



## City Council Reports Docket

Jan.20: Programs & Services; Public Safety & Transportation; Public Facilities  
Jan. 25: Finance

Continued

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Tuesday, January 19, 2016

7:45 PM, Newton City Hall

To be reported on

**Monday, February 1, 2016**

### City of Newton In City Council Items to be Acted Upon

#### Unfinished Council Business

##### ***Item Postponed on January 19 to Date Certain of February 1, 2016:***

- #416-12(6) Petition to restripe existing parking lot to create 5 parking stalls, instead of 4 stalls**  
MAIN GATE REALTY LLC petition to AMEND Special Permit/Site Plan Approval for a Change in Nonconforming Use #416-12(3), granted August 12, 2013, which limited two existing tenant spaces to office, low parking demand/turnover service, or retail uses, in order to restripe an existing parking facility to create five parking stalls, where four currently exist , and to waive the dimensional requirements for the parking stalls at 242-244 COMMONWEALTH AVENUE, Ward 7, Chestnut Hill, on land known as SBL 61, 13, 11, containing approximately 7,452 sq. ft. of land in a district zoned MULTI-RESIDENCE 1. Ref: 7.3, 7.4, 7.8.2.C.2, 5.1.7, 5.1.13 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.  
**Land Use Hearing Closed; Approved as Amended 6-1 on 01/12/16**  
**Land Use Approved the Withdrawal Without Prejudice of the waiver of the parking stall dimensional requirements 8-0 on 01/19/16**

##### ***Item Postponed on January 19 to Date Certain of February 1, 2016:***

- #416-12(7) Amend special permit #416-12(3) to permit more than 3 customers on site**  
JULIA WILLIAMSON/WALLY ZAINOUN, MAIN GATE REALTY petition to AMEND Special Permit/Site Plan #416-12(3), granted on August 12, 2013, with respect to EXTENDING a NONCONFORMING USE, to permit more than 3 customers for the service use on site at any one time and change the hours of operation of MODERN BARRE at 242-244 COMMONWEALTH AVENUE, Ward 7, Chestnut Hill, on land known as SBL 61, 13, 11, containing approximately 7,452 sq. ft. of land in a district zoned MULTI-RESIDENCE 1. Ref: Sec 7-3, 7-4 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.  
**Land Use Hearing Closed; Approved as Amended 6-1 on 01/12/16**

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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 Jini Fairley, at least two days in advance of the meeting: [jfairley@newtonma.gov](mailto:jfairley@newtonma.gov), or 617-796-1253. For Telecommunications Relay Service dial 711.*

**Referred to Programs & Services Committee**

Wednesday, January 20, 2016

Present: Councilors Rice (Chair), Leary, Auchincloss, Hess-Mahan, Kalis, Schwartz and Baker;  
absent: Councilor Sangiolo; also present: Councilors Lapin and Lipof

- #23-16 Mayor's re-appointment of Sheila Mondschein to Human Rights Commission**  
SHEILA MONDSHEIN, 31 Green Park, Newton, re-appointed as a member of the HUMAN RIGHTS COMMISSION for a term to expire January 1, 2017 (60 days 3/19/16) [12/31/15 @ 2:11 PM]  
**Programs & Services Approved 7-0**
- #24-16 Mayor's re-appointment of Jane Brown to Human Rights Commission**  
JANE BROWN, 104 Atwood Avenue, Newtonville, re-appointed as a member of the HUMAN RIGHTS COMMISSION for a term to expire January 1, 2018 (60 days 3/19/16) [12/31/15 @ 2:11 PM]  
**Programs & Services Approved 7-0**
- #25-16 Mayor's re-appointment of Dianne Chilingirian to Human Rights Commission**  
DIANNE CHILINGIRIAN, 89 Montrose Street, Newton, re-appointed as a member of the HUMAN RIGHTS COMMISSION for a term to expire January 1, 2018 (60 days 3/19/16) [12/31/15 @ 2:11 PM]  
**Programs & Services Approved 7-0**
- #10-16 Polling location change from Memorial Spaulding School to Temple Beth Avodah**  
NEWTON ELECTION COMMISSION requesting the Newton City Council approve a change of polling location for Ward 8, Precinct 2 from the Memorial Spaulding School to Temple Beth Avodah at 45 Puddingstone Lane, Newton beginning with the September 2016 State Primary Election. [12/17/15 @ 5:21 PM]  
**Programs & Services Held 7-0**
- #332-15 Resolution to the Governor regarding the Pilgrim Nuclear Power Plant**  
CITY CLERK reporting that the November 3, 2015 Non-binding Ballot Question asking that a resolution be sent by the City of Newton to Governor Charles Baker asking him to instruct the Nuclear Regulatory Commission (NRC) to revoke the operating license of the 42-year-old Pilgrim Nuclear Station, 38 miles from Newton in Plymouth, MA, because the safety of the public cannot be assured, was approved by the voters of Newton, 6,168 in favor and 2,819 opposed. [11/18/15 @ 11:03 AM]  
**Programs & Services Approved 7-0**

**Referred to Programs & Services and Public Facilities Committees**

- #140-15      Request for updates on the purchase of the Aquinas Site**  
PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEES requesting that the School Department and/or the Executive Department provide updates on the progress of the potential purchase of the Aquinas site as well as short and long term plans for uses and operations at the site. [05/20/15 @ 8:53 PM]  
**Public Facilities Voted No Action Necessary 8-0 on 12/09/15**  
**Programs & Services No Action Necessary 7-0**

**Referred to Public Safety & Transportation Committee**

Wednesday, January 20, 2016

Present: Councilors Ciccone (Chair), Blazar, Norton, Harney, Yates, Cote, Fuller, and Lipof; absent: Councilor Fuller

- #352-15      Providing the 2015 Annual Report on the work of Traffic Council**  
TRAFFIC COUNCIL CHAIR providing the Annual Report on the work of the Traffic Council for 2015 pursuant to Section 19-30(g) of the City of Newton Revised Ordinances 2012. [12/09/15 @ 5:03 PM]  
**Public Safety & Transportation No Action Necessary 7-0**

**Referred To Public Safety & Transportation And Finance Committees**

- #465-14      Discussion regarding reducing the fee charged to residents for permit parking**  
ALD. SANGIOLO, GENTILE AND HARNEY, requesting a discussion regarding reducing the fee charged to residents for permit parking programs. [11/17/14 @ 12:40 PM]  
**Finance No Action Necessary 7-0 on 12/14/15**  
**Public Safety & Transportation No Action Necessary 7-0**

**Referred To Finance and Appropriate Committees**

- #257-12      Review of fees in Chapter 17 (Licensing & Permits) and Chapter 20 (Civil Fines)**  
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.  
**Finance No Action Necessary 7-0 on 12/14/15**  
**Public Facilities Held 6-0 (Laredo not voting) on 01/20/16**  
**Public Safety & Transportation No Action Necessary 7-0**

**Referred to Public Facilities Committee**

Wednesday, January 20, 2016

Present: Councilors Crossley (Chair), Lennon, Albright, Brousal-Glaser, Danberg, Laredo, and Lappin; absent: Councilor Gentile; also present: Councilors Fuller, Hess-Mahan and Leary

- #11-16      National Grid petition for a grant of location for a gas main in Cherry Street**  
NATIONAL GRID petitioning for a grant of location to install and maintain 1,250'  $\pm$  of 8" gas main in CHERRY STREET from the existing 8" gas main at River Street, southerly to the existing 3" gas main at Washington Street. [12/09/15 @6:56 PM]  
**Public Facilities Approved 6-0 (Lennon not voting)**
- #12-16      Discussion with the DPW regarding the City's recycling and solid waste programs**  
COUNCILOR LEARY, NORTON, KALIS, HESS-MAHAN, ALBRIGHT, AND CROSSLEY requesting an update from and discussion with the Department of Public Works and the Solid Waste Commission on the current status of Newton's solid waste management and recycling program operations and performance objectives, future goals and objectives, staffing, program challenges, and survey data due to be submitted to the Department of Environmental Protection. [12/28/15 @ 8:44 AM]  
**Public Facilities Held 6-0 (Lennon not voting)**
- #313-15      Request for an update on the Second Water Meter Program**  
ALD. LAPPIN requesting an update from the Department of Public Works on the second water meter program including: the progress of the inspection and programming of the approximately 900 new outdoor irrigation meters provided by the City to property owners that have yet to be inspected and/or programmed by the City; the process going forward for the issuance, inspection, programming and tracking of second meters; and the notification of residents who already had second meters regarding the process for registering their meters. 10/26/15 @ 7:15 PM]  
**Public Facilities Held 5-0 (Lappin and Laredo not voting)**
- #237-15      Update on mitigation funds from Special Permits in Newton Centre**  
ALD. CROSSLEY, LAREDO, and SCHWARTZ requesting an update on funds accrued from voluntary contributions from Special Permits in Newton Centre, which can be made available to complete a safe pedestrian crossing at 714-724 Beacon Street via Special Permit Board Order #1-15 and conditions noted therein. 09/14/15 @ 10:40 AM]  
**Public Facilities Held 6-0 (Laredo not voting)**

**Referred to Finance and Appropriate Committees**

- #257-12**      **Review of Fees, Civil Fines/Non-criminal Disposition in Chapter 17 of the ordinances**  
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.  
**Finance No Action Necessary 7-0 on 12/14/15**  
**Public Facilities Held 6-0 (Laredo not voting)**

**Referred to Public Facilities and Finance Committees**

- #30-16**      **Transfer from budget reserve to DPW for snow removal**  
HIS HONOR THE MAYOR, requesting authorization to transfer the sum of one million dollars (\$1,000,000) from Budget Reserve – Snow and Ice Removal Account to the following accounts:  
 Personnel Costs – Overtime  
 (0140110-513001).....\$ 300,000  
 Rental Vehicles  
 (0140110-5273-5273) .....\$700,000  
 [01/19/16 @ 11:41 AM]  
**Public Facilities Approved 6-0 (Laredo not voting)**

**Referred to Finance Committee**

Monday, January 25, 2016

Present: Councilor Gentile (Chair), Ciccone, Norton, Brousal-Glaser, Rice, Blazar, Fuller, and Lappin

- #355-15**      **Appointment by the Mayor to the Trustee of the Cousens Fund**  
WILLIAM PAPPAS, 70 Prospect Street, West Newton, appointed as a Trustee of the Horace Cousens Industrial Fund for a term to expire on June 1, 2018. (60 days  
 02/19/16) [12/07/15 @ 1:16 PM]  
**Finance Approved 7-0 (Ciccone not voting)**
- #28-16**      **Appt to Financial Audit Advisory Committee by the President of the Council**  
DAVID SPECTOR, 34 Lombard Street, Newton appointed as a member of the FINANCIAL AUDIT ADVISORY COMMITTEE for a term to expire on February 1, 2019.  
 [01/08/15 @ 2:31 PM]  
**Finance Approved 8-0**

- #14-16 Mayor's appointment of Charles Grillo as a Constable**  
CHARLES V. GRILLO, 1011 Washington Street, Newtonville appointed as a Constable for the City of Newton for a term of office to expire January 31, 2019. [12/28/15 @ 8:28 PM]  
**Finance Approved 8-0**
- #13-16 Mayor's reappointment of Maria Rosen as a Constable**  
MARIA BIANCHI ROSEN, 41 Aspen Avenue, Auburndale reappointed as a Constable for the City of Newton for a term of office to expire December 6, 2018. [12/28/15 @ 8:28 PM]  
**Finance Approved 8-0**
- #29-16 Request to authorize a settlement for damages caused by a city vehicle**  
HIS HONOR THE MAYOR requesting authorization to appropriate and expend nine thousand three hundred sixty-two dollars and fifty-eight cents (\$9,362.58) from the Judgements and Settlements Account to cover the full and final settlement from damages caused by a City of Newton vehicle. [01/12/16 @ 1:57 PM]  
**Finance Approved 8-0**
- Referred to Public Facilities and Finance Committee**
- #30-16 Transfer from budget reserve to DPW for snow removal**  
HIS HONOR THE MAYOR, requesting authorization to transfer the sum of one million dollars (\$1,000,000) from Budget Reserve – Snow and Ice Removal Account to the following accounts:  
 Personnel Costs – Overtime  
 (0140110-513001)..... \$ 300,000  
 Rental Vehicles  
 (0140110-5273-5273) .....\$700,000  
 [01/19/16 @ 11:41 AM]  
**Public Facilities Approved 6-0 on 01/20/16**  
**Finance Approved 8-0**
- #190-15 Discussion of a policy to record all meetings and post all meeting materials online**  
ALD. SANGIOLO requesting a discussion with the Executive Department relative to creating a policy to require audio recordings of all meetings of boards and commissions and requiring them to be posted to the City's website, as well as posting of all documentation that is reviewed by boards and commissions and/or by their designated City staff member.  
**Finance Held 8-0**