



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9017

OFFICE OF
THE CITY CLERK

August 22, 1982

John R. McCarthy
Provisional Secretary of the School Committee
456 Broadway
Cambridge, MA 02138

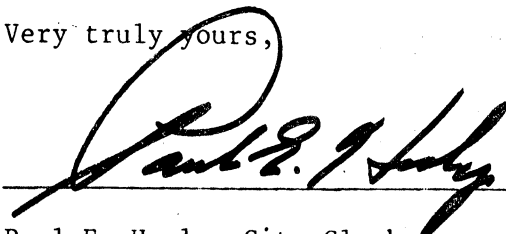
Dear Mr. McCarthy:

Enclosed herewith you will find copies of two orders introduced by Councillor Graham at the City Council meeting held on August 20, 1982 and a copy of Ordinance Number 987 for informational purposes.

The two orders deal with the subject of compensation for School Committee members. Said orders were referred to the Committee on Finance of the City Council. Ordinance Number 987 is an amendment to the General Ordinances creating a "Cambridge Commission on Nuclear Disarmament and Peace Education".

Your kind attention in this matter will be greatly appreciated.

Very truly yours,



Paul E. Healy, City Clerk

PEH/mh

Enclosures: City Council Order No. 2 of September 20, 1982,
City Council Order No. 3 of September 20, 1982,
Ordinance No. 987
City Solicitor's opinion of Sept. 17, 1982 Re:
Establishment of a Cambridge Comm. on Nuclear Disarmament
& Peace Education



City of Cambridge

2.

IN CITY COUNCIL

September 20, 1982

COUNCILLOR GRAHAM

ORDERED:

That this City Council go on record adopting the provisions of Chapter 296 of the Acts of 1982 the same being "An Act Authorizing Cities and Towns to Compensate Their School Committee Members".

In City Council September 20, 1982.
Adopted by the affirmative vote of 9 members.
Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-

Papers set

THE COMMONWEALTH OF MASSACHUSETTS
ADVANCE COPY 1982 ACTS AND RESOLVES
MICHAEL JOSEPH CONNOLLY, SECRETARY OF STATE

Chap. 296. AN ACT AUTHORIZING CITIES AND TOWNS TO
 COMPENSATE THEIR SCHOOL COMMITTEE
 MEMBERS.

Be it enacted, etc., as follows:

Section 52 of chapter 71 of the General Laws, as amended by chapter 90 of the acts of 1932, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence:- The school committee shall serve without compensation, except that a member of a school committee of a city, town, regional school district or superintendency union may be compensated for his services by a majority vote of the city council in a city having a Plan D or Plan E charter; in a city not having a Plan D or Plan E charter by vote of the city council, subject to the provisions of the charter of such a city; in a town by a majority vote at a town meeting; and in a regional school district or school superintendency by a majority vote of the voting member towns authorized at their respective town meetings, the amount of such compensation, in each case, to be set by the respective cities, towns or groups of towns.

Approved July 9, 1982.



City of Cambridge

3.

IN CITY COUNCIL

September 20, 1982

COUNCILLOR GRAHAM

ORDERED: That the Chairman of the Finance Committee be and hereby is requested to schedule a hearing of the Committee on Finance for the purpose of determining an appropriate compensation for the services performed by the members of the School Committee as authorized by Chapter 296 of the Acts of 1982.

In City Council September 20, 1982.
Adopted by the affirmative vote of 9 members.
Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-

A handwritten signature in cursive script, reading "Paul E. Healy".

- REFERRED TO THE COMMITTEE ON FINANCE.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Two

AN ORDINANCE

In amendment to an ordinance formerly entitled "The General Ordinances of the City of Cambridge" as revised in 1972 and now designated as "The Code of the City of Cambridge".

Be it ordained by the City Council of the City of Cambridge as follows:

Chapter Two entitled "Administration" is hereby amended by adding at the end thereof a new Article XXXIX entitled "Cambridge Commission on Nuclear Disarmament and Peace Education", which reads as follows:

ARTICLE XXXIX. CAMBRIDGE COMMISSION ON NUCLEAR DISARMAMENT AND PEACE EDUCATION

Establishment.

There shall be a Cambridge Commission on Nuclear Disarmament and Peace Education.

Function and Purpose.

It shall be the function of the Commission to:

(a) Support the actions taken by the Cambridge City Council to protect the citizens of Cambridge and lessen the danger of nuclear destruction to the City of Cambridge;

(b) Work to implement the November 4, 1981 mandate of Cambridge voters to "contact the Massachusetts Congressional Delegation to place a freeze on the further development of nuclear weapons in the City of Cambridge;"

(c) Work with the City government and its departments, educational institutions, private and public agencies, and other interested organizations toward bilateral nuclear disarmament and a peaceful world, through public dissemination of relevant information and through educational outreach to the schools and citizens of Cambridge.

Powers and Duties.

The powers and duties of the Commission shall include the following:

(a) To design and disseminate material, and establish a resource library for disarmament education, including a speakers bureau, and to assist citizens in the use of this material.

(b) To assist the Cambridge Public Schools and the parochial and private schools in Cambridge in developing nuclear disarmament curricula on:

- (1) the causes of war
- (2) technology in the nuclear age
- (3) the history of disarmament
- (4) conflict resolution.

(c) To support and assist teachers initiating such nuclear disarmament curriculum.

(d) To hold, and assist in the conduct of, educational and advocacy meetings or hearings on nuclear disarmament by public agencies, organizations, institutions or private persons in the City of Cambridge. This shall include an effort to reach out to those most affected by the diversion of funds from the City of Cambridge: organized labor, the poor, the unemployed, minorities and women.

(e) To initiate public exhibits and events in City Hall, city libraries, public schools and in other locations within the City, consistent with the stated purposes of this ordinance.

(f) To cooperate with public agencies and private groups in other cities and towns of the Commonwealth in programs for disarmament education.

(g) To promote mutual understanding with people in other nations consistent with the purposes of this ordinance, such as the City Council's proposal for a "twin" city in the USSR, and the receptions held by the City of Cambridge for peace visitors from Europe and Japan.

(h) To develop and recommend policy regarding the prevention of nuclear destruction to the City of Cambridge and the safety of Cambridge citizens to all departments, divisions, and agencies of the City, including the City Manager and the City Council.

(i) To advance the enactment of legislation which promotes nuclear disarmament at city, state, and federal levels, and to monitor the implementation of such legislation.

(j) To assist the Civil Defense Department of Cambridge in its duties, consistent with the purposes of this ordinance.

(k) To determine the extent of nuclear weapons-related industry within the City, and to study advocate and assist in the conversion of such industries to non-nuclear weapon-related activities, including the retraining of workers employed in those nuclear-related industries.

(l) To make public statements and act on matters related to nuclear disarmament.

(m) To raise funds for the use of the Commission and to accept money, gifts, and services for its exclusive use and expend or use the same, and subject to appropriation or to receipt of such money, gifts, and services, employ clerical and technical assistants or consultants; and to be consulted by and make recommendations to the City Manager with regard to the employment of the Executive Director.

Membership, Appointment, Term, Removal

(a) The Commission shall consist of twenty members, all of whom shall be appointed initially by the City Manager to serve for the following terms:

(1) six members shall serve for a one year term;

(2) seven members shall serve for a two year term;

(3) seven members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

(b) If any Commissioner misses three unexcused meeting of the Commission during a calendar year, that position of said Commissioner shall be automatically vacated upon certification to the City Manager by the Commission.

(c) After the initial appointments, subsequent members of the Commission shall be appointed by the City Manager from recommendations provided by the Commission. The Commission shall consult with recognized groups working for nuclear disarmament to obtain names of qualified candidates. Vacancies on the Commission shall be filled not later than thirty days after the vacancy occurs; and if a vacancy occurs prior to the expiration of the member's term, an appointment shall be made for the remainder of the term.

(d) The Commission shall be representative of the socio-economic and racial/ethnic populations of the City.

Election of Chairperson; By-laws.

The members of the Commission shall elect a Chairperson from among its members, and shall adopt by-laws for the Commission.

Qualifications of Commissioners

(a) All prospective Commissioners shall believe in and support the goal of nuclear disarmament as embodied in the resolutions passed by the Cambridge City Council.

(b) Commissioners must be residents of the City of Cambridge at the time of appointment.

In City Council September 20, 1982.

Passed to be ordained as amended by a yeas and nays vote:- Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

September 20, 1982

To the Honorable, the City Council:

Enclosed please find copy of the opinion of the City Solicitor relative to the establishment of a Cambridge Commission on Nuclear Disarmament and Peace Education.

Very truly yours,

Robert W. Healy
City Manager

RWH/mbf
Enc.



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9020

LAW DEPARTMENT

RUSSELL B. HIGLEY
CITY SOLICITOR

MICHAEL C. COSTELLO
ASSISTANT CITY SOLICITOR

EDWARD A. CUNNINGHAM
SEVERLIN B. SINGLETON
DAVID B. O'CONNOR
BIRGE ALBRIGHT
LEGAL COUNSEL

September 17, 1982

To The Honorable City Council
City Hall
Cambridge, Massachusetts

Re: Cambridge Commission on Nuclear Disarmament
and Peace Education

Dear Councillors:

I have reviewed the proposed amendment to the General Ordinances and have examined the relevant law. The Cambridge City Council clearly has the authority to establish such a Commission. I have, however, some comments on certain sections of the ordinance.

Powers and Duties, sections (b) and (c). It is quite clear, as a matter of law, that the Cambridge City Council has no authority to supercede the powers granted to the Cambridge School Committee by c. 71 of the General Laws. Any actions by the Commission involving the Cambridge public schools would require the approval of the School Committee.

Powers and Duties, section (i). The Commission may "advance the enactment of legislation" before the Great and General Court and Congress. They have no authority, however, to expend any funds for the purpose of taking action to influence the result of a referendum proposed to be submitted to the people at a State election. Anderson v. City of Boston, 376 Mass. 178, 380 NE2d 628, appeal dismissed, 439 U.S. 1060.

Very truly yours,

Russell B. Higley
City Solicitor

RBH/jl

THE COMMONWEALTH OF MASSACHUSETTS
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A true copy;

ATTEST:-

A handwritten signature in cursive script, reading "Paul E. Healy". The signature is written in dark ink and is positioned below the printed name of the City Clerk.

Order # 2

5-572

C. Graham order re: recording the Council in favor of the provisions of Chapter 296 of the Acts of 1982 entitled "AN ACT AUTHORIZING THE CITIES AND TOWNS TO COMPENSATE THEIR SCHOOL COMMITTEE MEMBERS".

CR
Hearing Tue 10

at 6 PM

12/27/82 follow up on

Order to 2nd Reading

*copy sent to Auditor, Treasurer, Budget
Personnel & John McLaughlin letter 9/28/82*

*copy sent to the Finance Committee
Chairman 9/28/82*

In City Council,

September 20, 1982

9/20/1982

CR
Order Adopted
9 Members
VR