Street, Newton Corner, appointed to the Election Commission for a term of office to expire March 31, 2015 (60 days 08-05-11 [05/23/11 @ 3:47PM].  
**APPROVED 6-0**

Re-appointment by His Honor the Mayor:

- #168-11 RICHARD LIPOF, 105 Baldpate Hill Road, Newton Center, re-appointed to the Election Commission for a term of office to expire on March 31, 2015. [05/23/11 @ 3:49PM]  
**APPROVED 6-0**

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, June 22, 2011

- #201-11 DONALD LaPLANTE, 395 Lexington Street, Auburndale, requesting **(one) public auto license** for Don's Car Service. [06/02/11 @ 3:37 PM]  
**APPROVED 5-0**
- #19-10 DAVID KOSES, Traffic Council Chair, requesting discussion of a stationary radar sign program. [01/11/10 @ 3:55 PM]  
**NO ACTION NECESSARY 5-0**

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, June 22, 2011

- #171-11 NATIONAL GRID petitioning for a grant of location to install and maintain 70' ± of 6" gas main in CYNTHIA ROAD from the existing 6" gas main at 49 Cynthia Road southerly to 51 Cynthia Road. (Ward 8) [05/24/11 @ 12:01]  
**APPROVED 7-0**
- #367-10(2) DESIGN REVIEW COMMITTEE in accordance with §5-58 of the City of Newton Ordinances petitioning for site plan approval for the installation of two (2) modular classrooms with associated connectors at Zervas Elementary School,

one (1) modular classroom with associated connectors at Burr Elementary School and one (1) modular classroom with associated connectors at Horace Mann Elementary School. [06/02/11 @ 5:16 PM]

**APPROVED 7-0**

#367-10(3) **PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEE** proposing a RESOLUTION to His Honor the Mayor requesting that the funding for the modular classrooms at Burr, Horace-Mann and Zervas Elementary Schools be increased by \$87,500 to include green features in all four modular classrooms. [06/22/11 @ 9:30 PM]

**PROGRAMS & SERVICES APPROVED 5-0-1 (Linsky abstaining) on 06/22/11**

**APPROVED 7-0**

**REFERRED TO FINANCE COMMITTEE**

Monday, June 27, 2011

#185-11 **HIS HONOR THE MAYOR** requesting that the Board of Aldermen accept and authorize the expenditure of \$15,000 from the Massachusetts Historical Commission as part of a 50% match of a reimbursable grant to fund the creation of an updated design guidelines booklet for historic buildings and districts.

**APPROVED 3-1 (Salvucci opposed)**

*Clerk's note: The Board vote on this item was 20-2 (Ald. Freedman and Salvucci opposed)*

**REFERRED TO PROG & SERV, PUBLIC FACIL. AND FINANCE COMMITTEES**

#367-10 **HIS HONOR THE MAYOR** requesting authorization to appropriate an amount not to exceed five million dollars (\$5,000,000) from bonded indebtedness for the following:

(B) Installation of up to six modular classrooms at five elementary schools as well as the addition of permanent classrooms and renovations to the core of F.A. Day Middle School. [11/29/10 @ 3:23 PM]

**367-10(B) WAS SPLIT INTO B1 AND B2**

**367-10(B2)** – \$4,001,625 for renovations to the core of F.A. Day Middle School and sprinkler systems

**PUBLIC FACILITIES HELD 7-0 ON 6/22/2011**

**HELD 6-0**

#367-10(B1) **\$923,375** for installation of one modular classroom at Burr Elementary School, one modular classroom at Horace-Mann Elementary School, and two modular classrooms at Zervas Elementary School

**PUBLIC FACILITIES APPROVED 7-0 ON 6/22/2011**

**FINANCE APPROVED 4-0 on 06-27-11**

**FINANCE APPROVED 4-0-2 (Linsky and Sangiolo abstaining)**

