



City of Cambridge

66.

IN CITY COUNCIL

February 10, 1997

COUNCILLOR GALLUCCIO
 VICE MAYOR BORN
 COUNCILLOR DAVIS
 COUNCILLOR DUEHAY
 COUNCILLOR REEVES
 MAYOR RUSSELL
 COUNCILLOR SULLIVAN
 COUNCILLOR TOOMEY
 COUNCILLOR TRIANTAFILLOU

WHEREAS: It has come to the attention of this City Council that in the survey of mayors and city managers conducted by Globe political writer, Brian C. Mooney to name the best Mayor in Massachusetts, City Manager Robert W. Healy was runner-up; and

WHEREAS: Brian Mooney went on to say, "Unlike most mayors, who are politicians turned manager, Cambridge's Healy is a manager with political skills. For fifteen and a half years, he has deftly managed city finances and services while serving at the pleasure of a city council riven by political factionalism; his is a great balancing act in a truly unique city - home not only to two of the world's great universities, wealthy professionals and corporate grants of technology and research but also to large immigrant and working-class communities;" and

WHEREAS: This recognition by Robert W. Healy's peers and colleagues is a high and well-deserved accolade; now therefore be it

RESOLVED: That the City Council go on record expressing its congratulations to Robert W. Healy for the recognition of his excellence by Massachusetts mayors and city managers; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to **Robert W. Healy** on behalf of the entire City Council.

In City Council February 10, 1997

Adopted by the affirmative vote of nine members.

Attest:- D. Margaret Drury, City Clerk.

A true copy;

D. Margaret Drury

ATTEST:-

D. Margaret Drury
 City Clerk



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Whereas: Brian Mooney went on to say, "Unlike most mayors, who are politicians turned managers, Cambridge's Healy is a manager with political skills. For 15 1/2 years, he has deftly managed city finances and services while serving at the pleasure of a city council driven by political factionalism."

It is a great balancing act in a truly unique city - home not only to two of the world's great universities, wealthy professionals and corporate grants of research and technology and research but also to large immigrant and working-class communities; and

Whereas: ^{This ~~is~~} Robert W. Healy, ~~City Manager~~ ^{City Manager} is a highly ^{and well-deserved} accolade; and moreover he is

Replacent

Order # 66
2/10/97

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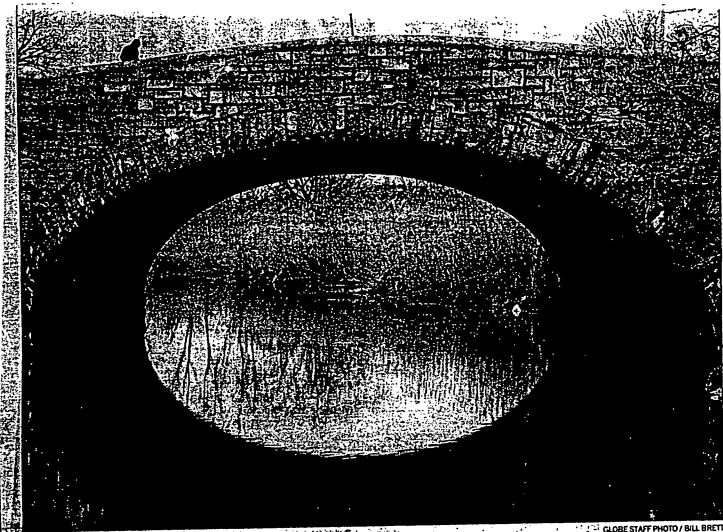
His is a great balancing act in a truly unique city - home not only to two of the world's great universities, wealthy professionals and corporate grants of ~~research~~ and technology and research but also to large immigrant and working-class communities; and

^{This} ~~Best~~ ^{Robert W. Healy, City Manager} Whereas: ^{Recognized by his peers and colleagues and well-deserved} is a high accolade; none more so

of his
welfare

Revised: That the C-C go on record expressing
its congratulations to Robert M. Healy
~~on the occasion~~ for ^{the} ~~his~~ recognition by the
Massachusetts mayors and city managers

SEC to RWL



REFLECTIVE MOOD - A man walks across the Charlesgate East bridge in the Back Bay yesterday.

GLOBE STAFF PHOTO / BILL GREY

Ex-lawmaker sentenced on gratuities

\$5,000 fine, 6 months in halfway house for accepting lobbyist's largess

By Patricia Nealon
GLOBE STAFF

Francis H. Woodward, once one of the state's most influential legislators on insurance issues, yesterday was sentenced to six months in a federal halfway house and fined \$5,000 for accepting golf games, free meals, and a trip to the Super Bowl from one of the state's major insurance lobbyists.

Two months after former John Hancock lobbyist William Sawyer escaped jail by pleading guilty to a charge of paying \$183 for golf games with legislators at a Cape Cod course, the recipient of most of his largess was ordered to spend half a year in a halfway house. Woodward will remain free pending appeal of his Oct. 2, 1996, conviction.

But as in Sawyer's case, the judge handed down the sentence challenged federal prosecutors to explain why what was essentially a state offense - violations of ethics laws - ended up in federal court.

Calling Woodward's case "an unusual prosecution on the outer limits of relevant statutes," US District Judge Douglas P. Woodlock spent a good portion of the nearly 24-hour hearing puzzling over why the case was brought to begin with.

"It was not classic bribery case, he said, since prosecutors had not shown a link between any gratuity Woodward accepted and any official action he took. It was simply a case, he said, of a legislator accepting hospitality from a lobbyist who also happened to be a personal friend and then failing to report it on his annual financial disclosure statements.

"I don't understand why the federal interest is so strong here," Why are the re-

sources of the US attorney's office devoted to a case of hospitality when you don't have a quid pro quo? ... Who pays for dinner should be of less concern to the federal government than who gets paid off."

Woodward's conviction stemmed from an FBI investigation into the tight ties between legislators and lobbyists first outlined in a 1993 Globe Spotlight Team series.

During the nine-day trial, prosecutors sketched the cozy relationship between Woodward and Sawyer that spanned his ten-

sources of the US attorney's office devoted to a case of hospitality when you don't have a quid pro quo? ... Who pays for dinner should be of less concern to the federal government than who gets paid off."

US District Judge Douglas P. Woodlock called the case an unusual prosecution on the outer limits of relevant statutes.

ure on the insurance committee, including Fourth of July dinners on Cape Cod, golf games in South Carolina, Florida, and Arizona, and a trip for Woodward and his wife to the 1986 Super Bowl in New Orleans.

In each case - 132 times in all - it was Sawyer's credit card that paid the way. In all, Woodward was convicted of accepting \$7,400 in free meals, golf games, and the New Orleans trip as part of a conspiracy to deprive citizens of his honest services as a legislator.

Questions about such federal prosecutions have been raised before, most recently by US District Judge Edward F. Harrington during Sawyer's sentencing in late November. Harrington called the elevation of Sawyer's deeds from a civil offense within the realm of the State Ethics Commission to a federal crime "a threat to liberty."

Sawyer was convicted in March 1995 of 28 corruption charges but a federal appeals court overturned his convictions last May, saying that the trial judge should have instructed jurors that in order to convict Sawyer they had to find that he intended to corrupt legislators. Instead of a retrial, Sawyer was allowed to plead guilty to single mail fraud count last November.

Assistant US Attorney John M. Griffin, who along with former prosecutor Michael D. Kendall prosecuted Woodward, defended the Woodward prosecution, saying that the nature of political corruption had changed and the federal government had an interest in pursuing it.

He pointed to Sawyer's lavish spending on Woodward while he was House chairman of the joint insurance committee from 1985 to 1990. "The chairman of the insurance committee was getting gratuities from an insurance lobbyist," said Griffin, who asked that Woodward be sent to jail for 10 months and fined \$5,000.

Woodward was convicted of five corruption charges stemming from a single golfing trip/insurance conference in Florida in November 1990. He was acquitted of 23 charges, most occurring after he was deposed as insurance chairman on Jan. 1, 1991. Woodlock dismissed one of the five convictions yesterday.

Court says US can't seize wages for child support

By Patricia Nealon
GLOBE STAFF

In a decision that blunts the impact of the 2 federal law aimed at parents who owe child support, an appeals court in Boston ruled yesterday that the federal government cannot garnish the wages of deadbeat parents.

It is believed to be the first time that any federal appeals court has ruled on the legality of the federal government seizing money from paychecks of deadbeat parents to recoup child support.

But in a case involving a Michigan sur-

sense, and it seeks to collect restitution, not to its own behoof but for the benefit of a private party, wrote US Appeals Court Judge Bruce W. Selya.

The court did, however, uphold the constitutionality of the law and Dr. Frank Bongiorno's November 1995 conviction for not paying \$220,000 in child support to his daughter, now 12 and living in Worcester.

This is the first time that the federal appellate court here has ruled on the constitutionality of the 1992 Child Support Recovery Act, which has been upheld in federal appellate courts in at least three other states.

recoup the back child support.

About \$3,000 had been garnished from Bongiorno's wages in Michigan, where he has worked for the Michigan prison system and more recently as an emergency room doctor.

In argument before the appeals court in December, Assistant US Attorney Christopher Alberto said that the federal government had an interest in collecting restitution in child support cases because public welfare programs are used to support children who are collectively owed \$5 billion a year in child support.

Bongiorno's daughter is not on welfare.

Circuit One BRIAN C. MOONEY #66 Bay State's best mayor?

Who's the best mayor in Massachusetts? (Hint: It's not the guy in Boston with the kidney stone.)

It's Peter Torigian of Peabody. Says who? Say his colleagues in the ranks of mayors and city managers in a survey conducted by the scribbler who fills this space every week.

Half of those who responded to a questionnaire listed Torigian, longest-serving of the state's 43 mayors, as the best municipal executive in the state.

Runner-up was Robert W. Healy, city manager of Cambridge, who was named by a quarter of the respondents.

This was not a popularity contest. Indeed, Torigian is not the best-liked mayor among his peers, some of whom think he is too eager to toot his own horn. (For the record, Torigian did not nominate himself, recommending three other mayors instead.)

But Torigian, a 60-year-old former mail carrier, has something to sound off about. He runs a tight ship and has done an extraordinary job maximizing his city's economic potential.

In Peabody, which is distinctive for its ethnic diversity and location along Route 128, Torigian has mastered the art of running a small city of 48,000 residents, most of them of middle- or working-class means.

In 1979 Torigian won a special election to succeed Nicholas Mavroules, who went on to fame and misfortune as a congressman and federal prison inmate in a corruption case that reached back to his years as mayor. Torigian has since won nine two-year terms, five times unopposed and never seriously threatened.

When he took office, Peabody was a "distressed city" under federal guidelines. He immediately began transforming it into one of the state's most financially sound, cutting the number of city employees nearly in half and achieving a municipal bond rating just a notch below that of Boston's most affluent suburbs.

The key to Peabody's turnaround, however, has been the remarkable broadening of its tax base. At the turn of the 20th century, Peabody had 106 tanneries employing 8,000 leather workers. Nearly all are now gone. Today, Peabody's economic backbone is Centennial Park, three million square feet of office and manufacturing space on 302 acres that were once fetid piggeries and vacant land off of Route 128.

"It was like attending mayor's school 101 and 102 and 103," said Methuen Mayor Dennis DiZoglio in his seven years as Torigian's director of community development.

Unlike most mayors, who are politicians turned managers, Cambridge's Healy is a manager with political skills. For 16 years, he has deftly managed city finances and services while serving at the pleasure of a city council riven by political factionalism.

His is a great balancing act in a truly unique city - home not only to two of the world's great universities, wealthy professionals and corporate giants of technology and research but also to large immigrant and working-class communities.

On the honorable mention list in this survey are Beverly's William F. Scanlon Jr. for tackling the severe financial problems he inherited; John R. McCarthy for promoting economic development in land-poor Everett; and Fitchburg's Jeffrey A. Bean, who is considered a thoughtful pragmatist. A few mayors cited John T. Yunis Jr. of Brockton and Edward M. Lambert Jr. of Fall River as talented newcomers to watch.

Of course, judgments such as "the best mayor" or "city manager are subjective. The state's 43 cities range from Boston, with about 550,000 residents, to four with populations under 17,000. Each has its own character and problems.

Many are old manufacturing burghs whose original industries have withered or



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MAYOR RUSSELL
COUNCILLOR SULLIVAN
COUNCILLOR TOOMEY
COUNCILLOR TRIANTAFILLOU

RESOLVED: That the City Council go on record congratulating **Robert W. Healy** for being voted the Second Best Executive in the State of Massachusetts.

In City Council February 10, 1997
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

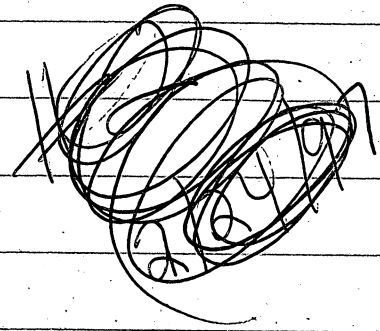
A handwritten signature in black ink that reads "D. Margaret Drury". The signature is written in a cursive style.

ATTEST:-

D. Margaret Drury
City Clerk

661

Councillor Galluccio



Resolved:

That This City Council go on Record
congratulating Robert W. Wealy For
being voted The Second Best Executive in the
State OF MASSACHUSETTS.

W / 9

8:35 ~~0~~ 2/10/97

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OFFICE OF CITY CLERK

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CAMBRIDGE MA.

AG.

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Consent Order #66

R-259

Councillor Galluccio re: Congratulations
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Second Best Executive in the State of
Massachusetts.

In City Council February 10, 1997

ORDER ADOPTED