

**CITY OF NEWTON**  
**IN BOARD OF ALDERMEN**  
**BOARD ACTIONS**

Monday, December 21, 2009

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

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

**REFERRED TO PUB. SAFETY & TRANS. AND PUB. FAC. COMMITTEE**

#384-09      THOMAS KRAUS appealing approval of Traffic Council Decision TC43-09 voted on November 5, 2009 ALD. SCHNIPPER requesting the installation of a full traffic signal at the intersection of Walnut Street and Trowbridge Avenue before the opening of the new Newton North High School. (Appeal filed on 11/10/09 @ 8:35 AM)

**PUBLIC FACILITIES DENIED APPEAL 5-3 (Albright, Yates, Mansfield opposed) on 12/9/09**

**PUBLIC SAFETY APPEAL APPROVED 5-1-1 (Ciccone opposed, Vance abstaining)**

**Motion to Substitute the Report of the Public Facilities Committee for the Report of the Public Safety Committee FAILED TO CARRY 16 NAYS, 8 YEAS (Ald. Ciccone, Gentile, Hes-Mahan, Lappin, Lennon, Salvucci, Schnipper, Baker)**

**Motion to Substitute the Report of the Public Safety Committee for the Report of the Public Facilities Committee APPROVED 16 YEAS, 8 NAYS (Ald. Ciccone, Gentile, Hes-Mahan, Lappin, Lennon, Salvucci, Schnipper, Baker)**

**APPEAL APPROVED 15 YEAS, 9 NAYS (Ald. Ciccone, Freedman, Gentile, Hass-Mahan, Lappin, Lennon, Salvucci, Schnipper, Baker)**

**REFERRED TO PUB. SAFETY & TRANS. AND PUB. FAC. COMMITTEE**

#385-09      THOMAS KRAUS appealing denial of Traffic Council Decision TC45-09 voted on November 5, 2009 ALD. ALBRIGHT, JOHNSON AND LINSKY requesting a) to create a mid-block pedestrian activated crossing signal (between Trowbridge Avenue and Clyde Street) and 2) to create a delta island at the opening of the NNHS ceremonial drive. 3) To place turn restrictions at the ceremonial entrance; right turn in and out only. (Appeal filed on 11/10/09 @ 8:35 AM)

**PUBLIC FACILITIES MOTION TO APPROVE APPEAL FAILED TO CARRY 3-5 (Lennon, Salvucci, Gentile, Schnipper, Lappin opposed)**

**PUBLIC SAFETY APPEAL APPROVED 4-1-2 (Cicccone opposed, Vance and Fischman abstaining)**

**Motion to Substitute the Report of the Public Safety Committee for the Report of the Public Facilities Committee APPROVED BY VOICE VOTE**

**Item Divided into a), 2), & 3) on Request of Ald. Gentile**

**Appeal of a) mid-block pedestrian activated crossing signal (between Trowbridge Avenue and Clyde Street) APPROVED 17 YEAS, 7 NAYS (Ald. Cicccone, Freedman, Hass-Mahan, Lappin, Schnipper, Yates, Baker)**

**Appeal of 2) to create a delta island at the opening of the NNHS ceremonial drive APPROVED 16 YEAS, 8 NAYS (Ald. Gentile, Hess-Mahan, Lappin, Lennon, Salvucci, Schnipper, Yates, Baker)**

**Appeal of 3) to place turn restrictions at the ceremonial entrance; right turn in and out only APPROVED 18 YEAS, 6 NAYS (Ald. Gentile, Lappin, Lennon, Salvucci, Schnipper, Baker)**

#242-09

**PANERA, LLC/LINEAR RETAIL NEWTON #1, LLC** petition for a **SPECIAL PERMIT/SITE PLAN APPROVAL** and **EXTENSION** of a **NONCONFORMING STRUCTURE** for a restaurant in excess of 50 seats and a parking waiver of 25 spaces at 1239-1243 CENTRE STREET, Ward 6, NEWTON CENTRE, on land known as Sec 64, Blk 28, Lots 21 and 24, containing approximately 11,860 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-19(m), 30-11(d)(9) of the City of Newton Rev Zoning Ord, 2007.

**LAND USE APPROVED 4-0-2 (Mansfield, Sangiolo abstaining; Merrill not voting) on 11/17/09**

**ITEM POSTPONED ON 12/7/09 to DATE CERTAIN OF 12/21/09**

**Motion to substitute an amended Board Order as drafted by the Ward 6 Aldermen APPROVED BY VOICE VOTE.**

**AMENDED BOARD ORDER APPROVED 23 YEAS, 1 NAY (Ald. Harney)**

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

#174-08(2) **PUBLIC SAFETY/TRANSPORTATION COMMITTEE** proposing changes to the rate structure and/or enforcement hours for parking meters as well as installation of additional meters citywide.[06-18-08 @ 8:00 PM]

**FINANCE APPROVED 5-1-2 (Parker opposed, Johnson and Schnipper abstaining) on 12/14/09**

**PUBLIC SAFETY APPROVED AS AMENDED 4-0**

**APPROVED AS AMENDED BY PUBLIC SAFETY 23 YEAS, 1 NAY (Ald. Parker)**

#134-08 ALD. LINSKY & DANBERG proposing that Ordinance Sections 19-194 and 19-195 be amended to standardize days and hours of enforcement of parking meters on-street and in municipal lots between the hours of 8:00 AM and 8:00 PM, Monday through Saturday. [4-08-08 @ 5:17 PM]  
**PUBLIC SAFETY APPROVED AS AMENDED 4-0**

**DENIED 15 NAYS, 9 YEAS (Ald. Danberg, Fischman, Freedman, Gentile, Hess-Mahan, Linsky, Swiston, Vance, Baker)**

#370-09 ALD. BAKER AND SWISTON and Newton residents of the NewTV Board of Directors seek Board approval of a resolution to support the passing of the Community Access Preservation (CAP), H.R. Bill 3745, as written and respectfully request that our state and federal legislators support the CAP Act as well and that a copy of this resolution be forwarded to each of their offices accordingly. [10/27/09 @ 1:08 PM]  
**FINANCE APPROVED 8-0 SUBJECT TO 2<sup>ND</sup> CALL**

**APPROVED BY VOICE VOTE**

**REFERRED TO PROGRAMS & SERVICES, PUBLIC FACILITIES AND FINANCE COMMITTEES**

#309-01 ALD. PARKER requesting increase in the income eligibility level of the 30% water/sewer discount for low-income senior citizens.  
**PUB FAC REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**  
**FINANCE REFERRED TO 2010-2011 BOARD OF ALDERMEN 6-1-1 (Parker opposed; Freedman abstaining)**  
**PROGRAMS & SERVICES APPROVED 2-0-3 (Brandel, Freedman, Baker abstaining)**

**Motion to substitute Approval for the Public Facilities and Finance Committee Reports APPROVED 14 YEAS, 10 NAYS (Ald. Albright, Brandel, Coletti, Freedman, Hess-Mahan, Johnson, Lappin, Sangiolo, Swiston, Baker)**

**APPROVED 18 YEAS, 6 NAYS (Ald. Brandel, Freedman, Hess-Mahan, Johnson, Lappin, Baker)**

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

#391-09(2) ALD. DANBERG, MANSFIELD, VANCE requesting the establishment of a municipal parking mitigation fund whose proceeds, derived from payments-in-lieu of providing off-street parking spaces associated with special permits, will be used solely for expenses related to adding to the supply of municipal parking spaces, improving existing municipal parking spaces, or reducing the demand for parking spaces.

**FINANCE NO ACTION NECESSARY 8-0 on 12/14/09**

**VOICE VOTE APPROVES REFERRAL TO THE 2010-2011 BOARD**

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 23 YEAS, 0 NAYS, 1 ABSENT (Ald. Sangiolo) TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEMS:**

**REFERRED TO LAND USE COMMITTEE**

Tuesday, December 15, 2009

#208-09 TREXLER M. & JUDITH W. TOPPING petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to re-grade portions of a yard for retaining walls/berms and landscape areas in excess of 4 feet at 132 FARLOW ROAD, Ward 7, NEWTON, on land known as Sec 72, Blk 35, Lot 10, containing approx 62,378 sf of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec. 30-24, 30-23, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2007.

**LAND USE APPROVED 5-0-2 (Brandel, Sangiolo abstaining; Merrill not voting)**

#272-09 HERRICK ROAD REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to erect at 39 HERRICK ROAD, Ward 6, NEWTON CENTRE (Lot 7) a 3-story mixed-use building containing 4 dwelling units and ground floor commercial space with a 75-seat restaurant, with underground parking and associated parking waivers (allow 1¼ parking spaces per housing unit; allow off-street parking facilities to be located on a separate lot; waive 9 parking spaces; waive 3 bicycle parking spaces; allow frontage to be measured along a public footway) and to construct a retaining wall greater than 4 feet within the rear/side setbacks and waive 18 existing parking spaces on Lot 7 Herrick Road, on land known as Sec 61, Blk 35, Lots 6 and 7, in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-19(d)(2), (8), (9), 30-19(f)(1), (2), 30-19(k), 30-19(m), 30-15(b)(2), 30-15 Table 3, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2007.

**LAND USE APPROVED 5-0-2 (Brandel, Sangiolo abstaining; Merrill not voting)**

**REFERRED TO ZONING & PLANNING COMMITTEE**

Monday, December 14, 2009

- #322-08 Ald. BAKER, YATES, & COMMISSIONER LOJEK requesting discussion of possible amendments to the City of Newton Ordinances to assist in assuring that properties that appear abandoned or severely dilapidated can be appropriately maintained or restored.  
**ZONING & PLANNING APPROVED 5-0 (Baker not voting)**

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

- #376-09 HIS HONOR THE MAYOR submitting the FY11-15 Capital Improvement Program, totaling \$140,377,285 and the FY10 Supplemental Capital budget, which require Board of Aldermen approval to finance new capital projects over the next five years.  
**ZONING & PLANNING REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

Wednesday, December 9, 2009

Appointment by His Honor the Mayor

- #392-09 JOE FRASSICA, 123 Spiers Road, Newton Centre, appointed as a member of the ADVISORY COUNCIL OF HEALTH AND HUMAN SERVICES for a term to expire on December 1, 2010. (60 days 1/5/10) [11/24/09 @ 2:40 PM]  
**PROGRAMS & SERVICES APPROVED 5-0**

Re-Appointment by His Honor the Mayor

- #393-09 STEPHEN COLCHAMIRO, 23 Vineyard Road, Newton Centre, re-appointed as a member of the ADVISORY COUNCIL OF HEALTH AND HUMAN SERVICES for a term to expire on December 31, 2011. (60 days 1/5/10) [11/24/09 @ 2:40 PM]  
**PROGRAMS & SERVICES APPROVED 5-0**

- #364-09 ALD. BAKER, LENNON AND JOHNSON, pursuant to Section 2-7 of the City Charter, recommending the re-appointment of David A. Olson as City Clerk/Clerk of the Board for a term of two years or until a successor is duly qualified. [10/27/09 @ 9:39 AM]  
**PROGRAMS & SERVICES RECOMMENDING APPROVAL 5-0**

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

- #264-03(3) ALD. JOHNSON AND BAKER requesting update on the work of the Taxation Aid Committee established by the Board of Aldermen in March 2004 in administering aid to the elderly taxation fund.  
**FINANCE NO ACTION NECESSARY 8-0**  
**PROGRAMS & SERVICES NO ACTION NECESSARY 5-0**

- #394-09      ALD. BAKER requesting clarification of the Rules of the Board regarding referrals to Committee of appeals of decisions of the Traffic Council.  
**PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**
- REFERRED TO PUBLIC FACILITIES AND PROGRAMS & SERVICES**
- #8-09      ALD. HESS-MAHAN, LINSKY, ALBRIGHT, FREEDMAN, MANSFIELD, JOHNSON, HARNEY & VANCE proposing an ordinance requiring that the installation of synthetic in-filled turf athletic fields on city-owned property shall use sustainable, recyclable, lead-free, non-toxic products to the maximum extent feasible. [12/30/08 @ 9:55 AM]  
**PUB FAC REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0 PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**
- #95-09(2)      PROGRAMS & SERVICE COMMITTEE requesting establishment of an Advisory Committee to review processes of the Board of Aldermen and report recommended efficiency improvements to the Board of Aldermen. Members of the Advisory Committee shall be appointed by the Chairman and Vice Chairman of the Programs & Services Committee and the President of the Board. [11/16/09 @ 3:59 PM]  
**PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**
- #383-09      ALD. LINSKY AND HESS-MAHAN requesting adoption of a RESOLUTION to be forwarded to the President and Attorney General of the United States along with Newton's congressional delegation in conjunction with similar resolutions and actions being taken by communities nationwide to: urge Congress to repeal the ban on releasing cleared detainees into the United States, and; welcome, in particular, a cleared detainee into our community who was represented by two Newton attorneys who were recognized for their efforts by the Newton Human Rights Commission as soon as such ban is lifted. [11/10/09]  
**PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**
- #329-05(3)      ALD. YATES requesting a discussion relative to amending the noise control ordinance to (A) prohibit the cumulative noise level from multiple pieces of equipment operating simultaneously on the same site to exceed the maximum noise levels allowed when measured at the nearest lot line and (B) to eliminate various exemptions in residential districts.  
**PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**

- #287-07(2) ALD. PARKER requesting a discussion with Parks and Recreation Department in regards to an appropriate marker or plaque to honor and recognize Olympic figure skater and Newton resident Tenley Albright and her skating exhibition at the Crystal Lake upon her return from the 1956 Olympic Games where she won a gold medal. [09/20/07 @ 1:22 PM]  
**PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**

**REFERRED TO PROG. & SERV., PUB.FAC. AND FINANCE COMMITTEES**

- #89-08 ALD. PARKER requesting the following:
- A) review of the maintenance practices for buildings, parks and other properties owned by the City (including School Department facilities and grounds)
  - B) development of a comprehensive maintenance plan that includes regular schedules for preventive maintenance for each specific site or facility
  - C) a RESOLUTION requesting that implementation of said maintenance plan be funded using operating budget funds.
- [02/13/08 @ 12:07 PM]  
**PUB FAC REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**  
**FINANCE REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**  
**PROGRAMS & SERVICES REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0**

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, December 9, 2009

Present: Ald. Linsky (Chair), Vance, Fischman, Ciccone, Danberg, Swiston and Harney;  
absent: Ald. Coletti;

- #348-09 GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459, requesting renewal of **three (3) taxi licenses** for NEWTON TAXI CO.  
[10/06/09 @ 4:30 PM]  
**PUBLIC SAFETY APPROVED 7-0**
- #347-09 GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459, requesting renewal of **three (3) taxi licenses** for HOLDEN'S TAXI, INC.  
[10/06/09 @ 4:30 PM]  
**PUBLIC SAFETY APPROVED 7-0**
- #337-09 MARK BELENKII, 73 Charlesbank Road #202, Newton Corner, MA 02458, requesting renewal of **one (1) public auto license** for BEANTOWN CARRIAGE, LLC. D/b/a BOSTON CARRIAGE CO.  
[10/05/09 @ 1:04 PM]  
**PUBLIC SAFETY APPROVED 7-0**

#395-09 TRAFFIC COUNCIL CHAIR David Koses providing the Committee with a summary of Traffic Council actions during the calendar year 2009. [11/17/09 @ 9:17 AM]

**PUBLIC SAFETY NO ACTION NECESSARY 7-0**

#66-09 ALD. HARNEY at the request of local residents, a discussion of Sec. 3-29, Removal and disposal of canine wastes, with recommendations on how the ordinance can be enforced and whether or not the fines are appropriate. [02-24-09 @ 7:33 PM]

**PUBLIC SAFETY NO ACTION NECESSARY 6-0 (Vance not voting)**

**REFERRED TO PUBLIC SAFETY&TRANS. & PROG. & SERV COMMITTEES**

#346-05 ALD. JOHNSON AND ALBRIGHT requesting discussion with the Mayor, Police and Fire Chiefs and Health Commissioner regarding the City of Newton's city-wide emergency preparedness.

**PROGRAM & SERVICES NO ACTION NECESSARY 6-0 on 09-06-06**

**PUBLIC SAFETY NO ACTION NECESSARY 6-0 (Vance not voting)**

#396-09 KURT AND TAKI HENSCH appealing denial of Traffic Council Decision TC28-09 voted on October 22, 2009: KURT AND TAKI HENSCH, 210 Nahanton Street #206, Newton Centre requesting (1) Traffic light be installed at the intersection of Nahanton Woods Road and Nahanton Street (2) "Signal Ahead" warning sign be placed on Nahanton Street for traffic from the west and east. (Ward 8) (Appeal filed on 11/12/09 @ 10:23 AM]

**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 7-0**

#261-09 ALD. JOHNSON requesting a review of the City of Newton Ordinances Chapter 24, Sections 26–34 Alarm System Regulations to more clearly express the fines and penalties to residential and commercial property owners for false alarms. [08/19/09 @ 9:53 AM]

**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 6-0 (Vance not voting)**

**ITEM RECOMMITTED TO PUBLIC SAFETY & TRANSPORTATION on 10-19-09**

#196-09 ALD. MANSFIELD AND SANGIOLO requesting rescission of Sec. 19-99 (b), Speed humps of the Revised Ordinances of the City of Newton. [06/17/09 @ 11:24 PM]

**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 6-0 (Vance not voting)**

#113-08 PLANNING DEPARTMENT requesting a presentation and discussion of the Newton Corner Phase 2 Study to be conducted by the Central Transportation Planning Staff. [03-07-08 @ 3:45 PM]



**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 6-0 (Vance not voting)**

- #477-04 ALD. LENNON, GERST, MERRILL AND VANCE requesting traffic study/safety analysis of ST. JAMES STREET and CHARLESBANK ROAD, from the Mass Pike on-ramp at exit 17 to NONANTUM ROAD, Newton Corner. Analysis should include traffic improvements/safety enhancements to provide for increased pedestrian and vehicle safety in this very busy, densely populated area. Said study should also include review (and possible upgrade) of the traffic island and lights the intersection of ST. JAMES STREET/ST.JAMES TERRACE/CHARLESBANK ROAD as well as possible capital improvements for increased vehicular safety at the intersection of CHARLESBANK ROAD/NONANTUM ROAD.  
**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 6-0 (Vance not voting)**

- #21-08 ALD. LINSKY AND DANBERG requesting discussion with appropriate personnel from the Massachusetts Bay Transportation Authority (MBTA) relative to ongoing service levels and conditions on mass transit and rail lines affecting Newton residents. [01-04-08 @ 10:19 AM]  
**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 6-0 (Vance not voting)**

**REFERRED TO PUB. FAC. AND PUB. SAF & TRANS. COMMITTEES**

- #35-04 ALD. SAMUELSON AND DANBERG requesting an ordinance amendment to Section 26-8 of the City of Newton Revised Ordinances, 2001 to require all property owners or residents to remove snow from sidewalks abutting their property.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0 on 12/09/09**  
**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 6-0 (Vance not voting)**

**PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Thursday, December 10, 2009

- #174-08(3) PUBLIC SAFETY & TRANSPORTATION COMMITTEE requesting discussion relative to the siting of additional parking meters citywide as well as segregating meter revenues derived for village improvements where such meters are located, respectively, [12/10/09]  
**PUBLIC SAFETY REFERRED TO 2010-2011 BOARD 4-0**

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, December 9, 2009

- #354-09 NSTAR ELECTRIC COMPANY petitioning for a grant of location to install a total of 160'± of conduit as follows: 20'± in BEACON STREET southwesterly from Manhole #18338 to Manhole #18342 and 140'± in WYMAN STREET from Manhole #16146 140'± southeasterly to Pole #479/11. (Ward 5) [09/22/09@12:21 PM]  
**PUBLIC FACILITIES APPROVED 6-1-1 (Albright opposed; Mansfield abstaining)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #399-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend five hundred thousand dollars (\$500,000) from sewer bonded indebtedness for the purpose of sewer improvements: \$125,000 each for Oakdale and Farina, \$135,000 for Irving Street; \$115,000 for Old Farm Road sewer improvement engineering/design. [12/01/09 @ 4:57 PM]  
**FINANCE APPROVED 8-0 on 12/14/09**  
**PUBLIC FACILITIES APPROVED 8-0**
- #127-09 IRA KRONITZ requesting that the Board of Alderman rescind Board Order #289-03(4) dated November 20, 2006, relating to roadway modification plans for curb-line geometry changes to calm traffic at the intersection of Daniel and Jackson Streets. [04/28/09 3:48]  
**PUBLIC FACILITIES APPROVED 8-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #289-09 ALD. PARKER requesting development of a property tax rebate program for households that opt for smaller trash containers. [09/08/09 @ 10:57 AM]  
**FINANCE NO ACTION NECESSARY 7-0 (Schnipper not voting) on 12/14/09**  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #239-09 ALD. PARKER requesting a resolution be sent to His Honor the Mayor requesting that the Rumford Avenue Recycling Center be reopened as soon as possible. [07/07/09 @ 12:45 PM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #174-09 ALD. YATES proposing a Resolution to the Public Buildings Commissioner urging that the City apply for funding through the Fire Station Reconstruction Program established by the American Recover and Rediscovery Act for the reconstruction of the next scheduled fire station.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

- #112-09 ALD. YATES requesting the City seek energy conservation funds from the American Re-Investment and Recovery Act to replace the energy inefficient boiler at the Emerson Community Center.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #82-09 ALD. SANGIOLO requesting the Executive Department apply for the Massachusetts Department of Energy Resource's Energy Audit Program for any and all municipal and school building facilities. [03/03/09 @ 1:19 PM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #309-08 ALD. BAKER AND DANBERG requesting a discussion with the Commissioner of Public Works regarding street signage at intersections as well as signage and house number visibility in order to assist citizens and public safety personnel in locating addresses.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #297-08 NSTAR ELECTRIC COMPANY petitioning for a grant of location to relocate Pole #223/5 on the westerly side of IRVING STREET ± 129' north of Commonwealth Avenue (Ward 7). [07/21/08 @ 11:02 AM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #241-08 ALD. SCHNIPPER requesting an update on the progress of the design for the reconstruction of Needham Street. [6/13/08 @ 11:45 AM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- Re-appointment by Board President  
#50-08 PRESIDENT BAKER recommending Joseph Michelson, 94 Park Avenue, Newton be re-appointed as an Aldermanic appointee to the DESIGNER SELECTION COMMITTEE, term of office to expire 12/31/09. [01/17/08 @ 3:48 PM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- Re-appointment by the Board President  
#48-08 ALD. BAKER recommending Lawrence Bauer, 42 Eliot Memorial Road, Newton, be re-appointed as an Aldermanic appointee to the DESIGNER SELECTION COMMITTEE, term of office to expire 12/31/09. [01/17/08 @ 3:48 PM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- Re-appointment by Board President  
#46-08 PRESIDENT BAKER recommending Robert O. Smith, P.E., 55 Chester Street, Newton Highlands be re-appointed as an Aldermanic appointee to the DESIGN REVIEW COMMITTEE, term of office to expire 12/31/09. [01/17/08 @ 3:48 PM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #352-07 ALD. SANGIOLO AND PARKER request Turner Construction, Project Manger for the Newton North High School Project and the DEP

representative overlooking this project to discuss the issues and concerns raised regarding asbestos removal, transportation and disposal for the Newton North site and also information on 5,000 cubic feet of loam being removed to the Elliot Street and Rumford Avenue Yards. [10/17/07 @ 11:54 AM]

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#351-07 ALD. PARKER AND SALVUCCI requesting that the Department of Public Works create an inventory and inspection regimen of bridges and culverts less than 20' in length and develop a maintenance plan for all city-owned bridges including those over 20', as recommended by the Undersecretary of Public Works at the Executive Office of Transportation, Robert Rooney. [10/17/07 @ 12:11 PM]

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#345-06 ALD. SCHNIPPER requesting that the contingency on smaller Public Buildings projects be increased from 5% to at least 8%.

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#451-06 KEYSPAN ENERGY petitioning for a grant of location to install and maintain 450'  $\pm$  of 8" gas main in HULL STREET from the existing 8" gas main in Hull street at 90 Hull Street easterly to the existing 6" gas main in Hull Street at 60 Hull Street. All of which is to replace the existing 4" gas main in Hull Street, which is to be abandoned. [11/15/06 @ 11:19 AM]

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#294-06 ALD. SAMUELSON requesting creation of a method for the collection of parking meter receipts to ensure maximum collection.

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#280-06 ALD. SANGIOLO proposing an Ordinance to create a Building Committee made up of Finance, Construction and Building experts in addition to several Aldermen to oversee construction and renovation projects in all municipal buildings.

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#226-06 ALD. LINSKY requesting discussion of initiatives in respect to monitoring of water meter readings to better inform water and sewer users of significant increases in usage.

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#178-06 ALD. SCHNIPPER, LINSKY AND ALBRIGHT requesting a report on the commissioning of Newton South High School.

**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

- #159-06 PRESIDENT BAKER & ALD. SCHNIPPER presenting the City of Newton Energy Action Plan for review and such action that may be appropriate by the Board of Aldermen.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #155-06 JAMES A. BLACKBURN, 105 Wood End Road, Newton Highlands petitioning for laying out, grading and acceptance of WOOD END ROAD as a public way from the intersection of Mountfort Road westerly to the intersection of Nantucket Road (a distance of 360' ±) to be the width of 45'.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #84-06 COMMISSIONER OF PUBLIC WORKS requesting a waiver from the Board of Aldermen of surfacing materials used on the sidewalk of a public way in front of 161 Pond Brook Road, as provided in §26-47 of the City of Newton Ordinances.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #424-05 ALD. SANGIOLO & HARNEY requesting an update from the School Department regarding the energy audit that was begun during last year's budget review.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #467-04 ALD. YATES AND SCHNIPPER requesting a response from the Commissioner of Public Works to the findings of the Environmental Protection Agency that pollution enters the Charles River from Newton.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #246-04 COMMISSIONER OF PUBLIC WORKS requesting approval of the 25% design plan submittal for Walnut Street from Homer Street to Centre Street including a small section of Centre Street to Route 9.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #178-04(2) ALD. LAPPIN requesting an update on progress and implementation of the construction information database.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- #104-04 ALD. YATES requesting a report from the Chief of Police as to how the ordinance prohibiting the blockage of sidewalks with snow can be more easily enforced.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**
- REFERRED TO PUB FAC. AND PUB SAF & TRANS. COMMITTEES**
- #35-04 ALD. SAMUELSON AND DANBERG requesting an ordinance amendment to Section 26-8 of the City of Newton Revised Ordinances, 2001 to require all property owners or residents to remove snow from sidewalks abutting their property.

**PUBLIC SAFETY AND TRANSPORTATION REFERRED TO  
2010-2011 BOARD OF ALDERMEN 6-0 on 12/9/09  
PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#522-03 ALD. PARKER AND LENNON requesting an ordinance amendment to improve enforcement related to snow removal.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

#289-03(6) JOHN S. MAYPOLE proposing a Resolution to the Commissioner of Public Works to install curb-line geometry at the intersection of Daniel and Jackson Streets as originally designed by the Traffic Engineer and approved by the Board of Aldermen on November 20, 2006.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

# 94-99 RALPH S. ROBART 28 Richardson Road, Petition for Laying Out, Grading, and Acceptance of RICHARDSON ROAD from Route 9 northerly 180'± to be the width of 30 feet.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0**

**PUBLIC HEARING ASSIGNED FOR JANUARY 6, 2010:**

#397-09 NSTAR ELECTRIC petitioning for a grant of location to install a new pole (233/4-1X on the northeasterly side of HOMER STREET opposite Grafton Street. (Ward 6) [11-10-09 @ 12:24 PM]  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

#376-09 HIS HONOR THE MAYOR submitting the FY11-15 Capital Improvement Program, totaling \$140,377,285 and the FY10 Supplemental Capital budget, which require Board of Aldermen approval to finance new capital projects over the next five years.  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#367-09 PUBLIC FACILITIES COMMITTEE requesting discussion with the Law Department on how to resolve the dispute with NStar regarding whose responsibility it is to repair the streetlight connection between the manhole and the base of the streetlight. [10/21/09 @ 9:00 PM]  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#175-09 PUBLIC FACILITIES COMMITTEE requesting monthly updates from the Department of Public Works on the Commonwealth Avenue project.  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#126-09 ALD. LAPPIN requesting an update on the status of repairs and rental of the Kennard Estate. [04/17/09 @ 2:49 PM]  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#111-09 ALD. ALBRIGHT AND MANSFIELD requesting discussion of recent information (made available to the Land Use Committee) from NStar related to double poles, focusing on the 350 double poles waiting only for removal of wires or streetlights by the City of Newton.  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**REFERRED TO PS&T, PUBLIC FACILITIES AND FINANCE COMMITTEES**

#60-09 ALD. SANGIOLO, GENTILE AND HARNEY requesting the installation of traffic islands on CONCORD STREET to be funded with the Cabot, Cabot and Forbes Traffic Mitigation Fund for Lower Falls (Ward 4). [02/03/09 @ 1:01 PM]  
**PUBLIC SAFETY & TRANS REFERRED TO 2010-2011 BOARD OF ALDERMEN 6-0 on 12-18-09**  
**FINANCE REFERRED TO 2010-2011 BOARD 8-0 on 12/14/09**  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**RECOMMITTED TO FINANCE AND PUBLIC FACILITIES ON 02/17/09**  
**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#13-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend three hundred eighty-five thousand dollars (\$385,000) from bonded indebtedness to the Public Works Department for the purpose of replacing both the salt shed and the Quonset hut at Crafts Street. [12/30/08 @ 5:04 PM]  
**FINANCE REFERRED TO 2010-2011 BOARD 8-0 on 12/14/09**  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**REFERRED TO PUBLIC FACILITIES AND PROGRAMS & SERVICES**

#8-09 ALD. HESS-MAHAN LINSKY, ALBRIGHT, FREEDMAN, MANSFIELD, JOHNSON, HARNEY & VANCE proposing an ordinance requiring that the installation of synthetic in-filled turf athletic fields on city-owned property shall use sustainable, recyclable, lead-free, non-toxic products to the maximum extent feasible. [12/30/08 @ 9:55 AM]  
**PROG & SERV REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0 on 12/09/09**  
**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#457-08 ALD. LAPPIN AND SALVUCCI requesting discussion with NStar regarding the timely repair of City streetlights and the development of a standard response timeframe. [11/20/08 @ 12:51 PM]

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#368-08 ALD. LINSKY requesting approval of the Board of Aldermen of the design for improvements affecting the area where Walnut Street, Lowell Avenue and Watertown Street intersect including a traffic island, curb extensions and the dead ending of Lowell Avenue. [10/14/08 @ 12:53 PM]

**A) APPROVED 6-0 CURB EXTENSIONS AND TRAFFIC ISLAND @ INTERSECTION OF WALNUT STREET & LOWELL AVENUE**  
**B) HELD 6-0 LOWELL AVENUE CLOSURE AT WATERTOWN STREET**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**REFERRED TO PROG. & SERV. AND PUBLIC FACILITIES COMMITTEES**

#271-08 ALD. JOHNSON proposing a RESOLUTION to His Honor the Mayor requesting that he work with the Board of Aldermen, the Parks and Recreation Department, and the Department of Public Works in order to determine the most effective and efficient way to organize the work of managing our public resources. [07/17/08 @ 9:53 AM]

**PROG & SERV REFERRED TO 2010-2011 BOARD OF ALDERMEN 5-0 on 11/18/09**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#208-08 ALD. GENTILE, SANGIOLO, SALVUCCI AND SCHNIPPER requesting a discussion on establishing a permanent Building Committee in the City of Newton. [05/16/08 @ 11:47 AM]

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**REFERRED TO COMMUNITY PRES., PUB. FAC & FINANCE COMMITTEES**

#147-08 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$359,400, including \$2,000 for legal costs, be appropriated from the FY'08 Community Preservation Fund's historic resources and general reserves, for a project to rehabilitate and expand storage space for the research library and archives at the Newton History Museum, to preserve the existing collections, and enhance public access to the collections. [04/01/08 @ 4:10 PM]

**COMMUNITY PRESERVATION APPROVED 6-0 on 4-29-08**  
**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**



**REFERRED TO PROG. & SERV., PUB.FAC. AND FINANCE  
COMMITTEES**

#89-08

**ALD. PARKER** requesting the following:

- D) review of the maintenance practices for buildings, parks and other properties owned by the City (including School Department facilities and grounds)
- E) development of a comprehensive maintenance plan that includes regular schedules for preventive maintenance for each specific site or facility
- F) a RESOLUTION requesting that implementation of said maintenance plan be funded using operating budget funds.

[02/13/08 @ 12:07 PM]

**PROG & SERV REFERRED TO 2010-2011 BOARD OF**

**ALDERMEN 5-0 on 12/09/09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0 on 12/14/09**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF**

**ALDERMEN 8-0**

**ITEM RECOMMITTED TO PUBLIC FACILITIES AND FINANCE ON 6/19/08**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#11-08

**HIS HONOR THE MAYOR** requesting an appropriation in the amount of \$1,200,000 from bonded indebtedness for the purpose of funding the installation of four modular classrooms. [01/02/08 @ 4:53 P.M.]

**B) \$1,225,000 from bonded indebtedness**

*NOTE: Letter received from Mayor on 1/4/08 requesting that appropriation amount be amended to \$1.3 million. Letters received 5/7 and 5/21 requesting that the funding source to capital stabilization for costs incurred for design work and the remaining \$1,225,000 from bonded indebtedness be voted no action necessary. Part A) \$75,000 from Capital Stabilization approved on 6/19/08.*

**FINANCE NO ACTION NECESSARY 8-0 on 11/09/09**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF**

**ALDERMEN 8-0**

#385-07

**ALD. SCHNIPPER AND GENTILE** updating the Public Facilities Committee on the progress of the Newton North High School Project. [11/21/07 @ 10:23 AM]

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF**

**ALDERMEN 8-0**

#253-07

**ALD. LINSKY ALBRIGHT, JOHNSON, HARNEY, SANGIOLO, SALVUCCI, MANSFIELD, BURG, SCHNIPPER** requesting (1) a review as to how provisions of applicable ordinances, specifically 5-58, were implemented during the course of the Newton North project, and (2) consider proposed revisions of 5-58 including, but not limited to:

- (a) timely provision of documentation by the public building department to the Board of Aldermen and Design Review Committee;

- (b) establishment of liaison committees to facilitate communications and input from neighborhoods affected by projects subject to this ordinance;
- (c) approval of final design plans by the Board of Aldermen of projects subject to this ordinance;
- (d) oversight during the construction phase of projects subject to this ordinance by appropriate Board committee(s) both in respect to approval of change orders as well as design changes; and
- (e) generation of a required record detailing the entire construction process by the public building department to guide present and future oversight of projects subject to this ordinance. [08/07/07 @ 3:12 PM]

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#54-07 ALD. SANGIOLO requesting discussion with the School Department and the Public Buildings Department about giving the School Department increased control over maintenance of school building facilities thereby allowing the School Department to have direct authority to deploy/hire staff to make necessary repairs to their school facilities. [02/09/07 @ 1:46 PM]

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#152-06 PS&T COMMITTEE requesting discussion re Road Classification Design Types (as outlined by the Planning and Development Department) for future use as an overall management tool for the City.

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#386-04 ALD, SANGIOLO, HESS-MAHAN, JOHNSON, AND DANBERG proposing an ordinance to require that designers selected have LEED certification and include high performance/life cycle analysis for all municipal construction projects in the City of Newton.

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

#321-04(2) ALD. JOHNSON requesting a RESOLUTION to His Honor the Mayor requesting that he expeditiously as possible find funding to create traffic calming measures on Mill Street as requested by the Traffic Council.

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD OF ALDERMEN 8-0**

**REFERRED TO FINANCE COMMITTEE**

Monday, December 14, 2009

Re-appointment by His Honor the Mayor

- #285-09 EDWARD GOURDEAU, JR., 81 Dalby Street, Newton, re-appointed as a Constable for a term to expire November 1, 2012. [09/08/09 @ 9:20 AM]  
**FINANCE APPROVED 8-0**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #399-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend five hundred thousand dollars (\$500,000) from sewer bonded indebtedness for the purpose of sewer improvements: \$125,000 each for Oakdale and Farina, \$135,000 for Irving Street; \$115,000 for Old Farm Road sewer improvement engineering/design. [12/01/09 @ 4:57 PM]  
**PUBLIC FACILITIES APPROVED 8-0 on 12-09-09**  
**FINANCE APPROVED 8-0**
- #398-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend three thousand six hundred ninety one dollars (\$3,691) from Budget Reserve for the purpose of increasing the salary budget in the Public Buildings Department. [12/01/09 @ 4:56 PM]  
**FINANCE APPROVED 8-0**

**REFERRED TO COMMITTEE ON COMMUNITY PRESERVATION  
AND FINANCE COMMITTEES**

- #375-09 THE COMMUNITY PRESERVATION COMMITTEE recommending that fifteen thousand two hundred fifty dollars (\$15,250) be appropriated and expended from the FY10 Community Preservation Fund's historic and general reserves for changes and additions required by the Newton Fire Department during the historic rehabilitation of Brigham House. [10/27/09 @ 9:10 AM]  
**COMMITTEE ON COMMUNITY PRESERVATION APPROVED 5-1 on 11/24/09**  
**FINANCE APPROVED 8-0**
- #206-09(3) HIS HONOR THE MAYOR requesting the creation of a Stabilization Fund for future maintenance and improvements to the City's capital infrastructure that will help the city in addressing the long deferred infrastructure maintenance needs it faces. [12/01/09 @ 4:56 PM]  
**FINANCE APPROVED 7-0-1 (Ald. Gentile abstaining)**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #289-09 ALD. PARKER requesting development of a property tax rebate program for households that opt for smaller trash containers. [09/08/09 @ 10:57 AM]  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0 on 12-09-09**  
**FINANCE NO ACTION NECESSARY 7-0 (Ald. Schnipper not voting)**

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

- #259-08 ALD. SANGIOLO requesting discussion with the Executive Department regarding moving the salaries of the Parks & Recreation Commissioner and the Recreation Programs Director to the revolving accounts for various programs.  
 [07-08-08 @ 1:28 PM]  
**PROGRAM & SERVICES NO ACTION NECESSARY 5-0 on 12-09-09**  
**FINANCE NO ACTION NECESSARY 7-1 (Ald. Johnson opposed)**

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

- #30-08 ALD. COLETTI requesting a list of current vacancies in the Police, Fire and Public Works Departments, with specific discussion in Committee relative to Police Department vacancies. [01-15-08 @ 11:15 AM]  
**PUBLIC SAFETY & TRANSPORTATION NO ACTION NECESSARY 6-0 (Ald. Vance not voting) on 12-09-09**  
**FINANCE NO ACTION NECESSARY 8-0**

The Chair of Finance asked for a Suspension of the Rules to poll his committee which was APPROVED by Voice Vote

A motion was made by the Finance Chair to change the Finance Committee's vote from "No Action Necessary" to "Referred to the 2010-2011 Board" on any of the following items where the other committee voted to refer in order to make the reports consistent. FINANCE APPROVED 6-0-1 (Ald. Gentile)

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

- #358-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend fifty five thousand dollars (\$55,000) from tax revenue from the local option meals tax to restore funding to the Senior Transportation Program. [10/09/09 @ 5:25 PM]  
**PROG. & SERVICES REFERRED TO 2010-2011 BOARD 5-0 on 11/18/09**  
**FINANCE NO ACTION NECESSARY 6-2 (Ald. Coletti and Schnipper opposed)**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

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

- #274-08 ALD. JOHNSON AND SANGIOLO proposing a RESOLUTION to His Honor the Mayor requesting that he create a plan to move the Child Care Commission to a self-sustaining model for FY2010. [07-17-08 @ 9:53 AM]  
**PROG. & SERVICES REFERRED TO 2010-2011 BOARD 5-0 on 11/18/09**  
**FINANCE NO ACTION NECESSARY 8-0**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

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

- #258-08 ALD. SANGIOLO requesting discussion with the Executive Department regarding reorganization of senior transportation services and establishment of intra-village transportation systems. [07-08-08 @ 1:29 PM]  
**PROGRAM & SERVICES REFERRED TO 2020-2011 BOARD 5-0 11/18/09**  
**FINANCE NO ACTION NECESSARY 8-0**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

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

- #207-08 ALD. BRANDEL AND SANGIOLO proposing that the following question be put before the Newton voters:  
"Shall the City of Newton be allowed to exempt from the provisions of Proposition 2 ½ the amounts required to pay for the bond issuance in order to fund Newton North High School?" [05-21-08 @ 12:58 PM]  
**PROGRAM & SERVICES REFERRED TO 2020-2011 BOARD 5-0 11/18/09**  
**FINANCE NO ACTION NECESSARY 8-0**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

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

- #83-07 ALD. YATES requesting that the City of Newton take all possible steps to persuade the General Court to adopt the proportion of Governors Municipal Partnership that would allow the City to reduce employee health insurance costs by joining the Group Insurance Commission. [02-27-07 @ 10:21 PM]  
**PROGRAM & SERVICES REFERRED TO 2020-2011 BOARD 5-0 11/18/09**  
**FINANCE NO ACTION NECESSARY 8-0**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

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

- #245-06 ALD. JOHNSON AND HESS-MAHAN requesting an amendment to the City Charter to require the Mayor annually to prepare and submit to the Board of Aldermen a long-term financial forecast of anticipated revenue, expenditures and the general financial condition of the City, including, but not limited to identification of any factors which will affect the financial condition of the City; projected revenue and expenditure trends; potential sources of new or expanded revenues; anticipated municipal needs likely to require major expenditures; and a strategic plan for meeting anticipated municipal needs, to include, but not be limited to, any long or short-term actions that may be taken to enhance the financial condition of the City.  
**PROGRAM & SERVICES REFERRED TO 2010-2011 BOARD 5-0 11/18/09**  
**FINANCE NO ACTION NECESSARY 8-0**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #345-06 ALD. SCHNIPPER requesting that the contingency on smaller Public Buildings projects be increased from 5% to at least 8%.  
**PUBLIC FACILITIES NO ACTION NECESSARY 8-0 12/9/09**  
**FINANCE NO ACTION NECESSARY 8-0**

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

- #48-06 ALD. HESS-MAHAN, BURG, JOHNSON, DANBERG, PARKER & WEISBUCH proposing that the city provide financial incentives to rent accessory apartments to low- to moderate-income households at affordable rates that can serve housing affordability goals.  
**ZONING AND PLANNING REFERRED TO 2010-2011 BOARD 7-0 on 11/23/09**  
**FINANCE NO ACTION NECESSARY 8-0 on 12/14/09**  
**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

**REFERRED TO PROG. & SERVICES AND FINANCE COMMITTEES**

- #264-03(3) ALD. JOHNSON AND BAKER requesting update on the work of the Taxation Aid Committee established by the Board of Aldermen in March 2004 in administering aid to the elderly taxation fund.  
**PROGRAM & SERVICES NO ACTION NECESSARY 5-0 on 12-09-09**  
**FINANCE NO ACTION NECESSARY 8-0**

**REFERRED TO PROG. & SERV AND FINANCE COMMITTEES**

- #273-08 ALD. JOHNSON proposing a RESOLUTION to His Honor the Mayor requesting that the Executive and Human Resources Departments develop

a comprehensive human capital strategy for the city to include: performance management, talent development, succession planning, and compensation. [07-17-08 @ 9:53 AM]

**REFERRED TO 2010-2011 BOARD 6-0-1 (Ald. Gentile abstaining, Schnipper not voting)**

**FINANCE VOTED TO REFER TO THE 2010-2011 BOARD 6-0-1 ON 12/21**

**ITEM RECOMMITTED TO PUB. FAC. AND FIN. COMMITTEES ON 02-17-09**  
**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#13-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend three hundred eighty-five thousand dollars (\$385,000) from bonded indebtedness to the Public Works Department for the purpose of replacing both the salt shed and the Quonset hut at Crafts Street. [12-30-08 @ 5:04 PM]

**PUBLIC FACILITIES APPROVED 4-0-2 (Gentile and Mansfield abstaining) on 01-07-09**

**FINANCE APPROVED 2-1-3 (Gentile opposed; Parker, Lennon and Freedman abstaining) on 02-09-09**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD 8-0 on 12-09-09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

**REFERRED TO PROG. & SERV., PUB.FAC. AND FINANCE COMMITTEES**

#89-08 ALD. PARKER requesting the following:

- G) review of the maintenance practices for buildings, parks and other properties owned by the City (including School Department facilities and grounds)
- H) development of a comprehensive maintenance plan that includes regular schedules for preventive maintenance for each specific site or facility
- I) a RESOLUTION requesting that implementation of said maintenance plan be funded using operating budget funds.

[02-13-08 @ 12:07 PM]

**PROG. & SERVICES REFERRED TO 2010-2011 BOARD 5-0 on 12-09-09**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD 8-0 on 12-09-09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

**REFERRED TO COMMUNITY PRES., PUB. FAC & FINANCE COMMITTEES**

#147-08 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$359,400, including \$2,000 for legal costs, be appropriated from the FY'08 Community Preservation Fund's historic resources and general reserves, for a project to rehabilitate and expand storage space for the research library and archives at the Newton History Museum, to preserve

the existing collections, and enhance public access to the collections. [04-01-08 @ 4:10 PM]

**COMMUNITY PRESERVATION APPROVED 6-0 on 4-29-08**

**(A) DESIGN FUNDS ESTIMATE \$37,500.00**

**(B) BALANCE OF PROJECT ESTIMATE \$321,900.00**

**Voice vote APPROVED Motion to amend docket to add referral to Public Facilities Committee on 5-19-08.**

**FINANCE APPROVED (A) Design Funds at \$37,500 6-0 on 07-21-08**

**FINANCE HELD (B) Balance of Project on 07-21-08**

**HELD 8-0 on 11-09-09**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD 8-0 on 12-09-09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

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

#363-09 ALD. SANGIOLO requesting a discussion to increase the tobacco seller license fee. [09/13/09 @ 1:07 PM]

**PROG. & SERVICES REFERRED TO 2020-2011 BOARD 5-0 on 11/18/09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

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

#360-09(2) PROGRAM & SERVICES COMMITTEE requesting a discussion to explore possible sources of revenue to fund an off leash dog park system in the City. [11/06/09 @ 10:44 AM]

**PROG. & SERVICES REFERRED TO 2020-2011 BOARD 5-0 on 11/18/09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMM. on 05-04-09**

**REFERRED TO PUBLIC FACILITIES & FINANCE COMMITTEES on 02-17-09**

#60-09 ALD. SANGIOLO, GENTILE AND HARNEY requesting the installation of traffic islands on CONCORD STREET to be funded with the Cabot, Cabot and Forbes Traffic Mitigation Fund for Lower Falls (Ward 4). [02/03/09 @ 1:01 PM]

**PUBLIC SAFETY & TRANS. REFERRED TO 2010-2011 BOARD**

**PUBLIC FACILITIES REFERRED TO 2010-2011 BOARD 8-0 on 12-09-09**

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

#376-09 HIS HONOR THE MAYOR submitting the FY11-15 Capital Improvement Program, totaling \$140,377,285 and the FY10 Supplemental Capital budget, which require Board of Aldermen approval to finance new capital projects over the next five years.

**FINANCE REFERRED TO 2010-2011 BOARD 8-0**



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

- #130-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend from Cable Receipts the sum of twenty-four thousand nine hundred eighteen dollars (\$24,918) for the purpose of purchasing equipment to provide for archived web casting of the Board of Aldermen and School Committee meetings. [4/28/09 @ 6:02 PM]  
**PROGRAM & SERVICES REFERRED TO 2020-2011 BOARD 5-0 11/18/09**  
**FINANCE REFERRED TO 2010-2011 BOARD 7-1 (Ald. Freedman opposed)**

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

- #270-08 ALD. JOHNSON proposing a RESOLUTION to His Honor the Mayor requesting that he work with the Board of Aldermen, School Department, and School Committee in order to determine the most effective and efficient way to organize the Information Technology Departments. [07-17-08 @ 9:53 AM]  
**PROGRAM & SERVICES REFERRED TO 2020-2011 BOARD 5-0 11/18/09**  
**FINANCE REFERRED TO 2010-2011 BOARD 6-1-1 (Ald. Gentile opposed, Ald. Freedman abstaining)**

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 22 YEAS, 1 NAY (Ald. Albright), 1 ABSENT (Ald. Sangiolo) TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEMS:**

- #352-09 NSTAR ELECTRIC COMPANY petitioning for a grant of location to install 223'± of conduit in WOODWARD STREET from Woodward Street at Boylston Street northwesterly to Pole #478. (Ward 5) [10/01/09@ 2:12 PM]  
**PUBLIC FACILITIES APPROVED 6-1-1 (Albright opposed; Mansfield abstaining)**
- #353-09 NSTAR ELECTRIC COMPANY petitioning for a grant of location to install 375'± of conduit and two new manholes in MAPLE AVENUE from Church Street at Maple Avenue southerly to proposed Manhole #29138. (Ward 1) [09/22/09 @ 12:20 PM]  
**PUBLIC FACILITIES APPROVED 6-1-1 (Albright opposed; Mansfield abstaining)**
- #355-09 NSTAR ELECTRIC COMPANY petitioning for a grant of location to install 310'± of conduit in WOODWARD STREET from Pole #478/49 southwesterly 285'± to BEACON STREET continuing 25'± southwesterly to Manhole #18408. (Ward 5) [09/22/09@12:21 PM]  
**PUBLIC FACILITIES APPROVED 6-1-1 (Albright opposed; Mansfield abstaining)**

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 22 YEAS, 0 NAY (Ald. Albright), 1 RECUSED (Ald. Fischman), 1 ABSENT (Ald. Sangiolo) TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEM:**

- #244-09      S. R. WEINER ASSOCIATES INC./CHESTNUT HILL SHOPPING CENTER, LLC/C&R REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL and EXTENSION OF NONCONFORMING USE for restaurants in excess of 50 seats; to increase the number of seats in two existing legal nonconforming restaurants currently having in excess of 50 seats; to permit a new restaurant over 50 seats and an associated request for a parking waiver at 1-27-33-35 BOYLSTON STREET, Ward 7, CHESTNUT HILL, on land known as Sec 63, Blk 37, Lot 25, 26, 27, 18A, containing approx 767,306 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-11(d)(9), 30-19(d), 30-19(m) of the City of Newton Rev Zoning Ord, 2007 and Special Permit nos. 401-03, 317-03, 317-03(6).  
**LAND USE APPROVED 5-0 (Brandel, Fischman not voting; Fischman recused)**

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 21 YEAS, 2 NAYS (Ald. Gentile & Parker), 1 ABSENT (Ald. Sangiolo) TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEM:**

- #70-09(9)      HIS HONOR THE MAYOR requesting an amendment to the FY10 Water revenue budget to three million one hundred sixty thousand dollars (\$3,160,000) from Water Reserve to offset the reduction in anticipated Water Revenue. [11/10/09 @ 5:57 PM]  
**PUBLIC FACILITIES APPROVED 5-0-1 (Lappin abstaining) on 11-18-09**  
**FINANCE APPROVED AS AMENDED TO \$1,582,469 5-3 (Ald. Gentile, Johnson and Parker opposed)**

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 22 YEAS, 1 NAY (Ald. Johnson), 1 ABSENT (Ald. Sangiolo) TO ACCEPT ITS COMMITTEES' RECOMMENDATIONS ON THE FOLLOWING ITEMS:**

- #261-08      ALD. SANGIOLO requesting discussion with the Executive Department regarding moving the Director of Arts in the Parks' salary to the Arts in the Parks revolving account. [07/08/08 @ 1:29 PM]  
**FINANCE NO ACTION NECESSARY 7-1 (Johnson opposed)**  
**PROGRAMS & SERVICES NO ACTION NECESSARY 5-0**
- #259-08      ALD. SANGIOLO requesting discussion with the Executive Department regarding moving the salaries of the Parks & Recreation Commissioner

and the Recreation Programs Director to the revolving accounts for various programs. [07/08/08 @ 1:28 PM]

**FINANCE NO ACTION NECESSARY 7-1 (Johnson opposed)**  
**PROGRAMS & SERVICES NO ACTION NECESSARY 5-0**

**A Public Hearing was assigned for January 25, 2010 for the following item:**

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

#412-09 HIS HONOR THE MAYOR requesting approval of an amended 121A Tax Agreement between the City of Newton and the New Falls Associates Limited Partnership ('the owner'), dated November 13, 2009, whereby the City will receive \$2,537,500 in deferred taxes upon the completion of refinancing by the owner and 41 affordable housing units will be extended for an additional 22 years, until 2040.

**The rules were suspended by Voice Vote to allow the following late filed item to be added to the docket.**

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

#413-09 ALD. COLETTI & SALVUCCI proposing an amendment to the Rules & Orders of the Board of Aldermen to amend Article I, Section 2D, to read "The president shall serve as an ex-officio member of the Finance Committee with the right to vote in case of a tie vote, unless the president is appointed to serve as a regular member of the Finance Committee, then the vice president shall serve as an ex-officio member of the Finance Committee with the right to vote in case of a tie vote.