

City of Cambridge

MASSACHUSETTS

In City Council March 2 1992

Agenda #10

	YEA	NAY	ABSENT	PRESENT	
Mr. Ed Cyr	✓				
Mr. Francis H. Duehay	✓				
Mr. Jonathan S. Myers	✓				
Mrs. Sheila T. Russell	✓				
Mr. Walter J. Sullivan			✓		
Mr. Timothy J. Toomey, Jr.	✓				
Mr. William H. Walsh	✓				
Ms. Alice K. Wolf	✓				
Mayor Kenneth E. Reeves	✓				

8

0

1

Consent Agenda # 10
CITY COUNCIL
CITY OF CAMBRIDGE

March 2, 1992

INTRODUCED BY CITY MANAGER ROBERT W. HEALY

AN ORDER CONCERNING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 1991

ORDERED: That in addition to sums previously appropriated by the City Council for the fiscal period 1991-92 the following sum is hereby appropriated in the General Fund of the City of Cambridge:

FUNCTION	DEPARTMENT OR PROGRAM	SALARY \$ WAGES	OTHER ORDINARY MAINTENANCE	TRAVEL & TRAINING	EXTRAORDINARY EXPENDITURES	APPROPRIATIONS
General Government	Law Department			\$746,500.00		\$746,500.00

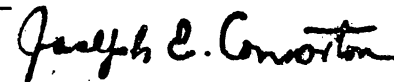
BE IT FURTHER ORDERED: That the above appropriation in the General Fund to be financed by estimated revenues drawn from the following sources:

FINANCING PLAN	REVENUE
Free Cash	\$746,500.00

In City Council March 2, 1992.
Adopted by a ye and nay vote:-
Yeas 8; Nays 0; Absent 1.
Attest:- Joseph E. Connarton, City Clerk.

A true copy:-

ATTEST:-



Joseph E. Connarton
City Clerk



CITY OF CAMBRIDGE

Russell B. Higley
City Solicitor

Donald A. Drisdell
Deputy City Solicitor

Michael C. Costello
Assistant City Solicitor

Birge Albright
Legal Counsel

Gail S. Gabriel
Legal Counsel

Office of the City Solicitor
City Hall

795 Massachusetts Avenue
Cambridge, Massachusetts 02139

Tel. (617) 349-4121
Fax. (617) 349-4307

Diane Wynshaw-Boris
Legal Counsel

Laura H. Yager
Legal Counsel

Linda A. Stamper
Legal Counsel

Arthur J. Goldberg
Legal Counsel

February 24, 1992

Mr. Robert W. Healy
City Manager
City Hall
795 Massachusetts Avenue
Cambridge, MA 02139

Re: Additional Appropriation for the Law Department's
Judgments and Damages Account

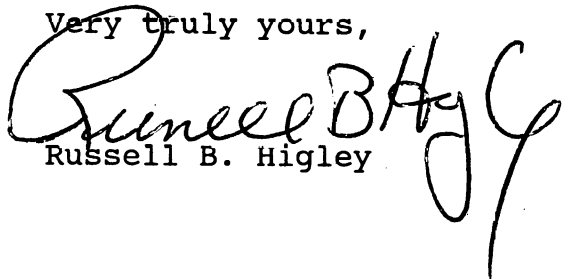
Dear Mr. Healy:

As you are aware two eminent domain cases against the City were recently resolved. The case of Gregory Kolligian, Executor of the Estate of Koren Kolligian was tried before a jury and resulted in a verdict against the City. We were able to settle after verdict for slightly less than the amount arrived at by the jury. The final settlement figure was \$275,000.00. The City faced a potential significantly higher exposure in that case in the amount of \$1,400,000.00. The actual result was obviously beneficial to the City.

The case of President and Fellows of Harvard College was settled for \$471,500.00. Again the City faced a potential for significantly higher exposure, well over \$1,000,000.00, and I feel the settlement was prudent and favorable to the City.

In order to make payment on these cases I am requesting an additional appropriation from the judgments and damages account in the total amount of \$746,500.00.

Very truly yours,


Russell B. Higley

RBH/jml
c:\wp51\data\budget.93\judgdam.app

HARVARD UNIVERSITY

JOHN SHATTUCK, Vice President
Government, Community and Public Affairs

MASSACHUSETTS HALL
CAMBRIDGE, MASSACHUSETTS 02138
TEL (617) 495-1703
FAX (617) 495-3749

February 7, 1992

Robert Healy, City Manager
City of Cambridge
795 Massachusetts Avenue
Cambridge, MA 02139

Dear Bob,

I am writing to let you know that the \$471,500 paid by the City to Harvard in settlement of the Sacramento Field eminent domain case will be used for the anticipated development of Quincy Square Park. It is our intention to hold these funds in an interest bearing account until needed for the park's development.

As you know, Harvard is committed to the development of a park on that site and has contributed \$30,000 in landscape design services to the efforts of the Quincy Square Park Committee. I hope you will be as pleased as we are that the proceeds of this settlement will be used for a project that will enhance the City and preserve open space.

Yours sincerely,



John Shattuck

JS:cl

RECEIVED
92 FEB -7 AM 11:16
OFFICE OF THE CITY MANAGER



EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

CITY OF CAMBRIDGE
CAMBRIDGE, MASSACHUSETTS 02139

TEL 349-4300
FAX 349-4307

March 2, 1992

To The Honorable, The City Council:

Attached please find a letter from the City Solicitor regarding an appropriation for \$746,500.00 as a result of eminent domain cases.

Fortunately, in the Sacramento Field/Harvard University matter, the University has agreed to set aside the \$471,500.00 payment for a public purpose.

Harvard will donate that sum, in addition to the \$30,000.00 already contributed, to the development of Quincy Square Park. (See attached letter from John Shattuck.)

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert W. Healy", is written over a horizontal line.

Robert W. Healy
City Manager

RWH/mev
attachments

Consent Agenda # 10

F-85

Appropriation of \$746,500 to the
Law Dept.

In City Council,

March 2, 1992

Order Adopted
8-0-1.