

CITY OF NEWTON

IN BOARD OF ALDERMEN

FINANCE COMMITTEE AGENDA

MONDAY, NOVEMBER 10, 2014

7 PM
Room 222

ITEMS SCHEDULED FOR DISCUSSION:

Re-appointment by His Honor the Mayor

#401-14 ANTONIO BIANCHI, 15 Colonial Avenue, Newton reappointed as a Constable for a term of office to expire on November 1, 2017. (60 days 01/02/14) [10-15-14 @ 4:16 PM]

Re-appointment by His Honor the Mayor

#402-14 DORIS BREAY, 19 Blake Street, Newtonville, re-appointed as a Trustee of the Newton Cousens Fund for a term to expire on June 1, 2017. (60 days 01/02/14) [04/11/11 @5:27 PM]

Re-appointment by His Honor the Mayor

#403-14 MARK DERBY, 1540 Commonwealth Avenue, West Newton, re-appointed as a Trustee of the Newton Cousens Fund for a term to expire on June 30, 2016 (60 days June 19, 2011). [04/11/11 @5:27 PM]

#367-14 SGT. BABCOCK, requesting an amendment to Sec. 19-200, C.(3) of the City of Newton Ordinances to implement a \$5.00 permit fee for resident sticker and visitor permit in the municipal lot parking program effective January 1, 2016. [10/09/14 @ 2:07 PM]

PROGRAMS & SERVICES REFERRED TO FINANCE COMMITTEE ON 9/17/14

#254-12(2) THE PROGRAMS & SERVICES COMMITTEE recommending an ordinance to ban single-use plastic bags at certain retail establishments in the City of Newton. [01/10/14 @ 3:36 PM]

PROGRAMS & SERVICES APPROVED 8-0 on 9/17/14

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#374-14 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of sixty-five thousand dollars (\$65,000) from Free Cash to fund the installation of additional lighting around City Hall and the War Memorial. [10/15/14 @ 3:01 PM]

PUBLIC FACILITIES APPROVED 7-0 WITH AN EMERGENCY PREAMBLE on 11/05/14

The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, please contact John Lojek, at least two days in advance of the meeting: jlojek@newtonma.gov, or 617-796-1064. For Telecommunications Relay Service dial 711.

REFEERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #408-14 HIS HONOR THE MAYOR requesting authorization to borrow up to nine hundred seventeen thousand dollars (\$917,000) from the Massachusetts Water Resources Authority (MWRA) and authorization to expend an MWRA grant of two million seven hundred fifty-one dollars (\$2,751,000) as part of the MWRA interest free loan/grant program for the purpose of funding of sewer improvements to reduce infiltration and inflow. [10/28/14 @ 1:43 PM]
PUBLIC FACILITIES APPROVED 7-0 on 11/05/14

REFEERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #407-14 HIS HONOR THE MAYOR requesting an amendment to the Water Revenue Budget by decreasing the Water Revenue Account by five hundred thousand dollars (\$500,000) and increasing the Transfer from Other Sources/Accumulated Water Fund Surplus by five hundred thousand dollars (\$500,000). [10/29/14 @ 11:20 AM]
PUBLIC FACILITIES APPROVED 7-0 on 11/05/14

- #404-14 HIS HONOR THE MAYOR requesting authorization to the transfer funds from different accounts to various municipal departments to fund items contained in the newly ratified collective bargaining agreement between the City of Newton and AFSCME Local 3092. [10/27/14 @ 5:12 PM]

- #405-14 HIS HONOR THE MAYOR requesting authorization to increase the spending limit of the local Cultural Council from thirteen thousand dollars (\$13,000), which was approved as part of the operating budget in Board Order #403-13(2), to thirteen thousand five hundred thirty dollars (\$13,530) to provide additional funding for cultural events. [10-/27/14 @ 5:12 PM]

- #406-14 HIS HONOR THE MAYOR requesting authorization to enter into a five-year contract with the successful bidder for online bill pay processing services. [10/27/14 @ 5:12 PM]

ITEMS NOT SCHEDULED FOR DISCUSSION:**REFEERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #255-14(4) HIS HONOR THE MAYOR requesting authorization to appropriate the sum of thirty-six million five hundred eighty-five thousand dollars (\$36,585,000) from bonded indebtedness for the purpose of funding the replacement of the Zervas Elementary School. [09/09/13 @ 2:03 PM]

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #375-14 HIS HONOR THE MAYOR submitting the FY16-FY20 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter. [10/15/14 @ 3:01 PM]

- #373-14 HIS HONOR THE MAYOR submitting the FY16- FY20 Five-Year Financial Forecast for Board of Aldermen review/acceptance. [10/15/14 @ 3:01 PM]
- #368-14 DIRECTOR OF ASSESSMENT ADMINISTRATION submitting for Board of Aldermen review and approval the FY 15 Municipal Property Tax Levy Distribution Percentages among residential, open space, commercial and industrial classes of Real Property. [10/15/14 @ 3:01 PM]-
- #342-14 ALD. DANBERG requesting amendment to Section 20-21(d) of the City of Newton Ordinances to increase the fine for violation of sidewalk snow removal requirements in business districts per Sec. 26-8, *Removal of snow from sidewalks in certain districts*. [09/10/14 @ 4:25 PM]

REFERRED TO PS&T, PUBLIC FACILITIES AND FINANCE COMMITTEES

- #310-10(2) ALD. DANBERG, BLAZAR, KALIS, SCHWARTZ, ALBRIGHT, HESS-
(#409-12) MAHAN, RICE, COTE, LEARY, AND NORTON requesting amendments to Sec. 26-8D of the City of Newton Ordinances to modify and make permanent the trial program for removal of snow and ice from sidewalks and to provide for enforcements and fines for violations. [09/10/14 @ 2:12 PM]

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

- #315-14 ALD. HESS-MAHAN, ALBRIGHT, CROSSLEY AND DANBERG proposing an amendment to Chapter 2 of the City of Newton Ordinances setting forth requirements for procurement of materials and services by non-governmental recipients of federal, state or local funds administered by the City, such as CDBG and CPA funds. In order to encourage non-profit and other private organizations to participate in affordable housing, cultural and other public-private collaborations, such procurement requirements should accommodate the needs of non-governmental recipients for flexibility given the multiple public and private sources of funds necessary for any project by not placing undue or unreasonable burdens on them. [08/04/14 @ 5:08PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #216-14 ALD. HESS-MAHAN, ALBRIGHT, BAKER, CROSSLEY, NORTON AND SANGIOLO proposing the following amendments to Chapter 12 Health and Human Services of the Revised Ordinances to:
- require owners of dwellings requiring a Certificate of Habitability under Section 12-1 and real estate agents/brokers who receive compensation in connection with the particular real estate transaction to notify the Commissioner of Health and Human Services whenever an apartment, tenement, or room in a lodging house is vacated by the occupant or when an area in an existing building is converted to a condominium prior to being reoccupied by a new tenant, lodger or occupant;
 - require educational institutions to disclose addresses of undergraduates living off-campus in Newton;
 - require a fee for certification; and
 - impose a fine for violation of these provisions. [05/14/14 @ 11:51 AM]

REFERRED TO LAND USE AND FINANCE COMMITTEES

#49-14 LAND USE COMMITTEE requesting discussion with the Chief Financial Officer and the Chief Information Officer regarding the critical need to implement technology which enables the development, management and use of shared, searchable, mobile-accessed (both read and write) database which contains parcel-based information that can be accessed by all city departments (including Planning, Inspectional Services (ISD), Assessing, Engineering, Fire, Police, Health), the Board of Aldermen and the community. This technology must support the work of ISD and other departments in both the office and the field to more effectively and efficiently monitor and enforce compliance with approved special permits and other related Board Orders. [02/10/14 @ 6:47 PM]

#34-14 ALD. FULLER requesting a discussion with the Executive Office regarding the current status and challenges related to the City of Newton pension and retiree healthcare (OPEB) systems. [01/11/14 @ 5:22 PM]

REFERRED TO FINANCE AND PROGRAMS & SERVICES COMMITTEE

#402-13 ALD. FULLER, GENTILE, RICE and LINSKY requesting a Home Rule Petition to amend Article 9 of the Charter to clarify that Neighborhood Area Councils shall maintain and control their own financial accounts and records, independent of City finances; and to further clarify that such independent financial accounts and records shall remain subject to City audit. [10/28/13 @ 10:18 AM]

REFERRED TO ZAP, PROG & SERV AND FINANCE COMMITTEES

#397-13(3) ALD. SANGIOLO AND DANBERG requesting creation of an ordinance to protect trees deemed historic by the Historical Commission and the City's Tree Warden. [05-05-14 @ 4:32 PM]

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

#257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#41-13 ALD. CROSSLEY, FULLER AND SALVUCCI requesting a discussion with the administration to review how the city inventories, plans for, budgets and accounts for needed smaller capital expenditures (currently set at under \$75,000), which are excluded from the Capital Improvement Plan (CIP); how to make these non-CIP capital maintenance items visible, and how to integrate them with the overall planning, CIP, and budgeting processes. [01/14/13 @ 5:02 PM]

REFERRED TO ZONING & PLANNING, LAND USE & FINANCE COMMITTEES

- #273-12 ALD. CROSSLEY & HESS-MAHAN requesting a restructuring and increase in fees for permits charged by the Inspectional Services Department and fees charged by the Planning Department and City Clerk to assure that fees are both sufficient to fund related services provided and simple to administer.

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

- #256-12 ALD. HESS-MAHAN, SANGIOLO & SWISTON proposing an ordinance promoting economic development and the mobile food truck industry in the City of Newton. [08/06/12 @4:46 PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #254-12 (3) PROGRAMS & SERVICES COMMITTEE proposing an ordinance to require a fee, charged to consumers, for the use of paper bags at certain retail establishments in the City of Newton. [01/10/14 @ 3:36 pm]
- #248-12 RECODIFICATION COMMITTEE recommending that **ARTICLE IV. PURCHASES AND CONTRACTS, Secs. 2-182 through 2-205**, be amended to make it consistent with state law.
- #247-12 RECODIFICATION COMMITTEE recommending that Chapter 18 MEMORIAL FUNDS AND TRUSTS be reviewed relative to the consequences and practices of special legislation passed by the General Court in 2007, Chapter 75 of the Acts of 2007, in which the City sought and was granted an exemption from G.L. Chapter 44 §54, which intent was to allow the City greater flexibility in terms of investments.

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #185-12 ALD. BAKER, BLAZAR, SANGIOLO, LINSKY, ALBRIGHT & DANBERG requesting that the Board of Aldermen adopt a RESOLUTION to His Honor the Mayor asking that, when the Mayor seeks future Board approval for bonding the cost of additional capital facilities or equipment for the schools, he include in that funding request, as well as in the city-wide Capital Improvement Plan, the estimated costs needed for funding the capital technology needs of the Newton Schools, including the appropriate portions of the estimated project costs of the School Committee's three-year district-wide technology plan not anticipated to be

funded by the Information Technology Department budget; the anticipated technology grants from Boston College for the elementary schools; and/or estimated revenue from the E-rate Technology Reimbursement Program.

PROGRAMS & SERVICES APPROVED 6-0 on 07/11/12

REFERRED TO ZONING AND PLANNING AND FINANCE COMMITTEES

- #102-11 ALD. HESS-MAHAN, JOHNSON, COMMISSIONER LOJEK, AND CANDACE HAVENS requesting an amendment to Chapter 17 to establish a fee for filing a notice of condo conversion. [03-29-11 @ 4:55PM]
ZONING & PLANNING APPROVED 6-0 on 6/10/13

REFERRED TO ZONING AND PLANNING AND FINANCE COMMITTEES

- #95-11 ALD. HESS-MAHAN proposing an ordinance requiring that a notice of conversion to condominium ownership be filed with the Inspectional Services Department and that the property be inspected to determine compliance with all applicable provisions of the state and local codes, ordinances and the rules and regulations of all appropriate regulatory agencies. [03-24-11 @ 9:30AM]
ZONING & PLANNING APPROVED 6-0 on 6/10/13

- #41-11(2) ALD. CICCONE requesting implementation of the fees associated with the Winter Overnight Parking Pilot Program. [09/19/13 @ 3:49 PM]

REFERRED TO LAND USE & FINANCE COMMITTEES

- #276-10 ALD. FULLER, CROSSLEY, DANBERG, LINSKY requesting a review of guidelines for mitigation fund provisions to maximize the use of such funds on behalf of the city together with mechanisms by which the city can better track such funds to ensure they are used in a timely fashion.

Respectfully submitted,

Leonard J. Gentile, Chairman



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#401-14
Telephone
(617) 796-1100
Facsimile
(617) 796-1113
TDD/TTY
(617) 796-1089
E-mail
swarren@newtonma.gov

October 15, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

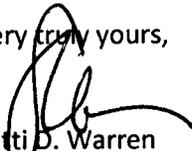
RECEIVED
Newton City Clerk
2014 OCT 15 PM 4:16
David A. Olson, CMC
Newton, MA 02459

Ladies and Gentlemen:

I am pleased to reappoint Antonio Bianchi of 15 Colonial Ave., Newton as a Constable for the City of Newton. His term of office shall expire November 1, 2017 and his appointment is subject to your confirmation.

Thank you for your attention to this matter.

Very truly yours,



Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

EMPLOYMENT

1988 – Present

Framingham District Court**Framingham, MA*****Case Specialist IV***

- Prepare a variety of orders, documents, and correspondence requiring a detailed knowledge of statutes, rules, administrative procedures and office policies.
- COURTVIEW/MASSCOURTS system user
- Perform administrative support and responsibilities for a Supervisor, Assistant Clerk or Clerk Magistrate in any session including arranging for required papers, documents and exhibits, marking dockets and case papers, maintaining and processing files after court.
- Provide customer service to attorneys, litigants, law enforcement personnel, and general public.

1999 – Present

Boston College Police Department**Newton, MA*****Security Officer***

- Prevent loss, damage, and personal injury by patrolling and carefully monitoring the college at all times.
- Enforce the rules and regulations at the college and assist with any special events held at the college.
- Report any conditions that are not safe, or are unsecured and respond to alarms and emergencies.
- Protect and serve the public, students, faculty, and guests of the college.

2011 – Present

Constable of the City of Newton, Massachusetts**Newton, MA*****Appointed November 7, 2011***

- Appointed by municipal authority working independently but must adhere to Federal, State and municipal legal guidelines along with guidelines of Massachusetts State Ethics Commission.
- Authorized to serve process court papers from United States Federal Courts to Massachusetts Courts.
- Serving court notices include: return of service, attachment, summons, complaints, capias, demand execution, 48 hour notice to vacate premises. Summons to defendant and/or all civil and criminal processes.

1993 - 2004

Wayland Police Department**Wayland, MA*****Auxiliary Police Officer***

- Massachusetts Criminal Justice Council Reserve / Intermittent Police Officer graduate.
- Enforce laws, codes, rules and regulations of the Commonwealth in conjunction with local town by-laws.
- Protect and serve the public and render first aid and CPR when needed.
- Specialized training included: Suicide Prevention, Firearms Qualifications, Chemical Agents (Capstun) Certifications, Police Baton (A.S.P.) Certification, and In-Service Training.

1990 – 1992

Commonwealth of Massachusetts**Boston, MA*****Deputy Boxing Commissioner***

- Enforced laws, rules and regulations of the Commonwealth in conjunction with local town by-laws.
- Provided boxing information to general public and ensured safety of all boxing personnel.
- Provided general and administrative support to division personnel and collected tax monies.

1989 – 1991

Sears Roebuck & Company**Natick, MA*****Loss Prevention Department***

- Monitored store patrons on close circuit television and aided in the apprehension of suspected shoplifters.
- Closed and secured store at the end of business hours and responded to alarms and emergencies.
- Protected Sears Properties, customers and employees during business hours.

EDUCATION**Anna Maria College****Paxton, MA**

- MA: Criminal Justice

Westfield State College**Westfield, MA**

- BS: Criminal Justice

REFERENCES

Upon Request

[Print](#)[Close](#)

Constable Application of Antonio Bianchi

From: magni@rcn.com

Sent: Tue 9/30/14 8:23 PM

To: Reenie Murphy (rmurphy@newtonma.gov)

Hi again, Reenie,

I'm writing as a City resident to give a character reference for Antonio Bianchi, who is applying to be re-appointed as a Constable for the City of Newton.

I have every confidence in Antonio, aka Tony. He is a friendly, God-fearing family man with a strong work ethic. My family knows his very well and they are modest people who regularly attend church and show an unusual spirit of generosity, always bringing bundles of vegetables from their garden to share with my family. He is dedicated to his family and his work and lives by a high moral standard.

In most all of the positions Tony has held, they required a high level of trust and responsibility, and I am certain Tony will continue to live up to those virtues as a Constable for the City.

Don't hesitate if you need to discuss his candidacy with me.

Yours truly,

Arthur Magni



Anthony Farina, President
Farina's Incorporated
61 Galen Street
Watertown, MA 02472

September 30, 2014

Mayor Setti Warren
City of Newton
1000 Commonwealth Ave
Newton, MA 02459

Re: Letter of Recommendation for Antonio Bianchi

Dear Mayor Setti Warren,

I am pleased to write a letter of recommendation for Antonio Bianchi. I highly recommend Antonio for Constable.

I have known Antonio for over 23 years. I became acquainted with Antonio when we lived in the Nonantum section of Newton. During that time, I found him to be honest, genuine and professional. We are both residents of Newton and continue to maintain a strong relationship. Over the years, I have witnessed tremendous growth in Antonio and I am certain that the skills and abilities developed over the years will allow him to excel at any endeavor.

Antonio's willingness to help at our church events has been wonderful. In addition, he always supports local businesses.

In short, I recommend Antonio enthusiastically and without reservation. I believe he would be a valuable asset to the law enforcement community. If you have any further questions with regard to background or qualifications, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Anthony Farina", is written over a horizontal line.

Anthony Farina

ROGER WITKIN
ATTORNEY AT LAW

October 5, 2014

Dear Mr. Bianchi:

I write this letter at your request in support of your application for re-appointment as a constable.

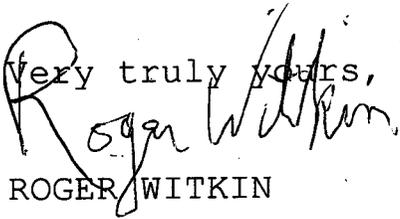
Since June 23, 1969, I have lived at 16 Barbara Road in West Newton. Since 1963, I have been a Member of the Massachusetts Bar. I am not related in any way to Mr. Bianchi.

Since 1990, I have known Mr. Bianchi as a fellow Newtonian. Mr. Bianchi was brought up in Newton. He attended Carr Elementary School, Day Middle School, and Newton North High School.

Mr. Bianchi lives in Newton with his wonderful wife, Colleen, and his three beautiful daughters, Rebecca, Abigail, and Isabella. They have and continue to attend Newton Public Schools.

I know Mr. Bianchi to be of the highest mortal character. It is without reservation I highly recommend and support Mr. Bianchi's reappointment as constable.

Very truly yours,


ROGER WITKIN

From: Kathleen Hart

October 7, 2014

To Whom This Concerns;

My name is Kathleen Hart. I am a registered nurse at Newton Wellesley Hospital. Antonio Bianchi asked me to write a statement of moral character for him, and was happy to oblige.

Antonio, or as we call him Tony, has been a neighbor of mine for over 16 years. He is truly a good and dedicated family man and an asset to our community. Our children have grown up together and I have received many gardening tips from his parents Guido and Elvira.

Anyone in the neighborhood would agree that Tony is the first to lend a helping hand to anyone in need. Whether shoveling in the winter or helping a neighbor with a yard project, if Tony is walking by he is sure to offer help or just dig right in and start working.

I would highly recommend Tony being reappointed as constable. He is genuine, honest and would be a valuable asset in this position.

Sincerely,

Kathleen Hart

A handwritten signature in black ink, appearing to read 'Kathleen Hart', written in a cursive style.

TERESA SAURO
Parent Educational Consultant

September 30, 2014

Setti Warren, Mayor of Newton
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Dear Honorable Mayor Warren:

I am writing on behalf of Antonio Bianchi who has been a resident of Newton for over 35 years.

I started to get to know Mr. Bianchi well when he started to deliver my newspapers. He would always stop and greet you with a great smile and a big "good morning."

I started working with the family as their educational consultant for the last 7 years. He is truly a dedicated father, husband, son, community member, and friend. If you need anything done or ask a favor of him, he would go out of his way to make it happen for you!

As a community member he participates in most of Nonantum events. I am also chairperson of the Nonantum Neighborhood Association and Mr. Bianchi always volunteers his services. He has participated in Nonantum Village Days and as a family they rode in the Bike de Tour event. I can always depend on Mr. Bianchi to help out as a volunteer at these events.

Mr. Bianchi is a man of character who is well liked and respected by his community. Anyone who engages in conversation with him can truly see how he presents himself in character.

I would hope that you would consider his application for servicing as a constable!

Sincerely,

Terry Sauro
Educational Consultant
Nonantum Neighborhood Chairperson



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#402-14

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swarren@newtonma.gov

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Newton City Clerk
2014 OCT 15 PM 4:16
David A. Olson, CMC
Newton, MA 02459

October 15, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Ladies and Gentlemen:

re-appoint

I am pleased to ~~appoint~~ *re-appoint* Doris Breay of 19 Blake St., Newtonville as a trustee of The Horace Cousens Industrial Fund. Her term of office shall expire June 1, 2017 and her appointment is subject to your confirmation.

Thank you for your attention to this matter.

Very truly yours,

Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

Doris F. Breay

EXPERIENCE

2008 – Present

Senior Assistant Dean, Student and Academic Affairs
The Heller School for Social Policy and Management
Brandeis University

1995 – 2007

Program Coordinator, Graduate Programs in Sustainable International Development
The Heller School for Social Policy and Management
Brandeis University

1992 – 1995

Special Education Teaching Assistant
Brookline and Weston, Massachusetts Public Schools

1990 – 1991

Teacher
The Walker School
Needham, MA

1983 – 1989

Reading and Math Elementary School Tutor, Chapter I
Newton, Massachusetts Public Schools

1970 – 1976

Elementary School Teacher
Boston, Massachusetts Public Schools

1980 – 2012

Political Campaign Treasurer and Bookkeeper

EDUCATION

University of Massachusetts, Bachelor of Arts
Leslie University, Masters of Education (certified K-8)

Notes

I have been a resident of Massachusetts since 1969 and a resident of Newton since 1979. My children attended Cabot, Day and Newton North High School, and I was an active member of the PTA at each of these schools. I continue to be active in Newton activities and have been a trustee of the Horace Cousens Fund for several years.



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#403-14
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(617) 796-1089
E-mail
swarren@newtonma.gov

October 15, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

RECEIVED
Newton City Clerk
2014 OCT 15 PM 4: 16
David A. Olson, CMC
Newton, MA 02459

Ladies and Gentlemen:

re-appoint

I am pleased to ~~appoint~~ *re-appoint* Mark Derby of 1540 Commonwealth Avenue, West Newton, as a trustee of The Horace Cousens Industrial Fund. His term of office shall expire June 1, ~~2017~~ *2016* and his appointment is subject to your confirmation.

Thank you for your attention to this matter.

Very truly yours,

Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE

Mark A. Derby

1540 Commonwealth Avenue
Newton, MA 02465

Derby & Company
7 Wells Avenue
Newton, MA 02459
617-527-0033 (0)

Mark is Chief Executive Officer of Derby & Company, Inc. a registered investment advisor with the SEC. In addition, Mark is a co-founder and the Chief Executive Officer of Derby Capital Management, LLC. Mark serves on the investment committee of Derby and Company, Inc. and is a portfolio manager that is responsible for managing the assets for primarily high net worth clients, trusts, and pension plans. Prior to working at Derby and Company, Mark founded and ran Mark Derby and Associates, a pension consulting firm.

Mark attained his BS from Union College and an MBA from Boston University. In addition, Mark has worked at the international accounting firm KPMG Peat Marwick in the audit department where he earned his CPA.

5001 + 1/2 of 1% but not less than 30 spaces

(b) Parking spaces designated as reserved under the provisions of paragraph (a) shall be identified by the use of above grade signs with white lettering against a blue background and shall bear the words "Handicapped Parking: Special Plate Required. Unauthorized Vehicles May be Removed at Owner's Expense;" shall be as near as possible to a building entrance or walkway; shall be adjacent to curb ramps or other unobstructed methods permitting sidewalk access to a handicapped person; and shall be twelve feet wide or two eight-foot wide areas with four (4) feet of cross hatch between them.

(c) It is hereby prohibited for any person to leave any unauthorized vehicle (lacking an HP/V plate) within a parking space designated for use by disabled veterans or handicapped persons, as authorized by clause (23) of section 21 of chapter 40 of the General Laws, or to leave such unauthorized vehicle in such a manner as to obstruct a curb ramp designed for use by disabled veterans or by handicapped persons as a means of egress to a street or public way.

(Ord. No. A-15, 04-01-13)

Cross reference—Police department, Ch. 24, Veterans' services, Ch. 28, penalty for parking violations, §19-9; G.L. c. 266 sec. 120D.

Sec. 19-200. Resident sticker and visitor permit; municipal lot parking program.

There shall be a resident sticker parking and visitor permit parking program in the City of Newton to govern overnight parking of residents' and visitors' motor vehicles in designated municipal parking lots as follows:

A. Resident Sticker Parking:

- (1) A resident parking sticker of a design specified by the chief of police shall be issued by the police department to an owner of a motor vehicle which is registered in the Commonwealth of Massachusetts, in a state other than the Commonwealth of Massachusetts, or by the federal government, with a registered gross weight of under two and one-half (2½) tons, principally garaged in the City of Newton, owned or used by a resident of the City of Newton, and which otherwise qualifies for issuance of a sticker under this ordinance.
- (2) Acceptable proof of residency for subsection (1) will be either: (A) a signed, current lease showing the applicant's name as a tenant or a signed written statement from the property owner or landlord affirming that the applicant is a resident of the subject property; or (B) a current registration certificate issued by the Registry of Motor Vehicles, Commonwealth of Massachusetts, stating the information required in section 1; or (C) a current registration certificate issued by the Registry of Motor Vehicles, Commonwealth of Massachusetts, accompanied by a Massachusetts Registry of Motor Vehicles "Change of Address Form", properly completed and stating the information required in subsection (1). The police department may require the Registry of Motor Vehicles "Change of Address Form" to be completed by the applicant and left with the department for mailing directly to the Registry of Motor Vehicles if there is any doubt as to the authenticity of the applicant's proof required under subsection (2)(C). The Registry form must contain the information required in subsection (1).
- (3) The chief of police shall, in the exercise of his discretion, determine which municipal parking lot to assign to a particular resident or visitor based on consideration of the area of the city resided in, the resident's proximity to a municipal lot and the capacity of a lot, as well as consideration of the health, safety and welfare of the general public.
- (4) The number of resident parking stickers issued to a resident shall be limited as follows:
 - a) Any dwelling unit which has on the property upon which the unit is sited a curb cut and either a garage or

some other space, driveway or area suitable for parking one or more cars shall have the maximum number of parking stickers available under the ordinance reduced by the number of spaces on the property.

The determination of the number of available parking spaces shall be made by the commissioner of public works, who shall visit each site on an application-made basis and report his findings to the police department before a parking sticker is issued to the resident. An available parking space shall be any on-site parking area measuring twenty (20) feet by eight (8) feet.

- b) For residents of a single or two family house, the maximum number of resident parking stickers shall be two (2) per dwelling unit.
- c) For residents of a three family or four family house, the maximum number of resident parking stickers shall be one per dwelling unit.
- d) For residents of legally zoned apartments, apartment buildings, or condominium dwelling units, the maximum number of resident parking stickers shall be two (2) per apartment or dwelling unit.

(5) Other provisions governing resident sticker parking:

- a) Resident parking stickers will show the registration number of the vehicle to which it is assigned, the sticker's effective year, and the municipal parking lot area designated by the chief of police for parking the vehicle.
- b) The chief of police may establish rules governing the display of resident parking stickers.
- c) Resident parking stickers shall expire on December 31 of each year.

B. Visitor Permit Parking:

- (1) One or more visitor parking permits of a design specified by the chief of police shall be issued by the police department to any resident who is listed in the current police listing for the City of Newton.
- (2) Visitor permits issued by the police department will show the registration number of the vehicle to which it is assigned, the permit's effective dates, and the municipal lot area designated for parking the vehicle.
- (3) The chief of police may establish rules governing the display of resident parking stickers.
- (4) Visitor parking permits shall be issued for a period of time not to exceed five (5) days and shall be issued for the same vehicle registration number not more than three (3) times in one calendar year.
- (5) Visitor permits will not be replaced if lost.
- (6) Parkers with a visitor permit must obey all other regulations that govern parkers with a resident sticker.

C. Other Provisions Governing Resident Sticker and Visitor Permit Municipal Lot Parking:

- (1) Applications for resident stickers or visitor permits shall be made on a form prescribed by the chief of police.
- (2) Vehicles authorized to park overnight in municipal lots shall not be assigned to a specific space in the lot but shall be permitted to park in any marked space on the first arrived basis until all marked spaces in the lot

have been filled.

- (3) Resident stickers and visitor permits shall be issued by the police department to qualified applicants free of charge.
- (4) Resident stickers and visitor permits and ordinances governing their use shall be effective daily between the hours of 7:00 p.m. and 7:00 a.m. for municipal lot parking. All other parking and traffic regulations and ordinances of the City of Newton remain in full force and effect and must be obeyed by sticker or permit parkers.
- (5) All sticker or permit parking in municipal lots shall automatically be suspended upon the declaration of a snow emergency in the city by the chief of police or his designee.
- (6) Resident stickers and visitor permits will automatically be revoked if a motor vehicle ceases to qualify under this section, if the sticker or permit is applied to a vehicle other than the one so designated at the time of application, or if the applicant for a visitor permit ceases to qualify under this section.
- (7) For purposes of this section, all references to municipal parking lots or to municipal lots shall be deemed the equivalent of references to municipal off-street parking areas as may appear in chapter 19 of the Revised Ordinances or the traffic and parking regulations. References to municipal parking lots, municipal lots or municipal off-street parking areas shall not include any parking areas adjacent to Newton public schools or within school grounds.
- (8) Appeals from this section must be filed in writing with the board of aldermen within thirty (30) days of the police department's denial of an application for a resident sticker or visitor permit, which board shall be limited in its review to factual errors in information submitted to the chief of police or the police department or to whether the chief of police or police department's discretion was abused.
- (9) This ordinance, together with any amendments thereto, will be posted in the offices of the police department. (Ord. No. R-288, 1-17-83; Ord. No. R-289, 2-8-83; Ord. No. R-294, 2-22-83; Ord. No. S-2, 7-11-83; Ord. No. T-304, 11-1-93; Ord. No. Z-111, 06-18-12)

Sec. 19-201. Resident sticker and visitor permit parking program.

There shall be a resident sticker and visitor permit parking program in the City of Newton to govern parking of residents' and visitors' motor vehicles on designated city streets in restricted areas during designated times, as follows:

A. Establishment of restricted area.

- (1) One or more residents or property owners of the City of Newton, the chief of police or the commissioner of public works or his designee may petition the traffic council to establish, extend, reduce or delete an area in which parking shall be restricted to vehicles displaying valid resident stickers or visitor permits for that area. In order for a resident's or property owner's petition to establish or extend a restricted area to be considered by the traffic council, it must be submitted with signatures of one or more residents of each of at least fifty percent (50%) of the dwelling units located in the area in which parking restrictions are proposed. Such an area may be any portion or all of one or more streets, but the minimum proposed restricted area must be at least one street block in length, and any restricted area must be bordered only by properties the primary use of which is residential. In accordance with guidelines approved by the board of aldermen, the traffic council may consider a petition for a restricted area that is not bordered only by properties the primary use of which is residential or for a restricted area that is less than one block in

CITY OF NEWTON
IN BOARD OF ALDERMEN

ORDINANCE NO.

2014

BE IT ORDAINED BY THE BOARD OF ALDERMEN
OF THE CITY OF NEWTON AS FOLLOWS:

That the Revised Ordinances of Newton, Massachusetts, 2012, as amended, be and are hereby further amended with respect to Chapter 19 MOTOR VEHICLES AND TRAFFIC as follows:

In Sec. 19-200. Resident sticker and visitor permit; municipal lot parking program.

1. Delete in paragraph (C) the following provision:

- (3) Resident stickers and visitor permits shall be issued by the police department to qualified applicants free of charge.

2. Insert in place thereof the following provisions:

- (3) Resident stickers and visitor permits shall be issued by the police department to qualified applicants for a five dollar (\$5.00) permit fee.

Approved as to legal form and character:

CITY OF NEWTON

IN BOARD OF ALDERMEN

ORDINANCE NO. ____

September ____, 2014

BE IT ORDAINED BY THE BOARD OF ALDERMEN
OF THE CITY OF NEWTON AS FOLLOWS:

That the Revised Ordinances of Newton Massachusetts, 2012, as amended, be and hereby are further amended as follows:

Add a new **ARTICLE IX.** to Chapter 12 as follows:

Section 12-71 Plastic Bag Reduction Ordinance.

(a) **Short Title.** This Section may be cited as the "Plastic Bag Reduction Ordinance" of the City of Newton.

(b) **Declaration of findings and policy—Scope.**

(1) The Board of Aldermen hereby finds that the reduction in the use of plastic bags by commercial entities in the City of Newton (the "City") is a public purpose that protects the marine environment, advances solid waste reduction and protects waterways. This Ordinance seeks to reduce the number of plastic bags that are being used, discarded and littered, and to promote the use of reusable checkout bags by retail stores located in the City. Further, this Ordinance seeks to reduce the use of paper bags, due to their greater use of natural resources and higher cost impacts on retailers.

(c) **Definitions.**

(1) The following words shall, unless the context clearly requires otherwise, have the following meanings:

(a) "Department" means the City's Department of Health and Human Services.

(b) "Commissioner" means the City's Commissioner of Health and Human Services.

(c) "Checkout Bag" means a carryout bag provided or sold by a Retail Establishment to a customer at the point of sale. A Checkout Bag shall not include:

(i) bags, whether plastic or not, in which loose produce or products are placed by a consumer to deliver such items to the point of sale or check-out area of a Retail Establishment;

(ii) laundry or dry-cleaner bags; or

(iii) newspaper bags.

(d) "Recyclable Paper Bag" means a paper bag that is 100 percent recyclable and contains at least 40% post-consumer recycled content, and displays the words "Recyclable" and "made from 40% post-consumer recycled content" in a visible manner on the outside of the bag.

(e) "Reusable Bag" means a bag with handles that is specifically designed and manufactured for multiple reuse and is either polyester, polypropylene, cotton or other durable material, or durable plastic that is at least 3.0 Mills in thickness.

(f) "Retail Establishment" means any commercial entity with retail space of 3500 square feet or larger or with at least two (2) locations under the same name within the City of Newton with retail space that totals 3500 square feet or larger, whether for or not for profit, including, but not limited to retail stores, restaurants, pharmacies, convenience and grocery stores, liquor stores, seasonal and temporary businesses.

(d) **Requirements.**

(1) If a Retail Establishment provides or sells Checkout Bags to customers, such bags shall be either a Recyclable Paper Bag or a Reusable Bag.

(2) The Commissioner shall have the authority to promulgate regulations to accomplish any of the provisions of this Section.

(3) Each Retail Establishment as defined herein shall comply with this Section.

(e) **Effective Date.**

This Section shall take effect one hundred and eighty (180) days from the date of enactment.

(f) **Exemption.**

(1) The Commissioner may exempt a Retail Establishment from the requirements of this Section for a period of up to six (6) months, upon a finding by the Commissioner that the requirements of this Section would cause undue hardship to a Retail Establishment. An "undue hardship" shall only be found in circumstances where a Retail Establishment requires additional time in order to draw down an existing inventory of single-use plastic check out bags or paper bags which do not meet the definition of recyclable paper bag. Any Retail Establishment receiving an exemption shall file with the Commissioner monthly reports on inventory reduction and remaining stocks.

(2) Any Retail Establishment shall apply for an exemption to the Commissioner using forms provided by the Department, and shall allow the Commissioner or his or her designee, access to all information supporting its application.

(3) The Commissioner may approve the exemption request, in whole or in part, with or without conditions

(4) The Commissioner, by regulation, may establish a fee for exemption requests.

(g) **Enforcement.**

(1) **Fine.** Any Retail Establishment which violates any provision of this Section or any regulation established by the Commissioner shall be liable for a fine as follows: First offense, warning; second offense, \$100.00; third offense, \$200.00; fourth and subsequent offenses, \$300.00. Each day a violation occurs shall constitute a separate offense.

(2) Whoever violates any provision of this Section or any regulation established by the Commissioner may be penalized by a noncriminal disposition as provided in G.L. c. 40, §21D. For purposes of this section, the Commissioner of the Health and Human Services, or his or her designee, shall be enforcing persons.

(h) **Severability.**

Each separate provision of this Section shall be deemed independent of all other provisions herein, and if any provision of this Section be declared to be invalid by a court of competent jurisdiction, the remaining provisions of this Section shall remain valid and enforceable.

In Sec. 20-21. Enforcing persons and revised ordinances subject to civil fine.

Amend paragraph (b), HEALTH AND HUMAN SERVICES DEPARTMENT, by adding after CITY ORDINANCES, Any offense, the following:

.....PENALTY

Section 12-71. Plastic Bag Reduction Ordinance

- () First offense..... Warning
- () Second offense.....\$100.00
- () Third offense.....\$200.00
- () Fourth or subsequent offenses.....\$300.00

Approved as to legal form and character:

(SGD) _____
City Solicitor

Under suspension of Rules
Readings Waived and Adopted
___ yeas and ___ nays

(SGD) _____
City Clerk

(SGD) _____
Mayor



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

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E-mail
swarren@newtonma.gov

October 15, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

RECEIVED
Newton City Clerk
2014 OCT 15 PM 3:02
David A. Olson, CMC
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to appropriate the sum of \$65,000 from June 30, 2014 Certified Free Cash to fund the installation of additional lighting around City Hall and the War Memorial.

Thank you for your consideration of this matter.

Very truly yours,

Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

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E-mail
swarren@newtonma.gov

To: Maureen Lemieux

Fr: Rob Garrity

Dt: October 16, 2014

Re: City Hall lighting project

Taking into account the expanded uses of City Hall generally, and the War Memorial Auditorium in particular, and after certain safety-related incidents last year, the Administration developed a plan for additional lighting at City Hall.

The attached plan is for a total of fifteen new lights to improve safety and convenience, while minimizing impact to abutters and environmental resource areas. The new lighting will be 14 foot tall lights on pedestals matching the historical nature of City Hall. The Historic Commission was consulted during the development of the lighting project.

The attached plan shows the distribution of the new lights as follows:

- Seven new lights in the War Memorial Auditorium circle
- One new light replacing the old box light on the walkway behind City Hall
- One light illuminating the pathway from City Hall to Commonwealth Avenue
- One light illuminating the south lawn of City Hall between the building and Homer Street
- Three lights illuminating the front drive and circle of City Hall
- And two lights illuminating the pathways from Walnut Street to City Hall.

The DPW has filed with, and received permission from, the Conservation Commission for the three lights on the front circle and the two lights off of Walnut Street.

This project will also include moving the electric vehicle charging station from behind City Hall to the War Memorial circle, making it more accessible to users. This project is expected to cost \$115,700 for parts and labor.

#374-14



SETTI D. WARREN
MAYOR

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Office of the Mayor

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swarren@newtonma.gov

To: Members of the Public Facilities Committee

Fr: Rob Garrity

Dt: October 31, 2014

Re: City Hall lighting project

In advance of your consideration of the Mayor's request to transfer funding to undertake additional lighting improvements to the City Hall grounds, please find attached additional information about the project. As you may see from the attached plan, this project will improve public safety in the front of the building, lighting the walkways around the front parking circle, and also providing additional lighting around the War Memorial Auditorium circle to accommodate the increased use of the Auditorium for cultural and recreational events.

As you can see from the attached plans, we intend to add fifteen lights on all sides of City Hall, filling existing gaps in lighting. I have attached product sheets so you can see the model of light we will be using. They have been chosen to complement existing lighting, while providing increases in visibility and safety. I have circled the specific model of fixture and pole we will be using.

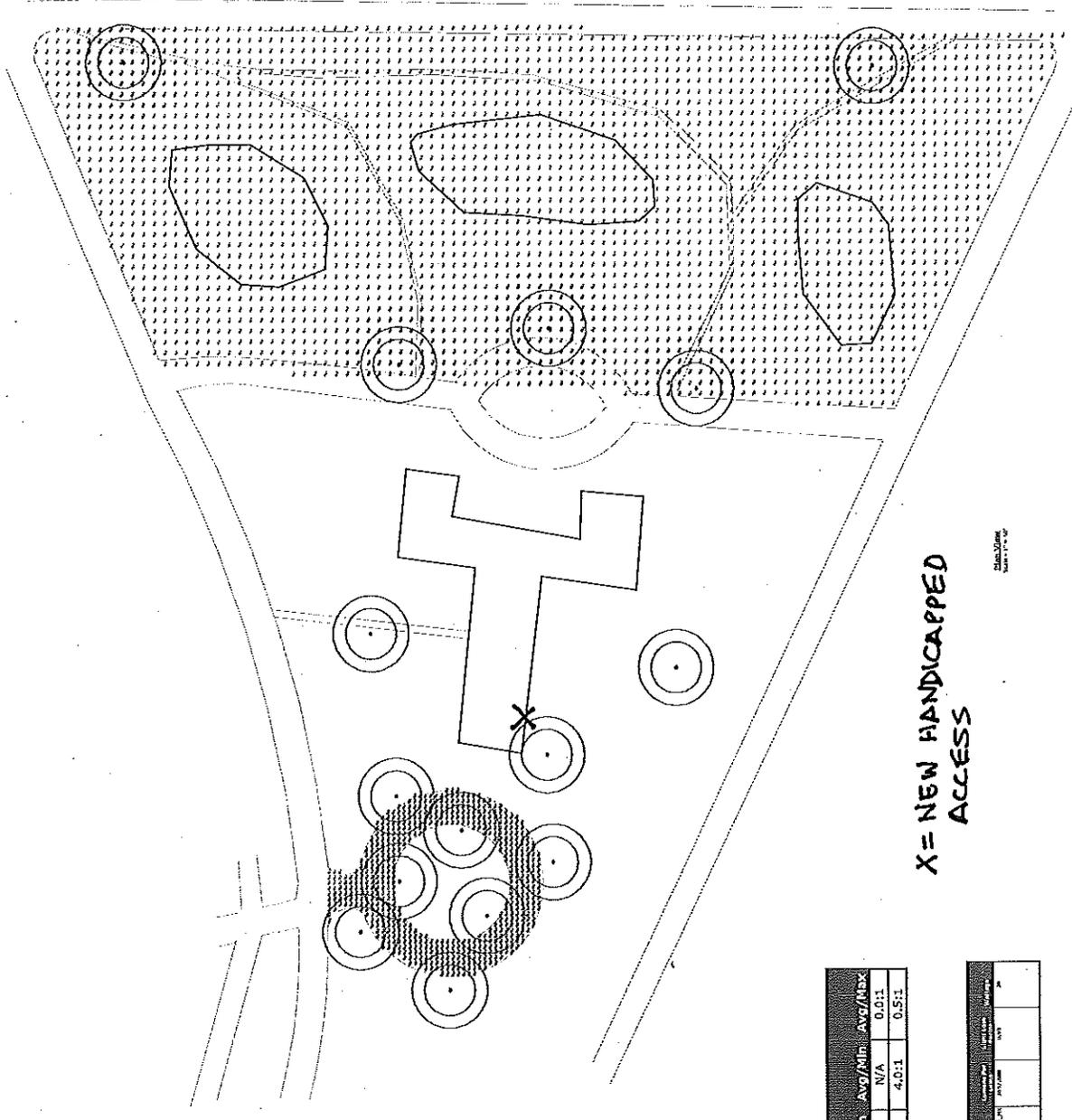
The DPW has filed with, and received permission from, the Conservation Commission for the three lights on the front circle and the two lights off of Walnut Street.

Thank you for your attention to this matter.

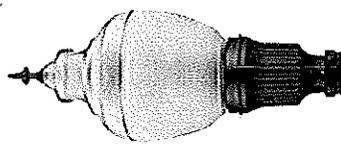
1000 Commonwealth Avenue Newton, Massachusetts 02459

www.ci.newton.ma.us

DEDICATED TO COMMUNITY EXCELLENCE

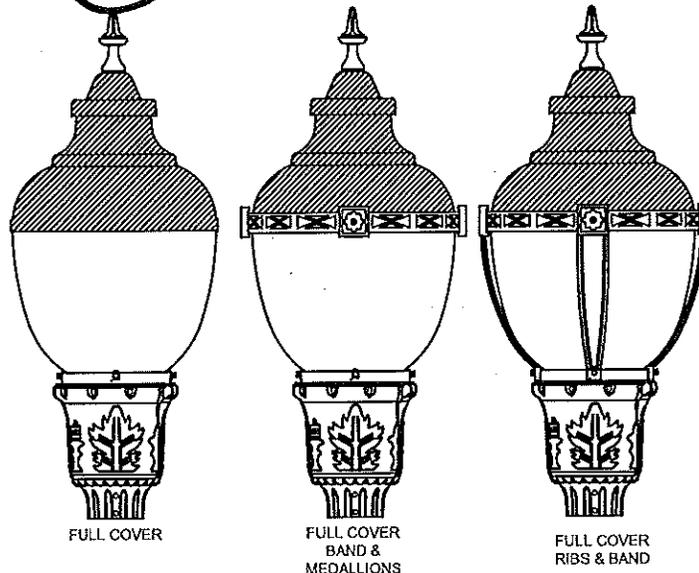
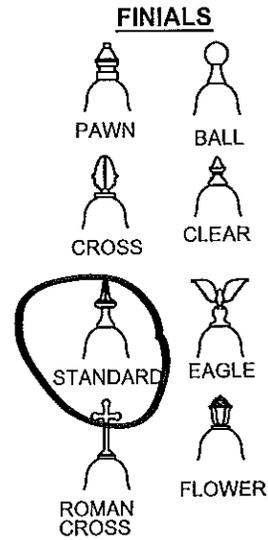
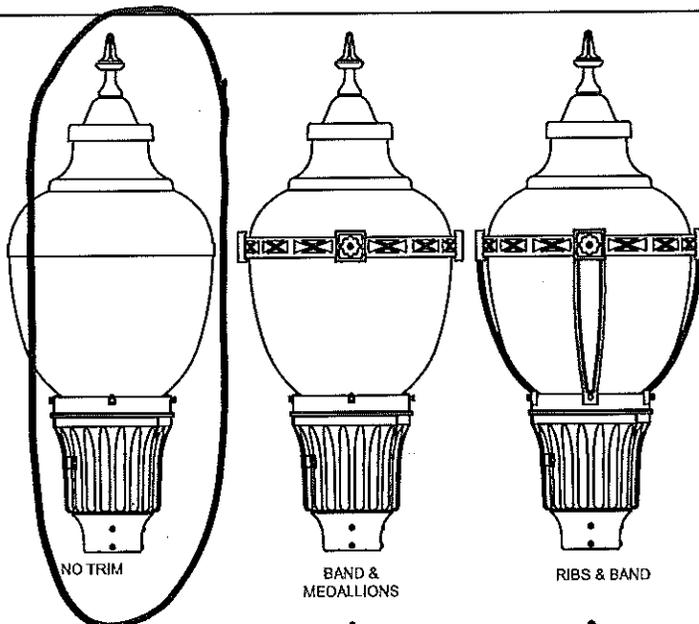


X = NEW HANDICAPPED ACCESS



Statistics						
Description	Symbol	Avg	Max	Min	Max/Min	Avg/Min
Cell Zone #3	+	0.0 fc	0.7 fc	0.0 fc	N/A	N/A
Circular Drive	+	0.4 fc	0.8 fc	0.1 fc	8.0:1	4.0:1
						0.5:1

Legend									
Symbol	Description	Notes	Quantity	Notes	Quantity	Notes	Quantity	Notes	Quantity
○	Standard	1.50 ft. max. height	10						
○	Handicapped	1.50 ft. max. height	1						



Acrylic Washington Postlite II LED Utility

DECORATIVE OUTDOOR

HOLOPHANE
LEADER IN LIGHTING SOLUTIONS
An Acuity Brands Company

© 2009 Acuity Brands Lighting, Inc. All Rights Reserved

Specifications

GENERAL DESCRIPTION

The Acrylic Washington Postlite II LED Utility is designed for ease of maintenance with the plug-in electrical module common to each of the luminaires in Holophane's Utility Luminaire Series. The large acorn shaped luminaire, while reminiscent of the 1920's, contains a precision optical system that maximizes post spacings while maintaining uniform illumination.

OPTICAL SYSTEM

The optical system consists of a precisely molded thermal resistant acrylic plastic refractor and top reflector mounted within the decorative aluminum ribs and banding. The top reflector redirects over 50% of the upward light into the controlling refractor while allowing a soft uplight component to define the traditional acorn shape of the luminaire. The lower refractor uses precisely molded prisms to maximize pole spacings while maintaining uniform illumination. Two distributions are available, designed for asymmetric and symmetric patterns.

LUMINAIRE HOUSING

The luminaire housing, cast of aluminum, provides an enclosure for the plug-in electrical module. Four uniquely designed stainless steel spring clips enclosed in a clear polyvinyl chloride sleeve and adjusted by hex head 1/4-20 bolts securely cradle the prismatic acrylic refractor. The same 1/4-20 bolts support the decorative rib and banding assembly. The slipfitter will accept a 3" by 2-7/8" to 3-1/8" O.D. tenon.

LUMINAIRE HOUSING / DOOR

Cast of aluminum, the housing opens with minimum use of tools and is retained on a hinge. For units with an E.E.I.-N.E.M.A. twist lock photocell receptacle, the housing contains a "window" to allow light to reach the cell.

ELECTRICAL MODULE

The electrical components are mounted on an aluminum plate that is removable with minimum use of tools. A matching five conductor plug connects to the receptacle in the luminaire housing to complete the wiring. For photoelectric operation, the electrical module is provided with an E.E.I.-N.E.M.A. twist lock photocell receptacle.

FINISH

The luminaire is finished with polyester powder paint to insure maximum durability.

WARRANTY

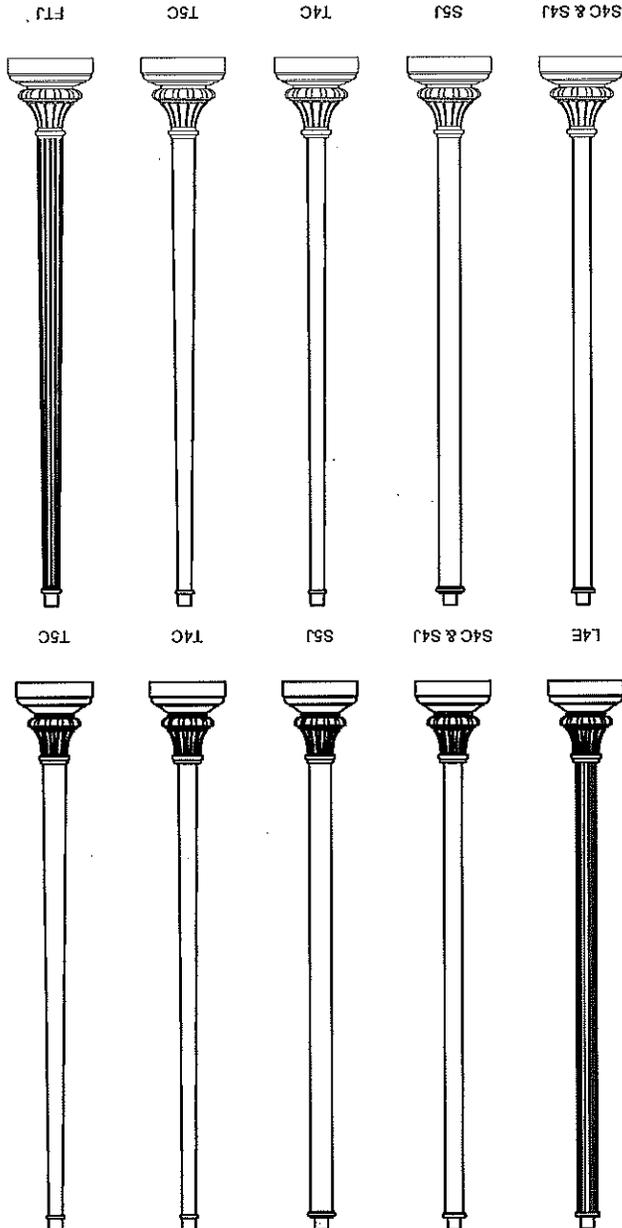
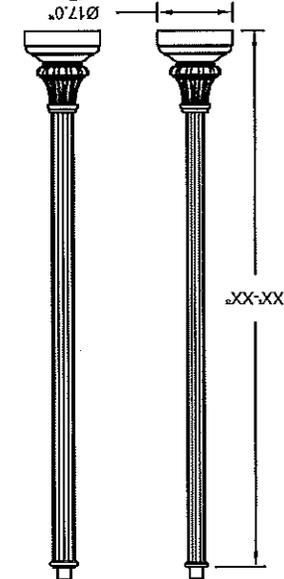
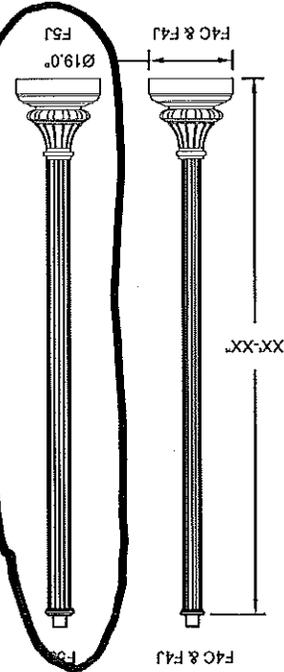
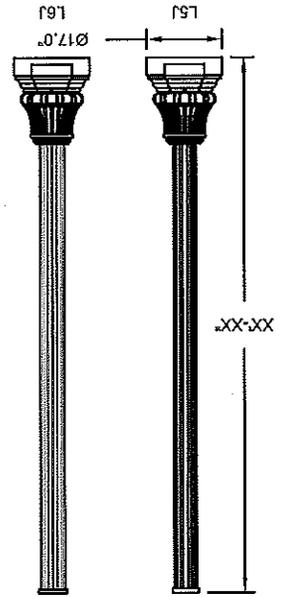
Limited warranty located at www.acuitybrands.com/CustomerResources/Terms_and_conditions.aspx

NOTE

Fixture is CSA listed for Wet Locations, and is listed for a 35° C ambient temperature. Luminaire housing is IP55 rated, Optical chamber is IP66 rated. Actual performance may differ as a result of end-user environment and application. Actual wattage may differ by +10% / -10% at operating temperature. 60W 347-480V version wattage may differ by +14% / -14% at operating temperature. Specification subject to change without notice.

THIS DRAWING, WHEN APPROVED, SHALL BECOME THE COMPLETE SPECIFICATION FOR THE MATERIAL TO BE FURNISHED BY HOLOPHANE ON THE ORDER NOTED ABOVE. A UNIT OF SIMILAR DESIGN MAY BE SUPPLIED, BUT ONLY AFTER APPROVAL BY THE CUSTOMER. IT WILL BE SUPPLIED WITH EACH ANCHOR BOLT. ORDER TO MATCH THE POLE LOADS SUBJECT TO RETURN UPON ORDER AND UPON EXPRESS WRITTEN AGREEMENT. THIS DRAWING IS THE PROPERTY OF HOLOPHANE AND IS TO BE RETURNED TO OUR INTERESTS, AND ONLY IN CONNECTION WITH MATERIAL FURNISHED BY HOLOPHANE.

ORDER #:	
TYPE:	
DRAWN:	KRW
DATE:	7/19/13
DWG #:	LUM_AWDEU



ORDER #:
 TYPE:
 DRAWN: KRW
 DATE: 10/3/13
 DWG #: POL_WDA

THIS DRAWING, WHEN APPROVED, SHALL BECOME THE COMPLETE SET OF DRAWINGS FOR THE FABRICATION OF THE POLE. THE POLE SHALL BE SUPPLIED, BUT ONLY AFTER APPROVAL BY THE CUSTOMER IN WRITING. ON POLE ORDERS AN ARCHITECTURAL DRAWING SHALL BE PROVIDED. THE PARTS TO BE THE PROPERTY OF HOLLOWAY AND BE LOANED SUBJECT TO RETURN UPON DEMAND AND UPON EXPRESS CONSENT. DRAWINGS AND PARTS NOT TO BE REPRODUCED OR COPIED WITHOUT THE WRITTEN PERMISSION OF HOLLOWAY.

HOLLOWAY
 LEADER IN LIGHTING SOLUTIONS
 An Acuity Brands Company
 © 2010 Acuity Brands Lighting, Inc. All Rights Reserved

Architectural
 Outdoor

WADSWORTH
 Aluminum Pole
 TM



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

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swarren@newtonma.gov

October 27, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

RECEIVED
Newton City Hall
2014 OCT 28 PM 1:43
David A. Olson, CMC
Newton, MA 02459

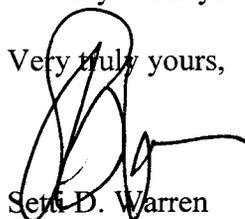
Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the borrowing of up to \$917,000 from the MWRA interest free loan/grant program, payable in 10 installments over 10 years, and authorize the expenditure of an MWRA grant of \$2,751,000.

The MWRA recently announced the approval of their Phase 9 Sewer Infiltration/Inflow Financial Assistance Program that provides municipalities with an MWRA interest free loan/grant (25%/75%) for sewer improvements. Newton's total allotment is \$3,668,000.

Thank you for your consideration of this matter.

Very truly yours,


Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



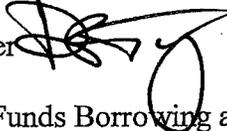
DEDICATED TO COMMUNITY EXCELLENCE

City of Newton

Setti D. Warren
MayorDEPARTMENT OF PUBLIC WORKS
OFFICE OF THE COMMISSIONER
1000 Commonwealth Avenue
Newton Centre, MA 02459-1449

October 14, 2014

To: Maureen Lemieux, Chief of Staff and Chief Financial Officer

From: David F. Turocy, Commissioner Subject: Request for MWRA Sewer Funds Borrowing and Grant Authorization
MWRA Sewer Infiltration/Inflow Local Financial Assistance Program

The Massachusetts Water Resources Authority (MWRA) recently announced the approval of their Phase 9 Sewer Infiltration/Inflow Local Financial Assistance Program that provides municipalities with an MWRA interest free loan/grant (25%/75%) for sewer improvements. Newton's total allotment is \$3,668,000. Accordingly, I respectfully request an authorization to borrow up to \$917,000 from the (MWRA), payable in 1/10 installments over 10 years, and authorization to expend an MWRA grant of \$2,751,000, through this program.

This proposed borrowing and grant will allow Public Works to implement a portion of the sewer improvements as outlined in the 11-year Sewer Infrastructure Strategic Improvement Plan as follows.

SIP Project 3 and SIP Project 4 Design = \$374,700

The project will include design and bid and award of "Excavate and Replace" and "Trenchless" rehabilitations to eliminate sewer/underdrain cross connections and to eliminate infiltration and inflow from the sanitary sewer system. The objective of this project is to design sanitary sewer rehabilitations that will eliminate infiltration and inflow to the sanitary sewer system, eliminate sanitary sewer contamination to the underdrain system, and repair underdrain access points that are contributing infiltration to the sanitary sewer system. The design of sewer project areas 3 & 4, which is currently under investigation and evaluation, will begin in winter of 2014. Construction is scheduled for later in 2015.

SIP Project 5 Inspection and Assessment = \$569,250

Field investigations, including manhole inspections, flow isolation, and television inspection; as well as project mapping, data analysis, preliminary design, cost effectiveness analysis, and reporting will be performed to identify and quantify sources of infiltration and inflow. The areas proposed for investigation total an estimated 119,741 linear feet of sanitary sewer. The objective of this project is to identify defects in the sanitary sewer system, including underdrain connections that contribute infiltration and inflow to the sanitary sewer system.

SIP Project 2, 3&4 Rehabilitations = \$2,724,050

SIP Project 2, and Project 3&4 Rehabilitations will include construction of "Trenchless" and "Excavate and Replace" rehabilitations to eliminate sewer/underdrain cross connections and to eliminate infiltration from the sanitary sewer system. The objective of this project is to construct sanitary sewer rehabilitations that will eliminate infiltration and inflow to the sanitary sewer system, eliminate sanitary sewer contamination to the underdrain system, and repair underdrain access points that are contributing infiltration to the sanitary sewer system.

Pending your approval, the Treasurer will submit a request to Bond Council which will be provided to the Clerk's Office for inclusion as a docket item to the Honorable Board of Aldermen.

cc: David Wilkinson, Comptroller
James Reardon, Treasurer
Louis M. Taverna, City Engineer
Keith Nastasia, Director of Utilities
Richard Pishkin DPW Business Manager



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

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swarren@newtonma.gov

October 29, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

RECEIVED
Newton City Clerk
2014 OCT 29 AM 11:20
David A. Olson, CMC
Newton, MA 02459

Ladies and Gentlemen:

In preparation for the tax rate setting process, I write to request that your Honorable Board docket for consideration a request to amend the Water Revenue Budget by reducing Water Revenue by \$500,000 and increasing Transfer from Other Sources/Accumulated Water Fund Surplus.

Thank you for your consideration of this matter.

Very truly yours,

Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



DEDICATED TO COMMUNITY EXCELLENCE



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

#404-14
Telephone
(617) 796-1100
Facsimile
(617) 796-1113
TDD/TTY
(617) 796-1089
E-mail
swarren@newtonma.gov

RECEIVED
Newton City Clerk
2014 OCT 27 PM 5:12
David A. Olson, CMC
Newton, MA 02459

October 27, 2014

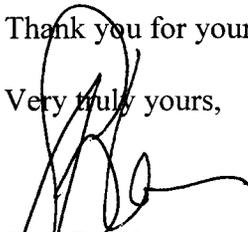
Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the transfer of the attached list of funds to various municipal departments to cover items in the newly ratified collective bargaining agreement between the City of Newton and AFSCME Local 3092.

Thank you for your consideration of this matter.

Very truly yours,



Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



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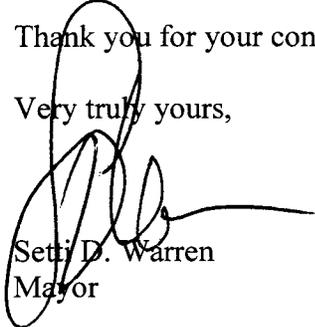
Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to accept and authorize the appropriation of the sum of \$13,530 – FY15 Local Cultural Council funds from the Massachusetts Cultural Council to fund concerts, art exhibits, dance performances, etc.

Thank you for your consideration of this matter.

Very truly yours,


Setti D. Warren
Mayor

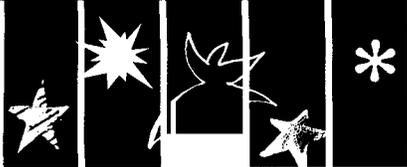
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DEDICATED TO COMMUNITY EXCELLENCE



MASSACHUSETTS CULTURAL COUNCIL

10 St. James St. #405-14
Boston, MA 02116-3803

617.858.2700
800.232.0960 Toll Free
617.727.0044 Fax
mcc@art.state.ma.us E-mail
www.massculturalcouncil.org Web

October 15, 2014

Setti D. Warren, Mayor
City of Newton
c/o Linda R. Plaut City Hall
1000 Commonwealth Avenue
Newton MA 02459-1400

Dear Mayor Warren:

Enclosed is a contract and scope of services for the City of Newton that covers the transfer of FY 2015 Local Cultural Council funds from the Massachusetts Cultural Council to your local cultural council account for the Newton Cultural Council.

State Comptroller regulations require State Agencies to have a signed contract and signature authorization form on file for all transfers of funds from state to local accounts unless the agency is statutorily released from this mandate, which the Massachusetts Cultural Council is not.

The contract includes: a signature page with the amount of the allocation (\$13,530), dates of service (July 1, 2014 to June 30, 2015), and a place to sign. You only need to sign it and include an email address, if possible. By using some of the contact information you provide, we hope to be able to build a database to allow more specific mailings to the officials of your municipality, including yourself. The second page is the scope of services which defines how the funds are to be expended following Massachusetts Cultural Council regulations. Lastly, the Signature Authorization page is a required form for all contracts with state agencies that clearly identifies the person or persons authorized to sign contracts for a vendor, in this case your municipality.

The contract should be signed with a completed Signature Authorization form and returned to me by November 28, 2014.

I will not be able to transfer the Local Cultural Council allocation until I have a completed contract package from your municipality. If you or any of your staff have any questions, please feel free to call me at 617/858-2722.

Thank you very much.

Sincerely,

Michael Nagle
Fiscal Officer

Attachments





COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM

This form is jointly issued and published by the Executive Office for Administration and Finance (ANF), the Office of the Comptroller (CTR) and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. Any changes to the official printed language of this form shall be void. Additional non-conflicting terms may be added by Attachment. Contractors may not require any additional agreements, engagement letters, contract forms or other additional terms as part of this Contract without prior Department approval. Click on hyperlinks for definitions, instructions and legal requirements that are incorporated by reference into this Contract. An electronic copy of this form is available at www.mass.gov/osc under Guidance For Vendors - Forms or www.mass.gov/osd under OSD Forms.

CONTRACTOR LEGAL NAME: City of Newton (and d/b/a): c/o Linda R. Plaut City Hall 1000 Commonwealth Avenue Legal Address: (W-9, W-4,T&C): Newton MA 02459-1400 Contract Manager: Setti D. Warren, Mayor E-Mail: swarren@newtonma.gov Phone: 617/796-1540 Fax: 617/796-1512	COMMONWEALTH DEPARTMENT NAME: Massachusetts Cultural Council MMARS Department Code: ART Business Mailing Address: 10 St. James Ave. 3rd Fl., Boston MA 02116 Billing Address (if different): Contract Manager: Michael Nagle E-Mail: Michael.Nagle@state.ma.us Phone: 617/858-2722 Fax: 617/727-0044
Contractor Vendor Code: VC6000192120 Vendor Code Address ID (e.g. "AD001"): AD ____ (Note: The Address Id Must be set up for EFT payments.)	MMARS Doc ID(s): RFR/Procurement or Other ID Number:
<p style="text-align: center;"><u> </u> NEW CONTRACT</p> PROCUREMENT OR EXCEPTION TYPE: (Check one option only) <input type="checkbox"/> Statewide Contract (OSD or an OSD-designated Department) <input type="checkbox"/> Collective Purchase (Attach OSD approval, scope, budget) <input checked="" type="checkbox"/> Department Procurement (includes State or Federal grants 815 CMR 2.00) (Attach RFR and Response or other procurement supporting documentation) <input type="checkbox"/> Emergency Contract (Attach justification for emergency, scope, budget) <input type="checkbox"/> Contract Employee (Attach Employment Status Form, scope, budget) <input type="checkbox"/> Legislative/Legal or Other: (Attach authorizing language/justification, scope and budget)	<p style="text-align: center;"><u> </u> CONTRACT AMENDMENT</p> Enter Current Contract End Date Prior to Amendment: _____, 20____. Enter Amendment Amount: \$ _____. (or "no change") AMENDMENT TYPE: (Check one option only. Attach details of Amendment changes.) <input type="checkbox"/> Amendment to Scope or Budget (Attach updated scope and budget) <input type="checkbox"/> Interim Contract (Attach justification for Interim Contract and updated scope/budget) <input type="checkbox"/> Contract Employee (Attach any updates to scope or budget) <input type="checkbox"/> Legislative/Legal or Other: (Attach authorizing language/justification and updated scope and budget)
The following COMMONWEALTH TERMS AND CONDITIONS (T&C) has been executed, filed with CTR and is incorporated by reference into this Contract. <input checked="" type="checkbox"/> Commonwealth Terms and Conditions <input type="checkbox"/> Commonwealth Terms and Conditions For Human and Social Services	
COMPENSATION: (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00. <input type="checkbox"/> Rate Contract (No Maximum Obligation. Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.) <input checked="" type="checkbox"/> Maximum Obligation Contract Enter Total Maximum Obligation for total duration of this Contract (or new Total if Contract is being amended). \$ <u>13,530</u>	
PROMPT PAYMENT DISCOUNTS (PPD): Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days ___% PPD; Payment issued within 15 days ___% PPD; Payment issued within 20 days ___% PPD; Payment issued within 30 days ___% PPD. If PPD percentages are left blank, identify reason: ___agree to standard 45 day cycle ___ statutory/legal or Ready Payments (G.L. c. 29, § 23A); ___ only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)	
BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT: (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) <p style="text-align: center;">Local Cultural Allocation for the Newton Cultural Council</p>	
ANTICIPATED START DATE: (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations: <input type="checkbox"/> 1. may be incurred as of the <u>Effective Date</u> (latest signature date below) and no obligations have been incurred prior to the <u>Effective Date</u> . <input type="checkbox"/> 2. may be incurred as of _____, 20____, a date LATER than the <u>Effective Date</u> below and no obligations have been incurred prior to the <u>Effective Date</u> . <input checked="" type="checkbox"/> 3. were incurred as of <u>July 1, 2014</u> , a date PRIOR to the <u>Effective Date</u> below, and the parties agree that payments for any obligations incurred prior to the <u>Effective Date</u> are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.	
CONTRACT END DATE: Contract performance shall terminate as of <u>June 30, 2015</u> , with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.	
CERTIFICATIONS: Notwithstanding verbal or other representations by the parties, the "Effective Date" of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor makes all certifications required under the attached Contractor Certifications (incorporated by reference if not attached hereto) under the pains and penalties of perjury, agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable Commonwealth Terms and Conditions , this Standard Contract Form including the Instructions and Contractor Certifications , the Request for Response (RFR) or other solicitation, the Contractor's Response, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in 801 CMR 21.07, incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.	
AUTHORIZING SIGNATURE FOR THE CONTRACTOR: X: _____ Date: _____ (Signature and Date Must Be Handwritten At Time of Signature) Print Name: _____ Print Title: _____	AUTHORIZING SIGNATURE FOR THE COMMONWEALTH: X: _____ Date: _____ (Signature and Date Must Be Handwritten At Time of Signature) Print Name: <u>David T. Slatery</u> Print Title: <u>Deputy Director</u>



MASSACHUSETTS CULTURAL COUNCIL

10 St. James St. #405-14
Boston, MA 02116-3803

617.858.2700

800.232.0960 Toll Free

617.727.0044 Fax

mcc@art.state.ma.us E-mail

www.massculturalcouncil.org Web

Scope of Services/Budget

The allocated amount or maximum obligation for the contracted city or town will be deposited in the local account for the local or regional cultural council, provided that the city or town:

- Maintain a revolving account for the local or regional cultural council as required by Massachusetts General Law, Chapter 10, Section 58
- Report on said fund annually by completing the Massachusetts Cultural Council's Local Cultural Council Account Form

The local or regional cultural council will expend the funds following the procedures outlined in Massachusetts Cultural Council guidelines and regulations (962 CMR 2.00 – 3.00)



COMMONWEALTH OF MASSACHUSETTS CONTRACTOR AUTHORIZED SIGNATORY LISTING



CONTRACTOR LEGAL NAME :
CONTRACTOR VENDOR/CUSTOMER CODE:

INSTRUCTIONS: Any Contractor (other than a sole-proprietor or an individual contractor) must provide a listing of individuals who are authorized as legal representatives of the Contractor who can sign contracts and other legally binding documents related to the contract on the Contractor's behalf. In addition to this listing, any state department may require additional proof of authority to sign contracts on behalf of the Contractor, or proof of authenticity of signature (a notarized signature that the Department can use to verify that the signature and date that appear on the Contract or other legal document was actually made by the Contractor's authorized signatory, and not by a representative, designee or other individual.)

NOTICE: *Acceptance of any payment under a Contract or Grant shall operate as a waiver of any defense by the Contractor challenging the existence of a valid Contract due to an alleged lack of actual authority to execute the document by the signatory.*

For privacy purposes **DO NOT ATTACH** any documentation containing personal information, such as bank account numbers, social security numbers, driver's licenses, home addresses, social security cards or any other personally identifiable information that you do not want released as part of a public record. The Commonwealth reserves the right to publish the names and titles of authorized signatories of contractors.

AUTHORIZED SIGNATORY NAME	TITLE

I certify that I am the President, Chief Executive Officer, Chief Fiscal Officer, Corporate Clerk or Legal Counsel for the Contractor and as an authorized officer of the Contractor I certify that the names of the individuals identified on this listing are current as of the date of execution below and that these individuals are authorized to sign contracts and other legally binding documents related to contracts with the Commonwealth of Massachusetts on behalf of the Contractor. I understand and agree that the Contractor has a duty to ensure that this listing is immediately updated and communicated to any state department with which the Contractor does business whenever the authorized signatories above retire, are otherwise terminated from the Contractor's employ, have their responsibilities changed resulting in their no longer being authorized to sign contracts with the Commonwealth or whenever new signatories are designated.

Signature

Date:

Title: Telephone:

Fax: Email:

[Listing can not be accepted without all of this information completed.]

A copy of this listing must be attached to the "record copy" of a contract filed with the department.



SETTI D. WARREN
MAYOR

City of Newton, Massachusetts
Office of the Mayor

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October 27, 2014

Honorable Board of Aldermen
Newton City Hall
1000 Commonwealth Avenue
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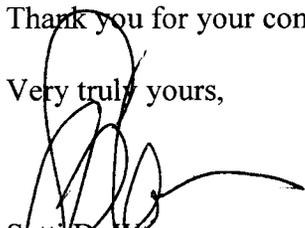
Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to authorize the administration to enter into a five year contract with the successful bidder for Online Bill Pay Processing Services.

The City is seeking a vendor to provide a payment system for its residents/customers using certain software and online functions accessed through the internet and developed by the selected vendor. Payment requests received through this online system shall be processed based on the options established by the City and using the payment methods as established by the City and its selected bank. These methods may include credit and debit card payments or electronic ACH transactions from residents'/customers' bank accounts into the City's bank account.

Thank you for your consideration of this matter.

Very truly yours,


Setti D. Warren
Mayor

1000 Commonwealth Avenue Newton, Massachusetts 02459

www.newtonma.gov



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