

**CITY OF NEWTON**

**IN BOARD OF ALDERMEN**

**BOARD ACTIONS**

Monday, January 5, 2009

Present: Ald. Albright, Brandel, Ciccone, Coletti, Danberg, Freedman, Harney, Hess-Mahan, Johnson, Lappin, Lennon, Linsky, Mansfield, Merrill, Parker, Salvucci, Sangiolo, Schnipper, Swiston, Vance, Yates and Baker.

Absent: Ald. Fischman and Gentile

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

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#487-08 HIS HONOR THE MAYOR requesting authorization to appropriate and expend one hundred thousand dollars (\$100,000) from the Environmental Solid Waste Fund for the purpose of contracting rock-crushing services at Rumford Avenue. [12-09-08 @ 5:30 PM]

**PUBLIC FACILITIES APPROVED 5-0-2 (Gentile and Lennon abstaining) on 12-17-08**

**FINANCE APPROVED 6-1 (Johnson opposed)**

**MOTION TO POSTPONE TO JANUARY 20, 2009 APPROVED BY VOICE VOTE**

**REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES**

#397-08 HIS HONOR THE MAYOR requesting to appropriate and expend One-hundred fifty three thousand three hundred dollars (\$153,000) from Free Cash to the Purchasing Department for the purpose of purchasing three hybrids and seven economy vehicles for the Assessing and Inspectional Services Departments.

**ZONING & PLANNING APPROVED 5-0-2 (Ciccone and Harney abstaining) on 11/24/08**

**(FINANCE APPROVED 4-3-1 (Ald. Coletti, Johnson and Gentile opposed; Parker abstaining) subject to 2<sup>nd</sup> call on 11-24-08)**

**ITEM RECOMMITTED TO FINANCE COMMITTEE on 12-1-08  
FINANCE APPROVED 4-1-2 (Johnson opposed; Parker and Freedman abstaining)**

**MOTION TO POSTPONE TO JANUARY 20, 2009 APPROVED 15 YEAS, 7 NAYS (Ald. Coletti, Hess-Mahan, Merrill, Salvucci, Schnipper, Yates, Baker), 2 ABSENT (Ald. Fischman and Gentile)**

#484-08 HIS HONOR THE MAYOR requesting authorization to appropriate and expend twelve thousand five hundred dollars (\$12,500) from Budget

Reserve for the purpose of making repairs, and replacing, as necessary, kitchen equipment at City Hall. [12-09-08 @ 5:31 PM]

**FINANCE APPROVED 4-0-2 (Schnipper and Johnson abstaining; Freedman not voting)**

**APPROVED 15 YEAS, 6 NAYS ( Ald. Brandel, Harney, Johnson, Linsky, Sangiolo, Swiston), 3 ABSENT ( Ald. Fischman, Gentile, Lappin)**

#321-08

**METROPCS MASSACHUSETTS LLC/NEWTON HIGHLANDS CONGREGATIONAL CHURCH** petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to install for wireless communication 2 panel antennae flanking the louvers on the northeast side of the bell tower; 2 panel antennae flanking the louvers on the southeast side of the bell tower; 2 panel antennae flanking the southwest side of the bell tower; 1 GPS antenna mounted on the roof inside the bell tower parapet; and ancillary and radio equipment to be located within the bell tower at 54 LINCOLN STREET, Ward 6, on land known as Sec 52, Blk 41, Lot 3, in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-18A(e)(6) and (3) of the City of Newton Rev Zoning Ord, 2007 and special permit nos. 459-97(2) and 398-99(2). **(1/12/09)**

**LAND USE APPROVED 4-1-2 (Mansfield opposed; Brandel and Merrill abstaining)**

**MOTION TO SUSPEND THE RULES TO ACCEPT REQUEST FOR EXTENSION OF TIME APPROVED BY VOICE VOTE**

#321-08(2)

**AGREEMENT to AN EXTENSION OF TIME** in which to ACT on Petition #321-08: **METROPCS MASSACHUSETTS LLC/NEWTON HIGHLANDS CONGREGATIONAL CHURCH** petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to install for wireless communication; and ancillary and radio equipment to be located within the bell tower at 54 LINCOLN STREET, Ward 6; said Extension will run from January 12, 2009 to February 6, 2009.

**MOTION TO APPROVE EXTENSION OF TIME APPROVED BY VOICE VOTE**

**MOTION TO POSTPONE #321-08 TO JANUARY 20, 2009 APPROVED BY VOICE VOTE**

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 20 YEAS, 0 NAYS, 4 ABSENT (Ald. Fischman, Gentile, Harney, and Sangiolo) TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEMS:**

**REFERRED TO LAND USE COMMITTEE**

Tuesday, December 16, 2008

- #320-08 METROPCS MASSACHUSETTS LLC/ZUSSMAN 219 REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to install for wireless communications 6 panel antennae inside a new fiberglass roof-mounted faux chimney; 1 GPS antenna mounted on the penthouse roof; 1 condenser on the roof; and associated equipment to be located beneath the parking area at the rear at 219 COMMONWEALTH AVENUE, Ward 7, on land known as Sec 63, Blk 8, Lot 19, in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-18A(e)(6) and (10) of the City of Newton Rev Zoning Ord, 2007, and special permit nos. 270-02(2) and 124-06 (1/12/09)  
**APPROVED 4-0-3 (Brandel, Mansfield, and Merrill abstaining)**

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, December 17, 2008

- #295-08 MOHD NIDAL, 101 Blue Jay Court, Wilmington, MA 01887, requesting the renewal of **one (1) van license** to operate King's Shuttle & Limousine Service between Logan Airport and the Sheraton and Marriott hotels in Newton. [08-05-08 @ 12:44 PM]  
**PUBLIC SAFETY APPROVED 6-0**

**REFERRED TO PUB. SAFETY & TRANS. AND FINANCE COMMITTEES**

- #455-05 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$6,000 from the Riverside Traffic Mitigation Fund to fund installation of a radar-controlled speed limit sign at the intersection of Concord and Grove Streets. (#65-05)  
**FINANCE NO ACTION NECESSARY on 12/22/08**  
**PUBLIC SAFETY NO ACTION NECESSARY 6-0**

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, December 17, 2008

Appointment by His Honor the Mayor

- #480-08 ELISSA FENSTER, 187 Sargent Street, Newton 02458, appointed as a member of the SOLID WASTE COMMISSION for a term of office expiring December 31, 2011. (60 days 2-14-09) [12-03-08 @ 4:02 PM]  
**PUBLIC FACILITIES APPROVED 4-0 (Gentile, Mansfield and Yates not voting)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #467-08 HIS HONOR THE MAYOR requesting to appropriate six hundred thousand dollars (\$600,000) from bonded indebtedness for the purpose of purchasing heavy equipment and heavy duty trucks for the Department of Public Works. [11-25-08 @ 4:54 PM]  
**FINANCE APPROVED 7-0 on 12-22-08**  
**PUBLIC FACILITIES APPROVED 7-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #267-08(2) HIS HONOR THE MAYOR requesting a supplemental appropriation in the amount of thirty-four thousand dollars (\$34,000) from bonded indebtedness to increase the original appropriation (Board Order #267-08, approved on 7/21/08) for the purpose of replacing the boiler at the Underwood School. [12-09-08 @ 5:31 PM]  
**FINANCE APPROVED 6-0 (Freedman not voting) on 12-22-08**  
**PUBLIC FACILITIES APPROVED 7-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #196-07(3) HIS HONOR THE MAYOR requesting a supplemental appropriation in the amount of three hundred thirty-six thousand twenty-five dollars (\$336,025) from bonded indebtedness to increase the original appropriation (Board Order #196-07 approved on 7/21/08) for the purpose of the rehabilitation of Fire Station #4. [12-09-08 @ 5:31 PM]  
**FINANCE APPROVED 6-0 (Freedman not voting) on 12-22-08**  
**PUBLIC FACILITIES APPROVED 6-0-1 (Gentile abstaining)**

**REFERRED TO FINANCE COMMITTEE**

Monday, December 22, 2008

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #267-08(2) HIS HONOR THE MAYOR requesting a supplemental appropriation in the amount of thirty-four thousand dollars (\$34,000) from bonded indebtedness to increase the original appropriation (Board Order #267-08, approved on 7/21/08) for the purpose of replacing the boiler at the Underwood School. [12-09-08 @ 5:31 PM]  
**PUBLIC FACILITIES APPROVED 7-0 on 12-17-08**  
**FINANCE APPROVED 6-0 (Freedman not voting)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #196-07(3) HIS HONOR THE MAYOR requesting a supplemental appropriation in the amount of three hundred thirty-six thousand twenty-five dollars (\$336,025) from bonded indebtedness to increase the original appropriation (Board Order #196-07 approved on 7/21/08) for the rehabilitation of Fire Station #4. [12-09-08 @ 5:31 PM]  
**PUBLIC FACILITIES APPROVED 6-0-1 (Gentile abstaining) on 12-17-08**  
**FINANCE APPROVED 6-0 (Freedman not voting)**

#485-08 HIS HONOR THE MAYOR recommending a transfer of funds in the amount of twenty-two thousand, nine hundred thirty-eight dollars and ninety cents (\$22,938.90) from Wage Reserve to the Fire Department payroll account to pay a firefighter who was on active military leave. [12-09-08 @ 5:31 PM]

**FINANCE APPROVED 6-0 (Freedman not voting)**

#486-08 HIS HONOR THE MAYOR requesting the establishment of a memorial fund entitled the Jordan Bennett Weiss Fund with authorization to expend up to \$50,000 in FY09. [12-09-08 @ 5:31 PM]

**FINANCE APPROVED 7-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#467-08 HIS HONOR THE MAYOR requesting to appropriate six hundred thousand dollars (\$600,000) from bonded indebtedness for the purpose of purchasing heavy equipment and heavy duty trucks for the Department of Public Works. [11-25-08 @ 4:54 PM]

**PUBLIC FACILITIES APPROVED 7-0 on 12-17-08**

**FINANCE APPROVED 7-0**

**REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES**

#398-08 HIS HONOR THE MAYOR requesting to A) appropriate for expenditure a gift of forty thousand dollars (\$40,000) from individuals who have joined together as *the Friends of Newton Tennis*, and B) appropriate the matching sum of forty thousand dollars (\$40,000) from budget reserve to the Park and Recreation Department to repair the tennis courts at Newton South High School. [11-10-08 @ 4:33 PM]

**PROGRAM & SERVICES APPROVED 4-0 on 11-19-08**

**FINANCE APPROVED 7-0**

**REFERRED TO PUB. SAFETY/TRANS. AND FINANCE COMMITTEES**

#455-05 (21-05.2) HIS HONOR THE MAYOR requesting an appropriation in the amount of \$6,000 from the Riverside Traffic Mitigation Fund to fund installation of a radar-controlled speed limit sign at the intersection of Concord and Grove Streets. (#65-05)

**PS&T NO ACTION NECESSARY 6-0 on 12-17-08**

**FINANCE NO ACTION NECESSARY 7-0**