



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9020

LAW DEPARTMENT

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GAIL S. GABRIEL
LEGAL COUNSEL

May 12, 1988

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

Dear Mr. Healy:

Pursuant to City Council Order No. 14, dated March 7, 1988, please find enclosed a proposed ordinance amendment.

The citation of the proposed amendment coincides with the newly adopted Cambridge Municipal Code.

Please note that the Assessment Methodology Review Committee, the Cambridge Public Access Corporation and the Cambridge Public Access Corporation Advisory Congress have been purposely omitted from the proposed amendment.

The Assessment Methodology Review Committee was an ad hoc committee appointed by executive order during the 1984 re-evaluation process. Since its purpose has been accomplished, this committee is defunct, although no formal dissolution appears on record.

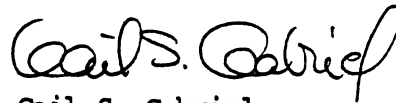
Both the Cambridge Public Access Corporation and the Cambridge Public Access Corporation Advisory Congress were created pursuant to an agreement between the City of Cambridge and American Cable Systems of Cambridge. Initial appointments were made by the City Manager with the specific intent that they would be subsequently autonomous from the local government. It therefore appears that the City Council does not have jurisdiction to limit membership tenure.

The only remaining issue which should be addressed involves those members who are currently serving an appointed term which may exceed the newly created tenure limitations. Most of the statutes and ordinances which create membership in these committees do not limit tenure, however, many allow removal for cause.

In order to avoid potential conflicts involving the intent and interpretation of the specific language "Removal for Cause", it is the opinion of the Law Department that any members who are currently in the middle of their appointed terms be allowed to complete those terms. These members would then not be eligible for reappointment if such reappointment would exceed the new maximum tenure allowed.

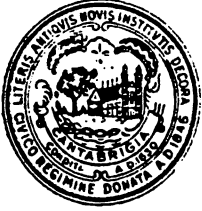
Thank you for your attention in this regard.

Very truly yours,

A handwritten signature in cursive script that reads "Gail S. Gabriel". The signature is written in black ink and is positioned above the printed name.

Gail S. Gabriel

GSG/jb



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty Eight

AN ORDINANCE

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

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

Title 2, entitled: "ADMINISTRATIVE AND PERSONNEL" Chapter .22 entitled "DEPARTMENTS GENERALLY".

Section .010 is hereby amended by adding a new ordinance subsections C and D, as follows:

C. Except as may otherwise be regulated by any Act of Congress or any Massachusetts Statute, the future members of the following Boards and Commissions shall not serve more than 2 consecutive terms where the appointed term is for 5 years nor more than 3 consecutive terms where the appointed term is for 3 years.

- Animal Commission;
- Arts Council;
- Board of Examiners;
- Building Code Board of Appeal;
- Civic Unity Committee;
- Civilian Review Board (Police Review and Advisory Board);
- Conservation Commission;
- Consumer Advisory Committee;
- Council on Aging;
- Handicapped Commission;
- Historical Commission;
- Human Rights Commission;
- Human Services Commission;
- Nuclear Disarmament and Peace Establishment Commission;
- Planning Board;
- Recycling Commission;
- Redevelopment Authority;
- Rent Control;
- Scientific Advisory Committee;
- Status of Women Commission;
- Traffic and Parking Commission;
- Water Board.

D. If a vacancy shall exist on any agency, board, commission, committee, council, department and/or division as listed in subsection A (1) and (2) above, it shall be filled by the City Manager within ninety (90) days of the date of said vacancy.



CITY OF CAMBRIDGE

**CAMBRIDGE, MASSACHUSETTS 02139
TEL. 498-9011**

**EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager**

**RICHARD C. ROSSI
Deputy City Manager**

June 13, 1988

To the Honorable, the City Council:

In response to City Council Order No. 14 of March 7, 1988 regarding the terms for members of boards and commissions, I submit the attached proposed ordinance amendment for your consideration.

Very truly yours,

Robert W. Healy
City Manager

O-139

Re: enclosed proposed ordinance relating to the terms for members of Boards & Commissions.

12/28/89 - Placed in file
without prejudice

In City Council,

June 13, 1988

6-13-88

Referred to the
Committee on Ordinances

Copy sent to Councilman Walsen
Ordinance Committee Chair 6/16/88 ulh