



City of Cambridge

62.

IN CITY COUNCIL

January 12, 1998

COUNCILLOR TRIANTAFILLOU

ORDERED: That the City Manager be and hereby is requested to confer with the Law Department to report back to the City Council as follows:

1. Description of the process for charter change for popular election of the Mayor by the residents of the city; and
2. Report as to what changes would be necessary to provide that the Mayor does not serve as a member of the School Committee; and
3. Legal opinion and analysis as to whether the following provisions relating to the election of the Mayor could be enacted by the City Council as an amendment to the City Council rules or the Municipal Ordinance:
 - a) The Mayor of the City of Cambridge shall be chosen at the first regular meeting of the Council in January.
 - b) In order to be a candidate for Mayor, a city-councillor-elect must be nominated by a least one other councillor. The nomination petition shall be filed with the clerk on or before November 30th following the election of the city council members. In order to qualify as a candidate for mayor, a councillor-elect must have served at least two full terms on the city council and have reached quota on the first ballot of the general election.
 - c) On or before December 15th following the general election, the clerk shall preside over a special meeting called for the sole purpose of hearing candidate declarations and/or nominating speeches. Each candidate will be allowed a total of 20 minutes to outline his or her reasons for running for Mayor. Following the presentation, city councillors-elect will be allowed to ask questions of the candidates for an additional ten minutes each. Candidates will than be allowed a three minute closing summary.

- d) If no candidate is elected at the first January meeting, then the Mayor shall automatically be the candidate who received the highest number of votes in the general election.

CHARTER RIGHT EXERCISED BY COUNCILLOR DUEHAY.

KT

62

~~Under~~

Ordered: That the CM be and hereby is requested to confer with the Law Department to report back to the C-C on ~~the~~ ~~following~~ as follows:

1. Description of the process for charter change for popular election of the mayor by the residents of the city;
2. Report as to what changes would be ~~required~~ to necessary to provide that the Mayor does not serve as a member of the School Committee; and
3. Legal opinion ^{+ analysis} as to whether the following provisions relating to the election of the Mayor could be enacted by the City Council as ~~part~~ of ~~its~~ ~~rules~~ an amendment to the City Council rules or the Municipal Ordinance

Date sent: Thu, 8 Jan 1998 14:55:05 -0500 (EST)
From: KTCouncil@aol.com
To: mdrury@ci.cambridge.ma.us (margaretdrury)
Subject: Resolution regarding selection of Mayor

That the City Manager be and is hereby requested to confer with the Law Department to ascertain whether and how the mayor of the city may be chosen by popular election by the residents of the city, or in the alternative, that the rules of the City Council be amended to reflect the following:

1. The Mayor of the City of Cambridge shall be chosen at the first regular meeting of the Council in January.
2. In order to be a candidate for Mayor, a city-councilor elect must be nominated by at least one other councilor. The nomination petition shall be filed with the clerk on or before November 30th following the election of the city council members. In order to qualify as a candidate for mayor, a councilor elect must have served at least two full terms on the city council and have reached quota on the first ballot of the general election.
3. On or before December 15th following the general election, the clerk shall preside over a special meeting called for the sole purpose of hearing candidate declarations and/or nominating speeches. Each candidate will be allowed a total of 20 minutes to outline his or her reasons for running for Mayor. Following the presentation, city councilors-elect will be allowed to ask questions of the candidates for for an additional ten minutes each. Candidates will then be allowed a 3 minue closing summary.
4. If no candidate is elected at the first January meeting, then the Mayor shall automatically be the candidate who received the highest number of votes in the general election.
5. The Mayor shall not serve as a member of the school committee and the School Committee shall elect it's own chair according to its rules and regulations.

Margaret,

I don't have the rules with me, so edit this if necessary to fit.

kt

C31

Councillor Toomey

WHEREAS: The December 28, 1995 legal opinion issued by the City Solicitor that allows the city council member senior in service to assume the duties of Mayor in the absence of a duly elected Mayor cites Massachusetts General Law Chapter 43, section 11 as the reason for that ruling and

WHEREAS: M.G.L. c.43, s11, as referenced by the City Solicitor on page one of his opinion has no mention of the language cited in the opinion, and

WHEREAS: M.G.L. c43, s100, as referenced by the City Solicitor on page two of his opinion, also contains language regarding the appointment powers of the Mayor which were not addressed in the opinion, now therefore be it

ORDERED: That the City Council obtain an outside legal opinion on the issue of whether the member of the City Council senior in service may assume the duties of Mayor in the absence of a duly elected Mayor.



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 - d) If no candidate is elected at the first January meeting, then the Mayor shall automatically be the candidate who received the highest number of votes in the general election.

Consent Order #62

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5-26

Councillor Triantafillou re:
Changes to process for electing
Mayor.

76

January 26, 1998

PLACED ON FILE

under Rule 19 of
the City Council Rules

In City Council January 12, 1998

CHARTER RIGHT

BY Councillor Dineen

Dineen