

MANUAL
FOR THE CITY COUNCIL
OF THE
CITY OF
WORCESTER, MA



2002-2003

CITY COUNCIL

MAYOR – 2002–2003

Timothy P. Murray
70 Richmond Ave.

MAYOR'S OFFICE STAFF

Mary E. Oroszko, Chief Secretary
Ann M. Hoey, Assistant Secretary

COUNCILORS – AT – LARGE

Juan A. Gomez, 37 Outlook Dr.	Timothy P. Murray, 70 Richmond Ave.
Dennis L. Irish, 36 Sever St.	Michael C. Perotto, 4 Modred Court
Konstantina B. Lukes, 24 Hadwen Rd.	Joseph M. Petty, 57 Wildrose Ave.

DISTRICT COUNCILORS

Stephen T. Patton	16 Hapgood Rd.	District #1 – Wards 1 and 2
Philip P. Palmieri	28 Buckingham St.	District #2 – Wards 3 and 4
Paul P. Clancy, Jr.	62 Miscoe Rd.	District #3 – Wards 5 and 6
Barbara G. Haller	34 Castle Street	District #4 – Wards 8 and 10
Stephen G. Abraham	38 Havelock Rd.	District #5 – Wards 7 and 9

SCHOOL COMMITTEE 2002 – 2003

Chairperson

Mayor Timothy P. Murray

Vice Chairperson

Jack L. Foley

COMMITTEE MEMBERS

Jack L. Foley, 6 Winter Hill Dr.	Joseph C. O'Brien, 17 Oread Pl.
Dr. Ogretta V. McNeil, 14 Tahanto Rd.	Brian A. O'Connell, 1029 Pleasant St.
Mary J. Mullaney, 24 Howland Terrace	Kathleen M. Toomey, 50 Ideal Road

STANDING COMMITTEES OF THE CITY COUNCIL, 2002 – 2003

COMMERCE AND DEVELOPMENT Irish (Chair), Perotto, Palmieri

COMMUNITY DEVELOPMENT Palmieri (Chair), Perotto, Haller

EDUCATION Patton (Chair), Clancy, Abraham

ELDER AFFAIRS Gomez (Chair), Patton, Lukes

ETHNIC AND MINORITY AFFAIRS Lukes (Chair), Haller, Gomez

FEES AND CHARGES Palmieri (Chair), Lukes, Perotto

FINANCE Mayor and Entire Council

HEALTH Haller (Chair), Irish, Gomez

HOUSING & NEIGHBORHOOD REVITALIZATION Irish (Chair),
Gomez, Petty

LAND USE Patton (Chair), Clancy, Petty

LEGISLATIVE AFFAIRS Haller (Chair), Palmieri, Abraham

MILITARY AFFAIRS Gomez (Chair), Abraham, Irish

MUNICIPAL OPERATIONS Petty (Chair), Lukes, Patton

ORDINANCES Mayor and Entire Council

PUBLIC SAFETY Perotto (Chair), Petty, Haller

PUBLIC SERVICE AND TRANSPORTATION Petty (Chair),
Perotto, Patton

PUBLIC WORKS Clancy (Chair), Palmieri, Patton

REGIONAL AFFAIRS Abraham (Chair), Clancy, Palmieri

RULES AND REGULATIONS Perotto (Chair), Lukes, Abraham

STRATEGIC PLANNING Lukes (Chair), Irish, Clancy

TRAFFIC AND PARKING Clancy (Chair), Irish, Haller

YOUTH, PARKS AND RECREATION Abraham (Chair), Petty, Gomez

CITY OFFICERS

City Manager Thomas R. Hoover term expires Jan. 30, 2004

Assistant City Manager for Neighborhood Services Paul V. LaCava

Staff Assistant for Administration Marianne E. Grenon

Staff Assistant for Operations Jill C. Dagilis

Budget Director John P. Prankevicius

Chief Development Officer Philip J. Niddrie

City Clerk David J. Rushford term expires Aug. 18, 2002

Assistant City Clerks

Marry G. Babbidge

Lisa M. Thomas

Airport Director Eric N. Waldron

Assistant Airport Director Richard Foley

City Assessor Paul F. Leary

Deputy Assessors

Robert Allard

Kenneth Dicks

City Auditor James A. DelSignore term expires Jan. 1, 2004

Deputy Auditor Thomas J. Clawson

City Physician John E. Kelly, M.D.

Communications Director Collette P. Johnson

Executive Director of the Officer of Elder Affairs Elizabeth M. Mullaney

Election Commission Executive Director Craig A.J. Manseau

Emergency Management Director William A. Trotta

Employment & Training Director Stephen R. Willand

Fire Chief Gerard A. Dio

Deputy Fire Chiefs

John D. Fenton

Timothy J. Gray

Paul A. Rogacz

District Fire Chiefs

James F. Callery

Randy A. Chavoor

Michael J. Conley

Clifton J. Decourcy, Jr.

Rondald A. Defusco

Ronald R. Fritz

Walter C. Giard

Joseph K. Henderson

Stuart B. Howe

Michael O. McNamee

Laurence J. Mulry

Thomas F. Noone

Forest Warden Michael V. O'Brien

Human Resources Director Janice Borg Silverman

Assistant Director of Human Resources and Coordinator, Affirmative Action Officer Lawrence M. Raymond

Information Services Director Paul R. Covello

City Solicitor David M. Moore

Deputy City Solicitor Michael E. Traynor

Assistant City Solicitors

Jeffrey Head

Janet McGuiggan

John F. O'Day

Elizabeth O'Donnell

Ann Refolo

Donald V. Rider, Jr.

Parking Administrator Richard H. Widak

Parks, Recreation and Cemetery Commissioner Michael V. O'Brien

Police Chief James M. Gallagher

Deputy Chiefs of Police

Gary Gemme

Carlo J. Genatossio

Harold McRae

Public Health & Code Enforcement

Arnold Gurwitz, M.D.

Deputy Commissioner of Public Health & Code Enforcement Commissioner

Joseph G. McCarthy

Director of Public Health Francis X. Birch

Director of Code Enforcement/Building Commissioner David F. Holden

Director of Public Health Nurses Christine E. Damiano

Air, Water, Hazardous Materials, Chief Sanitarian Robert J. Peterson

Environmental Health, Chief Sanitarian David L. Crocker

Food Inspection, Chief Sanitarian Peter J. Morano

Lead Paint Prevention, Chief Sanitarian James Gardiner

Sealer of Weights and Measures Philip P. Madaio

Public Library Head Librarian Penelope B. Johnson

Public Works Commissioner Robert L. Moylan, Jr.

Deputy Commissioner of Public Works Andrew C. Murch

Assistant Commissioner-Operations-Public Works Anthony R. Meriano

Director of Engineering-Public Works Edward S. Carrigan

Director of Traffic Engineering Joseph F. Borbone

Director of Water Konstantin Eliadi

Director of Streets Peter Paldino

Director of Central Garage Carlos S. Cruz

Director of Sewers Matthew Lebovites

Purchasing Director John C. Orrell

Tax Title Property Custodian Thomas F. Zidelis

Treasurer and Collector of Taxes Thomas F. Zidelis

Assistant Collector of Taxes

Brian P. Ballentine

Kathleen G. Johnson

Tree Warden Michael V. O'Brien

Veterans' Services Agent-Director Pierce Gould

Workers Compensation Agent & Claims Manager Arthur C. Carilo, Jr.

Worcester Housing Authority Executive Director & Secretary

Ruth E. Carlson

Worcester Regional Transit Authority Administrator Mary L. MacInnis

WORCESTER PUBLIC SCHOOLS

Dr. James A. Caradonio, Superintendent

Dr. Claire L. Angers, Deputy Superintendent for Education/Research
& Development

Dr. Helen A. Friel, Asst. to the Superintendent/Clerk of the School
Committee

Roger Odoardi, Business Manager

Kenneth J. Person, School Plant Manager

Stacey Deboise Luster, Human Resources Manager

QUADRANT MANAGERS

Burncoat Quadrant

Robert J. Boulé

Doherty Quadrant

Albert C. Vasquez

North Quadrant

Dr. Stephen E. Mills

South Quadrant

Janice M. Johnson

MEMBERSHIP OF BOARDS AND COMMISSIONS

Members and Date Term Expires

Affirmative Action Advisory Committee

Karen Nugent, Chairperson	September 30, 2004
William P. Densmore	September 30, 2004
Maria Gonzalez	May 31, 2003
Robert L. Howland	September 30, 2004
Marilyn J. Martin	September 30, 2004
Phounsavanh P. Phouthavong	September 30, 2004
Brenda K. Safford	September 30, 2004
Edna P. Spencer	September 30, 2004

Airport Commission

Michael Amir, Chairperson	May 31, 2002
Brian K. Carroll	May 31, 2003
Thomas F. Gorham, III	May 31, 2004
Chaz Harris	May 31, 2002
Robert Z. Nemeth	May 31, 2004
Raymond J. Perrone	May 31, 2004
Gregory L. Wilder	May 31, 2002

Auditorium, Trustees of the Worcester Memorial

Joseph P. Genduso, Vice Chair	May 31, 2002
Lee F. Bartlett	May 31, 2003
Ralph J. Ferraro	May 31, 2004
Jack McLemore	May 31, 2002

Bancroft, Aaron & Lucretia Scholarship Fund Trustees

John A. Franchi	December 31, 2003
Maryanne N. Kenary	January 31, 2002

Upper Blackstone Water Pollution Abatement District

Matthew Labovites	March 31, 2003
Paul V. LaCava	March 31, 2002
F. Worth Landers	March 31, 2003
Robert L. Moylan, Jr.	March 31, 2003
Stephen F. O'Neil	March 31, 2003

Alternate Member:

Jill C. Dagilis	March 31, 2003
Philip Guerin	March 31, 2002

Cable Television Advisory Committee

Raymond P. Bilodeau	December 31, 2003
Thomas A. Buckley, At-Large	May 31, 2004
Carl E. Cooper	October 31, 2002
Warren E. Houle	October 31, 2002
Lori Linkevich	October 31, 2003
Michaelene B. Mundras	October 31, 2004
William R. Nay	December 31, 2003
George J. Neuman	January 31, 2002

Citizens Advisory Council

Steven M. Genduso, Vice Chair	March 31, 2002
Paul D. Wasgatt At Large	March 31, 2002
Ronald G. Carlson	March 31, 2002
Chrysanthi Charalambides	March 31, 2002
Albert A. Gammal, Jr.	March 31, 2002
Mark H. Middleden, Esq.	March 31, 2002
Scott Najarian	March 31, 2002
Michael O'Mara	March 31, 2002
Mary E. Oroszko	March 31, 2002
Ellen E. Vallon	March 31, 2002
Helen M. Whall	March 31, 2002

Civic Center Commission

Joseph M. Capone	October 31, 2004
Francis J. Farrell, Jr.	October 4, 2004
John M. Harrity	October 31, 2003
Francis D. Paquette	October 31, 2004
Donna T. Salvidio	October 31, 2002

Community Development Advisory Committee

John J. Giordano, D.M.D.	June 30, 2003
Richard Greenhalgh	June 30, 2004
Scott A. Johnson	June 30, 2002
Florence M. Lucci	June 30, 2003
Michael A. Manzello	June 30, 2004
Maria Rosado-Oakley	June 30, 2003
Linda F. Parham	June 30, 2002
Roberto Sanchez	January 31, 2002
Arny Spielberg	October 30, 2002

Conservation Commission

Frederick H. Hall	September 30, 2004
Matthew G. Lindberg	October 31, 2003
Tristan J. Lundgren	October 31, 2003
John J. Magnant	September 30, 2002
Richard A. Meagher, Jr.	September 30, 2002
Anne L. O'Connor	September 30, 2003

Cultural Commission

Mary Ann A. Powers, Chairperson	December 31, 2002
Roland E. Dufault	December 31, 2003
Diane M. Long	December 31, 2002
Alexandria MacIntyre	December 31, 2003
Donna M. Winant	December 31, 2002
Earlena B. Yelverton	December 31, 2002

Advisory Committee for Persons With Disabilities

Albert N. Powers, Chairperson	January 31, 2003
Dave F. Dick	May 31, 2004
Gayle A. Fierro	January 31, 2003
Joanne M. Gallagher	May 31, 2002
Charlene M. Guinard	May 31, 2004
Mary R. Labree	January 31, 2002
Sharon Strzalkowski	May 31, 2004
Dwight Woodworth	May 31, 2004
Daniel M. Wrenn	May 31, 2004
Peter W. VanVoorhis	January 31, 2003

Mayor Thomas J. Early Scholarship Committee

Daniel R. Bonnette	July 31, 2003
William F. Borowski	July 31, 2003
Dr. James A. Caradonio, Ex Officio Superintendent of Schools	
Sandra Katz	July 31, 2003
Tara C. Leahy	July 31, 2003
Donald V. Rudge	July 31, 2003

Elder Affairs Commission

Ann D. Walsh, Chairperson	October 31, 2003
Lucille S. Corbett	October 31, 2003
Robert T. Cronin	October 31, 2003
Katherine J. Davitt	October 31, 2002
Beatrice A. Haddad	October 31, 2003
Francis S. Harvey, Jr.	October 31, 2003
Emily J. Hunte	October 31, 2002
Catherine H. Levine	October 31, 2002
Michael J. Nowicki	October 31, 2004
Robert Ochoa-Schutz	October 31, 2004
MariAnn Paladino	October 31, 2002
Catherine I. Quint	October 31, 2004
Edward T. Saksa	October 31, 2002
Kate T. Tenney	October 31, 2004

Election Commission

Lena Barry, Chairman	March 31, 2002
Thomas P. Begley	March 31, 2002
Nicholas Charlabides	March 31, 2002
Beverly Chester	March 31, 2002
Duane Sargisson, Secretary	March 31, 2002

G.A.R. Memorial Hall Trustees

Warren F. Brewer	November 30, 2003
Paul E. Johnson	November 30, 2003
David L. Ross	November 30, 2003

Health Board

Robert O. Bonin	December 31, 2003
James J. Convery	December 31, 2002
Edward M. Morin, D.M.D.	December 31, 2003
Leonard J. Morse	December 31, 2002
Tamara L. Sfeir	December 31, 2004

Historical Commission

Richard L. Clifford	December 31, 2002
Jeanice Sherman	December 31, 2003
Montvale Historical District	
Michael R. Theerman, M.D.	December 31, 2003
Massachusetts Historical District	
Gregory P. Stockmal	December 31, 2003

Hope Cemetery Commission

Joan M. Manley, Chairperson	December 31, 2002
William J. Bombard	July 31, 2004
Richard W. Zadroga	December 31, 2002

Human Rights Commission

Kendall Molina, Chairperson	April 30, 2004
Joseph M. Delgizzi	April 30, 2003
Linda M. Doherty	April 30, 2003
Robert K. Flanagan	April 20, 2002
Jennifer L. Ginsburg	April 30, 2002
Maureen S. Gomez	April 30, 2004
Donald A. Haapakoski	April 30, 2004
Carolyn H. Leary	April 30, 2004
Noberto Soto	April 30, 2002

Industrial Development Finance Authority

William Purcell, Chair, Executive Director and Secretary	
Carolyn A. Grenier	March 31, 2003
Mohamed J. Jaber	March 31, 2006
Isabel M. Maloney	March 31, 2005
Thomas E. Murphy	March 31, 2003

Lake Quinsigamond Commission

Robert McGinley, Chairperson	
Thomas Esip	
Police Chief Edward Gardella	
Dr. Donald J. Gauch	
Lincoln E. Pearson	
John Wilson	

Worcester Free Public Library Board of Directors

David Boulay, Jr.	1998-2003
Leonard Cooper	1995-2000
Nina Fletcher	1997-2002
Richard E. Greene	1999-2004
Beverly Grier	2000-2005
Michael Pakaluk	1995-2000
Paul W. Shapter, Jr.	1997-2002
John M. Stewart	1999-2004
Joseph W. Spillane	2000-2005

License Commission

Jordan Levy, Chairperson	December 31, 2002
Francis X. Sena	December 31, 2004
Barbara J. Sinnott	December 31, 2002

Off – Street Parking Board

James D. Shanahan, Chairperson	June 30, 2003
Michael W. Bowie	June 30, 2002
Clarence Plant	June 30, 2003
Anthony J. Virga	June 30, 2002
Ann M. Walsh	June 30, 2002

Parks, Recreation and Cemetery Commission

Paul A. Belsito	April 30, 2004
Edward W. Byrnes	April 30, 2003
Michael T. Doherty	April 30, 2004
Edward G. Letourneau	October 31, 2003
Vite J. Pigaga	April 30, 2002
Francis X. Pisegna	April 30, 2002
Gary J. Vecchio	April 30, 2004

Planning Board

Joseph G. Sova, Chairperson	May 31, 2002
Joe Boynton	May 31, 2005
Samuel Rosario	May 31, 2006
John A. Shea	May 31, 2004
Stephen E. Petro	May 31, 2003

Retirement Board

James A. DelSignore, Ex Officio	
Raymond F. McGrath	December 31, 2002
Thomas M. Wade	December 31, 2002
Stephen F. Wentzell	
Elizabeth A. Early	October 30, 2004

Advisory Committee on the Status of Women

Robin M. Tuiskula, Co-chair	December 31, 2002
Roberta L. Adams	October 31, 2002
Carol A. Arakelian	April 31, 2003
Dianne E. Bruce	August 31, 2003
Bridget J. Curtis	May 31, 2003
Jennifer Delgizzi	October 31, 2004
Karen R. Fine	December 31, 2002
Ann Silvernale	October 31, 2004
Luisa Sonntag	July 31, 2004

Trust Funds Commission

Craig A. Gates	January 31, 2002
Carl P. Larson	January 31, 2002
James J. Paugh, III	January 31, 2002
Thomas F. Zidelis, Ex-Officio	

Worcester Housing Authority

Joseph P. Carlson	November 30, 2005
Paul J. Giorgio	November 30, 2003
James P. Lennon	November 2, 2004
Julia M. Senckowski (State Appointee)	November 30, 2005
Roland G. Carlson	November 21, 2006

Worcester Redevelopment Authority

Reverend Lee F. Bartlett	April 15, 2003
Michael W. Coonan	April 15, 2004
Richard N. Eid	April 15, 2004
Linda C. Nelson (State Appointee)	April 15, 2000
Robert L. Thomas	April 15, 2002

World War Memorial at Lincoln Square

Steven Galkowski	August 31, 2002
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Zoning Board of Appeals

John N. Barbale, Jr., Chairperson

September 30, 2004

Matthew J. Armendo

September 30, 2002

Thomas W. Hannigan

September 30, 2006

John T. Reynolds

September 30, 2003

Alternate Members

Morris A. Bergman

September 30, 2002

Leonard Ciuffredo

September 30, 2005

Worcester Public Schools

Effective: October 1, 2001

Grade History

Grade	2001	2000	1999	1998	1997	1996	1995	1994	1993	1992	1991	1990	1989
K	2088	2146	2198	2326	2304	2383	2461	2447	2319	2230	2138	2215	2173
1	2142	2204	2308	2241	2342	2415	2432	2232	2196	2107	2157	2154	2200
2	2064	2216	2133	2178	2359	2283	2155	2056	2022	2012	2004	2037	1964
3	2190	2115	2166	2286	2212	2048	1993	1955	1967	1925	1910	1903	1818
4	2044	2145	2185	2126	2051	1965	1970	1937	1915	1925	1856	1773	1804
5	2132	2140	2080	2012	1968	1907	1913	1898	1902	1811	1705	1762	1701
6	2188	2091	1924	1946	1882	1868	1888	1857	1801	1672	1730	1659	1637
7	1940	1883	1848	1760	1698	1721	1735	1744	1611	1585	1548	1524	1574
8	1839	1820	1710	1700	1651	1645	1610	1458	1531	1512	1466	1500	1617
9	2165	2073	1979	1986	1548	1414	1256	1357	1257	1162	1172	1183	1210
10	1504	1448	1509	1288	1034	1268	1220	1169	1116	1121	1131	1127	1157
11	1443	1376	1267	1277	1077	1089	1141	1037	944	1011	1002	1033	1122
12	1251	1274	1252	1231	995	983	994	855	895	954	924	968	919
PG	47	49	54	245									
PreSch	856	848	905	810	844	739	651	566	448	377	309	228	185
Ungrad	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	25893	25828	25518	25412	23965	23728	23419	22568	21924	21404	21052	21066	21081
Chg	65	310	106	1447	237	309	851	644	520	352	-14	-15	315

The following shows changes in grade size from 1 year to the next. Followed by 10 & 5 year averages.

Grades	00>01	99>00	98>99	97>98	96>97	95>96	94>95	93>94	92>93	91>92	90>91	89>90	88>89
K-1	-4	6	-18	-63	-41	-46	-15	-87	-34	-31	-58	-19	27
1-2	-140	-92	-108	-164	-56	-149	-77	-140	-85	-145	-150	-163	-151
2-3	-26	-18	-12	-73	-71	-107	-63	-67	-45	-79	-127	-61	-32
3-4	-71	-21	-101	-86	3	-28	15	-30	-10	15	-47	-45	13
4-5	-13	-45	-46	-39	3	-63	-24	-17	-23	-45	-68	-42	0
5-6	48	11	-88	-22	-25	-45	-10	-45	-10	-33	-32	-42	-27
6-7	-151	-41	-98	-122	-170	-167	-122	-57	-61	-145	-111	-113	18
7-8	-44	-28	-50	2	-70	-90	-134	-153	-54	-36	-58	-74	8
8-9	345	363	279	335	-97	-196	-202	-174	-255	-304	-328	-434	-388
9-10	-569	-531	-477	-260	-380	12	-137	-88	-46	-51	-52	-83	-91
10-11	-5	-133	-21	243	-191	-131	-28	-79	-177	-120	-125	-124	-101
11-12	-125	7	-25	154	-94	-158	-43	-89	-116	-48	-109	-154	-165

The chart below shows the net of the grade changes above, plus the addition of the new kindergarten, subtraction of grade 12 and changes in preschool and PG. The result is the net change from year to year.

Net	-755	-522	-765	-95	-1189	-1168	-840	-1026	-916	-1022	-1265	-1354	-889
Add	2088	2146	2198	2326	2304	2383	2461	2447	2319	2230	2138	2215	2173
Subtr	-1274	-1252	-1231	-995	-983	-994	-855	-895	-954	-924	-968	-919	-1000
PS chg	8	-57	95	-34	105	88	85	118	71	68	81	43	31
PG	-2	-5	-191	245									
Yr to	65	310	106	1447	237	309	851	644	520	352	-14	-15	315

MAYORS

Levi Lincoln.....	1848
Born October 25, 1782	Died May 29, 1868
*Henri Chapin.....	1849-50, 70
Born May 13, 1811	Died October 13, 1878
Peter C. Bacon.....	1851, 52
Born November 11, 1804	Died February 7, 1886
John S.D. Knowlton.....	1853, 54
Born December 1789	Died June 11, 1871
George W. Richardson.....	1855, 57
Born 1808	Died June 15, 1886
Isaac Davis.....	1856, 58, 61
Born June 2, 1799	Died April 1, 1883
Alexander H. Bullock.....	1859
Born March 2, 1816	Died January 17, 1882
William M. Rice.....	1860
Born March 7, 1826	Died March 1, 1896
P. Emory Aldrich.....	1862
Born 1813	Died March 4, 1895
D. Waldo Lincoln.....	1863-64
Born January 16, 1813	Died July 1, 1880
Phineas Ball.....	1865
Born January 18, 1824	Died December 19, 1894
**James B. Blake.....	1866-70
Born June 19, 1827	Died December 18, 1870

* Elected Mayor, ad interim, by the City Council, in joint convention, December 19, 1870 to fill the vacancy by the decease of James B. Blake.

** Elected for the sixth time, December 12, 1870. Died December 18, 1870.

Edward Earle.....	1871
Born February 10, 1811	Died May 19, 1877
George F. Verry.....	1872
Born July 14, 1826	Died October 5, 1883
Clark Jillson.....	1873, 75-76
Born April 11, 1825	Died June 5, 1894
Edward L. Davis.....	1874
Born April 22, 1834	Died March 2, 1912
Charles B. Pratt.....	1877-79
Born February 14, 1824	Died May 9, 1898
Frank H. Kelly.....	1880-81
Born September 9, 1827	Died October 25, 1890
Elijah B. Stoddard.....	1882
Born June 5, 1826	Died September 27, 1903
Samuel E. Hildreth.....	1883
Born December 8, 1829	Died June 26, 1893
Charles G. Reed.....	1884-85
Born April 2, 1835	Died November 21, 1899
Samuel Winslow.....	1886-89
Born February 28, 1827	Died October 21, 1894
Francis A. Harrington.....	1890-92
Born November 17, 1846	Died August 28, 1922
Henry A. Marsh.....	1893-95
Born September 7, 1836	Died November 6, 1914
Augustus B.R. Sprague.....	1896-97
Born March 7, 1827	Died May 17, 1910

***Rufus B. Dodge, Jr.....	1898-1900
Born November 24, 1861	Died December 13, 1935
Philip J. O'Connell.....	1901
Born December 18, 1870	Died March 2, 1931
Edward F. Fletcher.....	1902-03
Born June 17, 1854	Died December 18, 1943
Walter H. Blodget.....	1904-05
Born 1850	Died January 6, 1923
John T. Duggan.....	1906-07
Born October 27, 1855	Died September 5, 1927
James Logan.....	1908-11
Born May 6, 1852	Died November 30, 1929
David F. O'Connell.....	1912
Born February 8, 1859	Died August 12, 1923
George M. Wright.....	1913-1916
Born April 12, 1865	Died January 7, 1926
Pehr G. Holmes.....	1917-19
Born 1881	Died December 19, 1952
Peter F. Sullivan.....	1920-23
Born June 29, 1871	Died May 21, 1931
Michael J. O'Hara.....	1924-31
Born 1878	Died February 3, 1946
John C. Mahoney.....	1932-35
Born 1878	Died July 12, 1946

*** By reason of a tie vote for Mayor at the election of December 1900, whereby there was no choice, Rufus B. Dodge, Jr. held the office until February 25, 1901.

Walter J. Cookson.....	1936
Born April 17, 1876	Died June 11, 1936
****John S. Sullivan.....	1936-37
Born December 18, 1875	Died April 12, 1949
William A. Bennett.....	1938-1945
Born March 7, 1887	Died September 15, 1970
Charles F. Jeff Sullivan.....	1946-1949
Born October 10, 1904	Died August 24, 1962
Andrew B. Holmstrom.....	1950-53
Born April 10, 1895	Died January 13, 1970
James D. O'Brien.....	1954-58, 60-61
Born June 12, 1908	Died June 9, 1965 (resigned Jan. 2, 1959)
Joseph C. Casdin.....	1959
Born March 10, 1914	Sep. 1, 1962 – Apr. 30, 1963, 1967 – 1968
John M. Shea.....	Jan.-Aug. 1962, 69
Born December 8, 1902	Died Nov. 3, 1988 (resigned Aug. 31, 1962) (resigned Jan. 5, 1970)
Paul V. Mullaney.....	1963-65
Born November 22, 1919	
George A. Wells.....	1966,
Born October 7, 1910	Died Oct. 19, 1978 (resigned Jan. 3, 1967) 1970 (resigned Jan. 4, 1971)
Joseph M. Tinsley.....	1971,
Born June 23, 1915	(resigned Jan. 3, 1972) 1973, 1984-85

**** Elected October 6, 1936 to fill vacancy caused by the decease of Walter J. Cookson.

Thomas J. Early..... 1972, 1976-79
Born July 18, 1917 Died Jan. 23, 1992 (resigned Jan. 2,
1973)

Israel Katz..... 1974-75
Born May 20, 1907 Died August 13, 1979

Jordan Levy..... 1980-81, 1988-93
Born November 4, 1943

Sara Robertson..... 1982-83
Born July 22, 1934

John B. Anderson..... 1986
Born January 1, 1935

Timothy J. Cooney, Jr..... 1987
Born November 22, 1940

Raymond V. Mariano..... 1994-2001
Born September 23, 1950

Timothy P. Murray..... 2002-2003
Born June 7, 1968

WORCESTER

“Heart of the Commonwealth”

First settled in 1674, named and resettled 1684. Permanently settled, 1713. Incorporated as a town 1722, as a city 1848. Area 38.441 sq. miles, or about 24,634 acres. Average length 6.4 miles, width 6 miles.

Dwellings Apr.	1951, 27,409;	1952, 27,426;
	1953, 28,482;	1954, 28,640;
	1955, 28,719;	1956, 29,280;
	1957, 29,775;	1958, 29,618;
	1959, 29,537;	1960, 29,755;
	1961, 29, 890;	1962, 30,324;
	1963, 30,324;	1964, 30,596;
	1965, 30,606;	1966, 30,843,
	1967, 31,143;	1968, 31,103;
	1969, 31,104;	1970, 30,783;
	1971, 30,569;	1972, 30,320;
	1973, 30,000;	1974, 30,275;
	1975, 30,304;	1976, 30,578;
	1977, 30,524;	1978, 30,482;
	1979, 30,514;	1980, 30,067;
	1981, 29,951;	1982, 30,078;
	1983, 30,115;	1984, 31,210;
	1985, 31,409;	1986, 31,618;
	1987, 31,977;	1988, 32,086;
	1989, 33,600;	1990, 35,100;
	1991, 38,573;	1992, 38,773;
	1993, 34,951;	1994, 35,071;
	1995, 35,249;	1996, 35,918;
	1997, 36,032;	1998, 36,397;
	1999, 36,679;	2000, 36,927

Valuation

1953.....	\$331,225,700
1954.....	334,434,550
1955.....	340,437,150
1956.....	343,673,400
1957.....	347,774,950
1958.....	357,172,050
1959.....	358,800,550
1960.....	360,761,150
1961.....	362,780,200
1962.....	365,933,750
1963.....	370,282,500
1964.....	374,832,600
1965.....	377,710,600
1966.....	388,837,850
1967.....	388,530,600

1968.....	390,403,500
1969.....	395,552,650
1970.....	405,641,900
1971.....	413,013,900
1972.....	423,218,050
1973.....	434,485,500
1974.....	442,161,850
1975.....	462,762,900
1976.....	457,363,150
1977.....	452,204,275
1978.....	453,604,125
1979.....	458,415,525
1980.....	463,168,275
1981.....	466,022,570
1982.....	413,520,020
1983.....	420,351,630

	Total Taxable Assessed Value	Total Exempt Assessed Value
1984	2,453,164,909	1,032,961,000
1985	2,688,296,587	1,047,940,860
1986	2,726,493,611	1,046,815,860
1987	4,515,360,100	1,547,436,100
1988	4,637,906,943	1,473,568,700
1989	5,863,251,926	1,622,025,570
1990	7,117,818,452	1,779,572,600
1991	7,008,169,362	1,879,388,200
1992	6,542,179,437	1,877,848,300
1993	5,666,783,091	1,311,333,700
1994	5,226,088,956	1,663,841,700
1995	5,213,678,881	1,676,060,600
1996	5,020,492,696	1,703,253,300
1997	5,074,535,475	1,699,564,700
1998	5,258,936,965	1,653,645,700
1999	5,389,546,300	1,661,179,000
2000	5,604,100,100	1,694,930,600
2001	5,946,964,300	1,689,278,504
2002	6,654,213,200	1,830,383,604

Tax, exclusive of polls;

1953.....	\$16,562,785.00
1954.....	17,390,596.60
1955.....	19,064,480.40
1956.....	21,307,750.80
1957.....	22,535,816.76
1958.....	25,609,243.57
1959.....	25,403,078.94
1960.....	26,479,868.41
1961.....	26,628,066.68
1962.....	28,103,732.00
1963.....	29,844,688.27
1964.....	33,135,201.84
1965.....	33,389,617.04
1966.....	33,931,265.94
1967.....	38,775,353.88
1968.....	38,962,269.30
1969.....	47,308,096.94
1970.....	50,461,852.36
1971.....	58,069,754.34
1972.....	61,281,973.64
1973.....	65,433,516.30
1974.....	68,892,390.03
1975.....	68,581,461.78
1976.....	72,263,377.70
1977.....	75,337,232.22
1978.....	75,570,447.23
1979.....	75,363,512.31
1980.....	84,481,893.36
1981.....	71,767,475.78
1982.....	71,934,764.00
1983.....	61,001,500.00
1984.....	61,324,109.00
1985.....	63,958,547.00
1986.....	66,366,292.00
1987.....	70,686,133.00
1988.....	74,785,432.00
1989.....	79,586,310.00
1990.....	85,402,463.00
1991.....	89,186,131.00
1992.....	97,682,607.00

1993.....	101,926,622.00
1994.....	107,046,948.00
1995.....	111,969,010.89
1996.....	114,479,284.00
1997.....	119,935,361.00
1998.....	124,739,199.29
1999.....	129,605,481.82
2000.....	131,780,392.00
2001.....	135,264,748.00
2002.....	141,496,017.00

Rate of taxation per \$1,000

1951, \$ 48.40; 1952, \$ 50.80; 1953, \$ 50.00; 1954, \$ 52.00;
1955, \$ 56.00; 1956, \$ 52.00; 1957, \$ 64.80; 1958, \$ 71.70;
1959, \$ 70.80; 1960, \$ 73.40; 1961, \$ 73.40; 1962, \$ 76.80;
1963, \$ 80.60; 1964, \$ 88.40; 1965, \$ 88.40; 1966, \$ 88.40;
1967, \$ 99.80; 1968, \$ 99.80; 1969, \$119.60; 1970, \$124.40;
1971, \$140.60; 1972, \$144.80; 1973, \$150.60; 1974, \$144.50;
1975, \$148.10; 1976, \$158.00; 1977, \$166.60; 1978, \$166.60;
1979, \$164.40; 1980, \$182.40; 1981, \$154.00; 1982, \$154.00;
1983; \$129.80;
1984, \$ 20.00 Residential
1984, \$ 31.16 Commercial & Industrial
1985, \$ 20.30 Residential
1985, \$ 32.17 Commercial & Industrial
1986, \$ 20.30 Residential
1986, \$ 32.17 Commercial & Industrial
1987, \$ 13.00 Residential
1987, \$ 21.71 Commercial & Industrial
1988, \$ 13.39 Residential
1988, \$ 22.37 Commercial & Industrial
1989, \$ 9.75 Residential
1989, \$ 21.00 Commercial & Industrial
1990, \$ 9.50 Residential
1990, \$ 21.00 Commercial & Industrial
1991, \$ 9.68 Residential
1991, \$ 21.64 Commercial & Industrial
1992, \$ 11.23 Residential
1992, \$ 25.08 Commercial & Industrial
1993, \$ 13.72 Residential
1993, \$ 30.13 Commercial, Industrial & Personal

1994, \$ 15.57 Residential
 1994, \$ 33.36 Commercial, Industrial & Personal
 1995, \$ 16.32 Residential
 1995, \$ 34.50 Commercial, Industrial & Personal
 1996, \$ 17.41 Residential
 1996, \$ 35.93 Commercial, Industrial & Personal
 1997, \$ 18.67 Residential
 1997, \$ 35.69 Commercial, Industrial & Personal
 1998, \$ 18.06 Residential
 1998, \$ 37.63 Commercial, Industrial & Personal
 1999, \$ 18.48 Residential
 1999, \$ 37.63 Commercial, Industrial & Personal
 2000, \$ 18.47 Residential
 2000, \$ 36.34 Commercial, Industrial & Personal
 2001, \$ 18.47 Residential
 2001, \$ 34.24 Commercial, Industrial & Personal
 2002, \$ 17.85 Residential
 2002, \$ 31.46 Commercial, Industrial & Personal

Assessed Polls: Male

1949, 65,174; 1950, 64,299; 1951, 63,581;
 1952, 63,610; 1953, 62,037; 1954, 62,294;
 1955, 61,549; 1956, 61,181; 1957, 57,720;
 1958, 57,288; 1959, 55,932; 1960, 56,332;
 1961, 55,387; 1962, 53,332; 1963, 52,832;
 1964, None; (Abolished by Law)

Registered Voters (Male & Female)

1952, 108,465; 1953, 103,313; 1954, 101,481;
 1955, 97,459; 1956, 101,977; 1957, 97,150;
 1958, 96,259; 1959, 93,400; 1960, 98,744;
 1961, 95,062; 1962, 94,424; 1963, 91,752;
 1964, 94,982; 1965, 91,254; 1966, 86,779;
 1967, 87,450; 1968, 90,350; 1969, 85,708;
 1970, 84,904; 1971, 86,195; 1972, 91,450;
 1973, 87,889; 1974, 85,957; 1975, 83,757;
 1976, 87,657; 1977, 85,529; 1978, 82,196;
 1979, 79,961; 1980, 83,756; 1981, 80,308;
 1982, 79,879; 1983, 78,123; 1984, 82,872;
 1985, 74,463; 1986, 75,671; 1987, 67,982;
 1988, 79,111; 1989, 69,596; 1990, 73,003;

1991, 74,429; 1992, 74,831; 1993, 62,005;
1994, 64,358; 1995, 67,729; 1996, 76,918;
1997, 79,315; 1998, 83,160; 1999, 86,424;
2000, 92,269; 2001, 91,226

Vote for President: 1940, 90,044; 1944, 83,931

and 152 Federal War Ballots;

1948, 94,461; 1952, 97,421; 1956, 50,853;
1960, 91,362; 1964, 82,629; 1968, 76,650;
1970, 71,121; 1976, 9,742; 1980, 64,263;
1984, 62,261; 1988, 59,143; 1992, 60,196;
1996, 54,012; 2000, 54,267

Vote for Governor: 1946, 72,891; 1948, 94,461;
1950, 82,666; 1952, 96,341; 1954, 41,208;
1956, 49,890; 1958, 75,708; 1960, 91,362;
1962, 78,975; 1964, 82,366; 1966, 71,497;
1970, 31,365; 1974, 57,404; 1978, 53,833;
1982, 52,356; 1986, 41,479; 1990, 51,650;
1994, 46,465; 1998, 41,145

Vote for Mayor: 1943, 53,492; 1945, 58,874;
1947, 69,653; 1987, 23,163; 1989, 27,199;
1991, 33,031; 1993, 32,101; 1995, 23,128;
1997, 22,860; 1999, 23,594; 2001, 25,144

Vote for Councilors (Plan E): 1949, 74,708;
1951, 58,573; 1953, 56,766; 1955, 63,804;
1957, 61,460; 1959, 67,102; 1961, 64,981;
1963, 65,632; 1965, 56,774; 1967, 48,562;
1969, 43,876; 1971, 48,455; 1973, 46,137;
1975, 45,418; 1977, 37,396; 1979, 39,487;
1981, 31,842; 1983, 36,479; 1985, 30,609

Vote for Councilors-at-Large: 1987, 38,688;
1989, 29,614; 1991, 35,418; 1993, 33,128;
1995, 24,385; 1997, 25,293; 1999, 24,897;
2001, 25,144

Vote for District Councilors:

District #1

1987, 9,389; 1989, 7,855; 1991, 8,768; 1993, 8,365;
1995, 6,055; 1997, 4,002; 1999, 6,913; 2001, 7,298

District #2

1987, 7,008; 1989, 4,979; 1991, 5,285; 1993, 5,672;
1995, 3,029; 1997, 2,900; 1999, 3,903; 2001, 4,298

District #3

1987, 7,293; 1989, 5,166; 1991, 6,069; 1993, 4,234;
1995, 3,090; 1997, 3,030; 1999, 4,274; 2001, 4,165

District #4

1987, 4,926; 1989, 3,507; 1991, 3,802; 1993, 3,046;
1995, 2,421; 1997, 4,026; 1999, 2,662; 2001, 2,735

District #5

1987, 10,052; 1989, 8,107; 1991, 8,183; 1993, 7,802;
1995, 5,925; 1997, 6,799; 1999, 7,145; 2001, 6,648

POLICE DEPARTMENT

Police Officers, exclusive of Chief and Deputy Chiefs of Police

10 Captains

28 Lieutenants

57 Sergeants

366 Police Officers

461 Total

FIRE DEPARTMENT

Firefighters, exclusive of Chief and Deputy Fire Chiefs

12 District Chiefs

25 Captains

77 Lieutenants

341 Firefighters

455 Total

CITY HALL

Cornerstone laid September 12, 1896

Dedication exercises April 28, 1898

Occupied May 1, 1898

Length, 219 feet; width 85 feet

Height from grade line to top of cornice, 65 feet:

To top of tower, 205

Cost of building, \$590,000. Furnishings, \$38,000.

Grading, etc. \$22,000. Total \$650,000.

Architects, Peabody & Stearns, Boston

Builders, Norcross Brothers, Worcester



RESERVOIRS

Area in acres, elevation above City Hall and Storage Capacity

High Service Reservoirs

Lynde Brook - - 132 acres; 342.75 feet;
717,422,000 gallons
Kettle Brook, No. 1 - - 11.50 acres; 364.35;
19,307,000 gallons
Kettle Brook, No. 2 - - 30.76 acres; 507.5 feet;
127,310,000 gallons
Kettle Brook, No. 3 - - 37.41 acres; 559 feet;
152,306,000 gallons
Kettle Brook, No. 4 - - 118.61 acres; 604.73 feet;
513,746,000 gallons

Low Service Reservoirs

Holden, No. 1 - - 130 acre; 269.85 feet;
729,319,000 gallons
Holden, No. 2 - - 52.63 acres; 237.80 feet;
257, 398,000 gallons
Kendall - - 175 acres; 333 feet;
792,163,000 gallons
Pine Hill - - 345 acres; 429 feet;
2,970,967,000 gallons
Quinapoxet – 280 acres; 250 feet;
1,116,000,000 gallons
Elevation of Main Street at City Hall, above tide water 481 feet
Water pressure at City Hall:
High Service - - 145 pounds per sq. in.
Low Service - - 101 pounds per sq. in.

WATER STATISTICS

Miles of Main Pipe.....656
Fire Hydrants (Public).....5,095
Meters.....40,438

Total Valuation of Water Works
\$588, 141,000. December 31, 2001

SEWER STATISTICS

Miles of Main Sanitary Sewers.....	384
Miles of Combined Sewers.....	62
Miles of Surface Sewers.....	356
Total Miles of Sewers.....	802
Number of Manholes.....	27,885
Number of Catch Basins.....	14,895
Number of House Connections.....	34,455
C.C.F. of Recorded Sewer Usage for 1999.....	7,147,719
Total Valuation of the Sewerage System December 31, 2001.....	\$516,008,326

STREET STATISTICS

Miles of Public Streets.....	410.13
Miles of Private Streets.....	103.86
Miles of Asphalt Sidewalks.....	368
Miles of Concrete Sidewalks.....	239
9,600 Lumen Sodium Vapor Lights.....	2,757
4,000 Lumen Sodium Lights.....	6,049
50,000 Lumen Sodium Vapor Lights.....	319
Gas Lights.....	29
27,500 Lumen Sodium Vapor Lights.....	3,264
16,000 Lumen Sodium Vapor Lights.....	240
Downtown Streetscape Lights.....	226
Total Street Lights.....	12,884

POPULATION OF WORCESTER

1722-- 200	1925--190,757
1765-- 1,475	1930--196,837
1775-- 1,925	1935--190,471
1790-- 2,095	1940--193,402
1800-- 2,411	1945--198,741
1810-- 2,577	1950--203,486
1820-- 2,962	1955--202,612
1830-- 4,172	1960--186,587
1840-- 7,497	1965--180,341
1850-- 17,049	1970--176,572
1860-- 24,960	1975--172,342
1865-- 30,058	1980--161,799
1870-- 41,105	1985--164,655
1875-- 49,317	1990--158,833
1880-- 58,291	1993--153,892
1885-- 68,389	1994--153,107
1890-- 84,655	1995--154,222
1895-- 98,767	1996--159,635
1900--118,421	1997--160,222
1905--128,135	1999--163,121
1910--145,986	2000--172,648
1915--162,697	
1920--179,754	

YEAR	BIRTHS	MARRIAGES	DEATHS
1950	5771	2255	2841
1951	6205	2289	3002
1952	6307	2122	3031
1953	6352	2105	3052
1954	6452	1946	2944
1955	6522	1951	3066
1956	6522	1984	3008
1957	6864	1848	3077
1958	6606	1699	3078
1959	6498	1571	3119
1960	6451	1657	3213
1961	6412	1543	3125
1962	6222	1549	3091

1963	6176	1549	3144
1965	5586	1729	3251
1966	5505	1714	3141
1967	5374	1837	3252
1968	5244	1877	3284
1969	5282	2018	3218
1970	5408	1894	3240
1971	5137	1968	3132
1972	4746	1953	3192
1973	4736	1898	3308
1974	4155	1933	3209
1975	4203	1815	3166
1976	4538	1722	3195
1977	4617	1815	2935
1978	4788	1860	3091
1979	4937	1933	3050
1980	5240	1614	3342
1981	5224	1629	3202
1982	5308	1613	3227
1983	5502	1634	3393
1984	5768	1604	3401
1985	6031	1619	3423
1986	6014	1666	3474
1987	6346	1598	3317
1988	6753	1627	3431
1989	7186	1606	3490
1990	7183	1521	3382
1991	6825	1382	3463
1992	6782	1228	3333
1993	6694	1244	3497
1994	6380	1206	3445
1995	6149	1302	3305
1996	5981	1194	3349
1997	6019	1319	3230
1998	6188	1232	3405
1999	6031	1374	3316
2000	6304	1358	3279
2001	6363	1600	3377

**RULES OF THE CITY COUNCIL
OF THE CITY OF WORCESTER, MASSACHUSETTS**

**Quorum for
conducting
business**

Rule 1. At all meetings of the City Council six (6) Councilors shall constitute a quorum for the transaction of business. No business of the City Council may be considered or debated and the Council shall be in recess at any meeting where a quorum of the City Council is not present within the Council Chamber or meeting hall.

Duties and Powers of the Chair

**Call to
order by
the Chair**

Rule 2. The Mayor shall take the chair at the hour to which the City Council has adjourned and call the members to order. In the absence of the Mayor the Vice-Chair of the City Council shall preside and in the absence of both, the most senior member with continuous service of the City Council shall serve during the absence of both the Mayor and Vice Chair.

**Rights and
duties of
members**

Rule 3. The chair shall preserve decorum and order, may speak to points of order, in preference to other members; shall decide all questions of order, subject to an appeal to the City Council; and no other business shall be in order until the question on the appeal shall have been decided. The question shall be put as follows: "Shall the decision of the chair stand as the judgment of the City Council?" The vote shall be by roll call and it shall be decided in the affirmative unless a majority of the votes are to the contrary.

**Mayor
declares
votes**

Rule 4. The chair shall declare all votes. If any member doubts the vote, the chair, without further debate upon the question, shall require the Clerk to call the roll of affirmative and negative votes and the chair shall declare the results; but no such declaration shall be made unless a quorum of the City Council has voted.

**Order of
questions**

Rule 5. The chair shall put all questions in the order in which they are moved unless the subsequent motion be previous in its nature, except that in naming sums and fixing times, the largest sum and the longest time shall be put first.

Order of taking the floor	<p>Rule 6. The chair shall determine who is entitled to take the floor and in what order as guided by the rules of the City Council.</p> <p>In determining the order in which Councilors are allowed to speak the chair shall give preference to that member who has not yet spoken on the subject under discussion.</p>
Order of relinquishing the floor	<p>Rule 7. When the Mayor wishes to relinquish the chair, he or she shall do so consistent with the process outlined in Rule 2. Such substitution shall not continue beyond the will of the presiding officer so relinquishing the chair or beyond an adjournment.</p>
Relinquishing the chair for purpose of expression	<p>Rule 8. If the presiding officer wishes to express an opinion on any subject under debate he or she shall relinquish the chair as provided in the rules established in this section. He or she shall not resume the chair until he or she is through speaking and all points of order arising as a part of that debate have been decided.</p>
Rights and Duties of Members	
Intention to speak	<p>Rule 9. Every member who wishes to speak shall indicate his or her intention to the chair who shall determine the order of speaking.</p>
Rising & confining speaking	<p>Rule 10. When speaking a member shall rise and respectfully address their comments, at all times, the member shall confine himself or herself to the question or issue discussed and avoid personalities.</p>
No speaking for more than 5 minutes	<p>Rule 11. After being recognized by the chair no Councilor shall speak for more than five (5) minutes at a time. Additional time may be granted to a speaker, as determined by the chair, if comments made by the City Manager or other individuals in response to questions, have taken an unusual amount of time.</p>
No speaking more than	<p>Rule 12. On a particular issue being discussed, at a specific meeting of the City Council, no Councilor will be recognized by the chair to speak more than twice.</p>
Using a microphone	<p>Rule 13. When speaking, voting, calling the roll and announcing votes, all members of the City Council, the City Manager, the City Clerk, department heads or members of the public shall use a microphone.</p>

Interruptions to speaking	Rule 14. No member speaking shall be interrupted by another but by rising to raise a question of order; to a point of personal privilege, to a question of parliamentary procedure or to doubt the presence of a quorum.
Personal privilege	Rule 15. A member may rise to a point of personal privilege with the permission of the chair but shall not discuss pending questions and shall confine his or her remarks to statements which have been made regarding his rights, reputation or conduct in his capacity as a City Councilor.
Parliamentary inquiry	Rule 16. A member may rise to ask questions of parliamentary inquiry with the permission of the chair but shall not discuss pending questions.
Private interests	Rule 17. No member shall vote on any question or serve on any committee where his or her private interest is immediately concerned distinct from that of the public.
First consideration of items	Rule 18. When considering a council order properly before the City Council, if the filer states his or her intention to have that item referred to a standing committee of the City Council, the City Manager or other appropriate individual or body, the first time he or she rises to speak to that item, he or she will be allowed to speak to that item as permitted by the Rules of the City Council. No other debate will be allowed except to oppose or amend the motion of referral or to request clarification of the item.
Excusing member from voting	Rule 19. Every member present when a question is put shall vote unless the City Council for special reasons excuses him or her. Application to be so excused on any question must be made before the City Council has decided or before the calling of the yeas and nays; and such application shall be accompanied by a brief statement of the reasons and shall be decided without debate.
Seating of members	Rule 20. The seats of the members of the City Council shall be numbered and determined by lot at the first meeting of each Council term; and no member shall change his or her seat but by permission of the chair.

Committees of the City Council

Appt. to committees

Rule 21. All committees of the City Council shall be appointed by the Mayor under the guidelines established in this section.

Considerations of committees

Rule 22. There shall be appointed Standing Committees of the City Council as follows:

- a. Committee on **Commerce and Development**, to consist of three (3) Councilors, to consider all matters pertaining to Commerce, Industry, Labor, Urban Renewal, Development, Planning, Arts and Entertainment.
- b. Committee on **Community Development**, to consist of three (3) Councilors, to consider all aspects of Community Development Block Grant Funding.
- c. Committee on **Education**, to consist of three (3) councilors, to consider all matters pertaining to public vocational education, public education as offered by the City of Worcester or its departments and the public libraries.
- d. Committee on **Elder Affairs**, to consist of three (3) councilors, to consider all matters pertaining to the problems and issues affecting elderly citizens.
- e. Committee on **Ethnic and Minority Affairs**, to consist of three (3) councilors, to consider all matters pertaining to ethnic and minority affairs, human resources, handicapped, personnel policies, employee training and problems facing groups not otherwise represented in a Rule 22 Committee.
- f. Committee on **Fees and Charges**, to consist of three (3) Councilors, to consider all matters pertaining to fees or charges or charges assessed by the City of Worcester or any of its departments.
- g. Committee on **Finance**, to consist of the Mayor and ten (10) Councilors, to consider all matters of appropriations, loans and official bonds and in general any matters affecting the financial interest of the city.
- h. Committee on **Health**, to consist of three (3) Councilors, to consider all matters relating to health care, public health, employee insurance and hospitals.

- i. Committee on **Housing and Neighborhood Revitalization**, to consist of three (3) Councilors, to consider all matters related to housing and the importance of housing to neighborhoods.
- j. Committee on **Land Use**, to consist of three (3) Councilors, to consider all matters involving the acquisition and preservation of open space and all zoning and other general land use issues.
- k. Committee on **Legislative Affairs**, to consist of three (3) Councilors, to consider all matters pertaining to state and federal legislation affecting Worcester. Said Committee to meet periodically with elected members of the General Court so that the city can lobby for or against pending legislation that would have an impact on the community.
- l. Committee on **Military Affairs**, to consist of three (3) Councilors, to consider all matters pertaining to veteran's organizations and veterans in general and military affairs.
- m. Committee on **Municipal Operations**, to consist of three (3) Councilors, to consider all matters involving problems in municipal operations and procedures not otherwise the responsibility of another Standing or Ad Hoc Committee of the City Council.
- n. Committee on **Ordinances**, to consist of the Mayor and Ten (10) Councilors.
- o. Committee on **Public Safety**, to consist of the three (3) Councilors, to consider all matters pertaining to police, fire departments and ambulance services.
- p. Committee on **Public Service and Transportation**, to consist of three (3) Councilors, to consider all complaints that may be sent to the City Council against public service corporations and to consider all matters affecting public street lighting, cable television and transportation.
- q. Committee on **Public Works**, to consist of three (3) Councilors, to consider all matters, except fees for service, pertaining to streets, water, sewers, public buildings, engineering and energy.
- r. Committee on **Regional Affairs**, to consist of three (3) Councilors to consider issues with a regional impact, not already within the jurisdiction of another Committee.

- s. Committee on **Rules and Regulations**, to consist of three (3) Councilors, to periodically review the rules and regulations of the City Council and any other matter affecting or determining the conduct of a City Council meeting or a meeting of a Standing or Ad Hoc committee of the City Council.
- t. Committee on **Strategic Planning**, to consist of three (3) Councilors, to consider issues of strategic planning for the City of Worcester.
- u. Committee on **Traffic and Parking**, to consist of three (3) Councilors to consider all matters pertaining to traffic conditions, on and off street parking.
- v. Committee on **Youth, Parks and Recreation**, to consist of three (3) Councilors to consider all matters involving youth, parks, playgrounds, recreation activities and Hope Cemetery.

**General
budget &
policy
oversight**

All Standing Committees of the City Council shall have general budget and policy oversight relationships with City Departments as listed:

COMMERCE AND DEVELOPMENT: Auditorium, Civic Center Commission, License Commission, Development Office, Worcester Redevelopment Authority

COMMUNITY DEVELOPMENT: Planning and Community Development

EDUCATION AND COLLEGE/UNIVERSITY RELATIONS: Public Library, Public Schools, Vocational Schools

ELDER AFFAIRS: Elder Affairs

ETHNIC AND MINORITY AFFAIRS: Employment/Training, Human Rights Commission, Human Resources

HEALTH: Department of Public Health and Code Enforcement, Public Health and School Health Services

HOUSING AND NEIGHBORHOOD REVITALIZATION: Department of Public Health and Code Enforcement, Code Inspection and Enforcement Services, Worcester Housing Authority

LAND USE: Planning Board, Zoning Board of Appeals, Zoning Ordinance, Open Space Acquisition, Conservation Commission

MUNICIPAL OPERATIONS: Assessor, Auditing, City Clerk, City Council, Information Services, Election Commission, City Manager’s Office, Human Resources Department – Collective Bargaining Section, Law Department, Purchasing, Retirement System, Treasurer/Collector

MILITARY AFFAIRS: Veterans Services

PUBLIC SAFETY: Emergency Management, Fire, Police

PUBLIC SERVICE AND TRANSPORTATION: Airport, Street Lights, Worcester Regional Transit Authority

PUBLIC WORKS: Public Works

TRAFFIC AND PARKING: Department of Public Works – Traffic Engineering Division

YOUTH, PARKS AND RECREATION: Cultural Commission, Parks, Recreation and Cemetery

Regarding Ad hoc committees Rule 23. The City Council shall refrain from authorizing the establishment of Ad Hoc committees except in those instances when an item:

- a. cannot be considered by an existing Standing Committee of the City Council,
- b. is limited in the scope of responsibilities to a narrow/single area of responsibility,
- c. is limited in time and is established to exist for a specific period of time.

If such an Ad Hoc committee is established, it shall have a clearly defined purpose and have a date established at which time it will automatically be dissolved unless reestablished by a vote of the City Council.

If no such date has been established, the Ad Hoc Committee will be automatically dissolved at the end of the current term of Office of the City Council, which established the Ad Hoc committee.

Mayor as ex-officio member of committees Rule 24. The Mayor shall be ex-officio chair of any committee of which he or she is a member and on all other committees the Councilor first named by the Mayor upon initial appointment to a committee shall be chair, and in case of his or her resignation, or inability to serve, the member of the committee next in order as named by the Mayor shall be chair.

Regular Meetings

Schedule of regular meetings

Rule 25. Regular meetings of the City Council shall be had weekly on Tuesday evenings at 7:00 o'clock p.m. in the Council Chamber located inside City Hall, unless at a previous meeting, by a majority vote, the City Council determines another day, time and/or place. City Council meetings may, by a majority vote, be held at any other suitable public building within the City of Worcester.

Summer schedule

Rule 26. During the months of July and August, the City Council shall hold one regular meeting each month.

Midnight curfew

Rule 27. No council meeting shall be allowed to proceed after midnight. Items still pending action at that time shall be carried forward as the "First Item of Business" at the next regular or special Council meeting.

Special Meetings

Call for special meeting

Rule 28. The Mayor, or if the Mayor is unable to serve, the Vice Chair of the City Council, or any five (5) members thereof, may call a special meeting by causing written notices at least forty-eight (48) hours in advance, stating the time and purpose of holding such meetings and signed by the person or persons calling the same, to be delivered in hand to each member of the City Council, or left at his or her usual dwelling place, at least twenty-four (24) hours before the time of such meeting.

Call for emergency meeting

Rule 29. An emergency meeting of the City Council may be called as permitted by state law (G.L. c. 39, s 23B). In such instances and only when absolutely necessary, the Mayor may waive the twenty-four (24) hour notice period outlined in Rule 28.

Other meetings

Rule 30. Meetings of the City Council may also be held at any time when all members of the City Council are present and consent thereto. (G.L. c. 43, s 98)

Filing Procedures and Notifications

Notice to petitioners

Rule 31. A reasonable good faith effort should be made to notify the principal petitioner of any item to be heard before a Standing or Ad Hoc Committee of the City Council of the date, time and place at which his or her petition will be heard by the Committee.

No final action shall be taken on a citizen's petition unless the City Clerk's office can attest to said good faith effort.

**48 hour
notice**

Rule 32. Notice of all committee meetings must be given at least forty-eight (48) hours before the time for meeting except in the case of an emergency as may be permitted by state law.

**Regarding
propriety
of items**

Rule 33. No petition, remonstrance, resolution or other communication which deals with personalities or with matters not within the general supervision and/or relating to city government shall be considered by the City Council. The City Clerk, with the assistance of the City Solicitor, shall determine when an item is not appropriate for placement on the City Council agenda.

**Structure
of petition**

Rule 34. A petition or any other item which would appear on the City Council or City Manager agendas must specifically state the business to be discussed. Items which do not state the business to be discussed shall not be placed on the agenda.

**Timeframe
for filing
papers**

Rule 35. All papers of whatever description which may require action by the City Council, shall be presented to the City Clerk not later than 4:15 p.m. on the Thursday preceding the day of each regular meeting. Papers presented after that hour on such day will not be considered until the next meeting.

**Timeframe
for filing
City
Manager
papers**

Rule 36. The City Manager's recommendation and reports including pertinent data, relating to the same, shall be presented to the City Clerk not later than 4:00 p.m. on the Friday preceding the day of each regular meeting. Papers, excluding emergency items, presented after that hour on such day will not be considered until the next meeting.

**Timeframe
for
delivering
calendar**

Rule 37. The City Clerk shall prepare a calendar of all matters to come before the City Council and the Committee on Finance and Ordinances at each meeting in accordance with the established order of business and shall cause to be delivered to the City Council office in City Hall a copy of the same no later than 5:00 p.m. the Friday preceding a Tuesday meeting. Copies of this calendar shall be available to the public at each meeting.

**Marked
calendar**

For all citizen petitions, committee report, and chairman's orders, the City Clerk shall indicate the appropriate action recommended for the Council's consideration.

**Regarding
public
inspection of
papers**

Rule 38. That for all communications with the City Council, all documents will be available for public inspection except when such public inspection will:

- a. Constitute an unwarranted invasion of personal privacy
- b. Jeopardize the City's position or otherwise interfere with collective bargaining strategy or litigation
- c. Jeopardize effective law enforcement, or
- d. Impede or jeopardize the effective operation of the City government

Order of Business

**Order of
business**

Rule 39. At regular meetings of this City Council the order of business shall be as follows:

- a. Invocation
- b. Pledge of Allegiance/Star Spangled Banner
- c. Roll Call
- d. Proclamations, Resolutions, Acknowledgments, Acknowledgements of Volunteerism and Community Service
- e. Public Hearing
- f. Motions of Reconsiderations
- g. First Items of Business
- h. Items of Citizens Interest
That "Items of Citizen Interest" be only those items on Council's or Manager's calendars. Any suspension if entertained by the Council, unless of an emergency nature, shall only be considered after all regularly scheduled business has been completed.
- i. Items of Departmental or Employee Interest
That "Items of Departmental or Employee Interest be only those items on the Council's or Manager's calendars. Any suspension, if entertained by the Council, unless of an emergency nature, shall only be considered after all regularly scheduled business has been completed. That Reports of the Planning Board are exempted from the Council's alternating weekly schedule and appear on the Council's agenda as soon as they are received.
- j. Petitions
- k. Communications from the City Manager (Alternating weeks beginning on week one).
- l. Motions, Orders and Resolutions (Alternating weeks beginning on week two).

- m. Recess to Finance Committee, if necessary
No final action is to be taken on any item pending in Finance and Ordinance. Final action can only be taken in the regular proceedings of a City Council meeting.
- n. Recess to Ordinance Committee, if necessary
- o. Communications and Reports from City Officers
- p. Reports of the Committees (Alternating weeks – beginning on week two)
- q. Tabled Items

Council Meeting Process and Procedures

Single subject time limit

Rule 40. That discussion at a particular Council meeting on a single subject be limited to no more than one (1) hour or until each Councilor who wishes to speak is given an opportunity to do so.

Filing of reconsideration

Rule 41. A motion to reconsider an item may be made at any time within forty-eight (48) hours after an item has been decided provided that the motion to reconsider has been accepted by two thirds (2/3) of the members of the City Council. However, no more than one (1) motion for reconsideration of any vote shall be entertained. In the computation of the forty-eight (48) hours, Saturday and Sunday shall be excluded.

Replacing considered items

Rule 42. An item once duly considered and voted, if found in the negative, or if reconsidered, shall not be placed before the City Council within ninety (90) days of the last action taken by the City Council.

Expenditure roll call requirements

Rule 43. All final votes of the City Council on questions involving the expenditure of Five Hundred Dollars (\$500.00) or more, or upon the request of any member, shall be by roll call and the yeas and nays shall be entered on the records.

Solicitor reports within 60 days

Rule 44. That all matters referred to the City Solicitor and the Law Department be reported back to the City Council within sixty (60) days.

Items not on calendar require 2/3 vote

Rule 45. An item not on the calendar of a regular or special meeting shall not be considered nor acted upon unless two thirds (2/3) of all the members of the Council consent thereto.

**Suspension
of rules
require 2/3
vote**

Rule 46. None of the foregoing rules and orders shall be suspended at any meeting unless two thirds (2/3) of all the members of the Council consent thereto.

**No
smoking**

Rule 47. Smoking shall not be allowed at meetings of the City Council or at Committee Meetings of the City Council. The City Manager shall designate areas appropriate for smoking in all City of Worcester public buildings.

**Appearance
of nominees**

Rule 48. That prior to confirmation of appointments by the City Manager that those individuals nominated must first appear prior to or at the time of confirmation.

**Regarding
debate**

Rule 49. When a question is under debate the chair shall receive no motion, but

To adjourn

To recess

To leave to withdraw a motion

To lay on the table

For the previous question

To postpone to a certain day

To refer

To place on file

To amend

To postpone indefinitely

which several motions shall have precedence in the above order. A motion to adjourn shall be in order at any time, except upon immediate repetition, and that motion, the motion to lay on the table, the motion to take from the table, and the motion for a previous question shall be decided without debate.

Citizen Participation

**Hearing
citizens and
employees**

Rule 50. Consistent with the City's Charter, at any meeting of the City Council, the citizens and employees of the City shall have a reasonable opportunity to be heard regarding any matter presently under consideration by the City Council.

It will be the responsibility of the chair, as guided by the rules established by the City Council, to determine citizen participation.

Referral of petitions

Rule 51. All petitions filed, by a citizen, with the City Council, shall automatically be referred without debate to the proper committee, board, commission, department of the City Manager for investigation, recommendation or disposition except for questions of clarification, amendment or opposition by members of the City Council. The City Clerk, in the preparation of the City Council agenda, shall note the recommended action on the agenda.

60 day effort to hear requests

Whenever possible, the body or individual to whom the petition was referred will make every reasonable effort to complete its work on the petition within sixty (60) days.

To avoid moot referrals

Rule 52. In those instances where the referral of a petition shall, by its referral, cause to render the petition moot or cause a negative response to the petition or for any petition which cannot be referred as outlined in Rule 50, the City Council shall allow only the primary petitioner the opportunity to address the City Council. It shall be the duty of the chair to determine such instances subject to the challenge of the City Council. Consistent with other Council rules the time for that presentation shall not exceed five (5) minutes. Once a citizen has been given the opportunity to address the City Council, members of the Council will be allowed to speak guided by the rules of the Council governing Council participation.

Hearing citizens at final disposition

Rule 53. On any matter being considered for final disposition by the City Council, any citizen shall have the opportunity to address the City Council consistent with other Council rules. The time for that presentation shall not exceed five (5) minutes. When speaking, a citizen shall address all his or her remarks to the chair. He or she shall be requested to state his or her full name and residential address prior to addressing the issue under consideration.

Limiting debate

Rule 54. On all matters appearing on either the City Council or City Manager’s calendar that will be referred to a committee, board, commission, department or the City Manager for investigation, recommendations or dispositions and which will, at some other time, appear on the City Council or City Manager’s calendar for final disposition, debate will be limited to members of the City Council, the City Manager or department heads.

Hearing citizens in finance committee

Rule 55. On any matter being considered by the Finance Committee any citizen shall have an opportunity to address the City Council. Consistent with other Council rules that time shall not exceed five (5) minutes.

Representing another as an agent

Rule 56. Any individual, except attorneys at law, appearing before the City Council at a public hearing and claiming to represent another as agent or otherwise in the matter being heard shall file with the City Council a written authorization signed by the individual, organization or corporation whose interests such individual represents. Said individual will be given the opportunity to address the City Council consistent with the rules established in this section.

Admittance within rail

Rule 57. No person will be admitted within the rail in the City Council Chamber at any meeting of the City Council, except upon permission of the Mayor.

Additional Rules of the City Council

Amendment to rules

Rule 58. No action is to be taken on any proposed amendment to the rules until the next regular meeting after the amendment has been proposed. None of the foregoing rules or orders shall be amended or repealed unless two-thirds (2/3) of all the members of the Council consent thereto.

Referral to “Robert’s Rules of Order”

Rule 59. For all questions of parliamentary practices or order not specifically provided for in Rules of the City Council, the Council shall be governed by “Robert’s Rules of Order”.

Votes Required

Rule 60. The following votes shall be required for passage:

Approval of budget

a. For approval of budget-majority vote - 6 votes. G.L.c 44, section 32, WHR Charter Art. 5, section 5-2 (b).

Intra-departmental

b. For intra-departmental (within the same department) transfer of funds - upon recommendation of City Manager and majority vote – 6 votes. G.L.c.44, section 33B, WHR Charter Art. 5, section 5-4.

Inter-department

c. For inter-departmental (from one department to another) transfer of funds - upon recommendation of City Manager and 2/3 vote (8) votes plus assent of departmental head from whose department funds are being transferred. G.L.c.44, section 33B, WHR Charter Art. 5, section 5-4.

For straight appropriation

d. For transfer of one appropriation to another but not between departments is a straight appropriation of money and requires a recommendation of City Manager and a majority vote - 6 votes. G.L.c.44, section 33B, WHR Charter Art.5, section 5-4.

Approval of loan orders

e. For approval of Loan Orders whether within or outside of the Debt Limit - 2/3 vote 8 votes. G.L.c.44, sections 7 and 8. Except debts for temporary loans outside the debt limit - majority vote - 6 votes. G.L.c.44, section 8.

Approval of appropriation

f. For approval of appropriations for purchase or taking of land or any other interest therein, 2/3 vote - 8 votes. G.L.c.40, section 14, WHR Charter Art. 5, section 5-6.

Acceptance of statute

g. For acceptance of statute, a majority vote - 6 votes, G.L.c.4, section 4, WHR Charter Art. 2, section 2-6 (b). Unless otherwise provided in the statute G.L.c.4, section 4.

Adoption of an ordinance

h. For adoption of an ordinance - majority vote - 6 votes. WHR Charter Art. 2, section 2-6 (b). Emergency preamble requires 2/3 votes. WHR Art. 2, section 2-9 (a).

Decreeing of a public street

i. For decreeing of a public street - majority vote - 6 votes. WHR Charter Art. 2, section 2-6 (b). But such orders usually carry an appropriation for such taking under G.L. c.40, section 14 and therefore paragraph f, above applies.

Construction order

j. For construction order, streets, sewer etc. - majority vote – 6 votes. WHR Charter Art. 2, section 2-6 (b).

Original zoning ordinance

k. For passage of original zoning ordinance or change of zoning ordinance - 2/3 vote - 8 votes. G.L.c. 40A, section 5. WHR Charter Art. 2, section 2-6 (b).

If written protest, stating the reasons, is filed with the City Clerk prior to final action by the Council and is duly signed by owners of at least 20% of the area of the land proposed to be included in the change or of the area of land immediately adjacent extending 300 feet therefrom, then 3/4 of the entire Council - 9 votes are required. G.L.c. 40A, section 5. WHR Charter Art.2, section 2-6 (b).

Increase of pension

l. For increase of pension under G.L.c.32, section 90A - 2/3 vote – 8 votes. G.L.c.32, section 90A. WHR Charter Art. 2, section 2-6 (b).

Increase of salary and wage

m. For increase in salary or wage - 2/3 vote - 8 votes. G.L.c.44, section 33A. WHR Charter Art. 2, section 2-6 (b).

To add a street to the official map

n. To add a street to the Official Map, 2/3 vote - 8 votes, unless Planning Board after hearing, has approved, then majority vote - 6 votes. G.L.c.41, section 81F. WHR Charter Art. 2, section 2-6 (b).

Personal privilege

o. Worcester Home Rule Charter, Section 2-9 Ordinances and Other Measures, (b) Measures. On the first occasion that the question of adopting any measure is put to the City Council, except an emergency measure as defined in section 2-9(a), if a single member objects to the taking of a vote, the vote shall be postponed until the next regular or special meeting of the City Council. If when the matter is taken up for a vote, four (4) or more members object to the taking of the vote, the matter shall be further postponed for not less than an additional five (5) days. This procedure shall not be used more than once for any measure notwithstanding any amendment made to the original measure.

Required vote to advertise

p. Any motion to advertise shall not be deemed to have been approved unless such motion shall have received the same number of votes as is required to ordain the proposed Ordinance or Order.

Considering monetary amounts

q. On all matters before the City Council in which numbers or monetary amounts are to be considered, if more than one (1) number is to be considered, that the highest number be put first. All other motions concerning numbers shall be considered in descending order.

Public Library Trustee

Rule 61. The City Clerk shall cause to be notified the appropriate media and community outreach groups regarding the timing and availability of openings on the Library Board of Trustees. As part of this notification the Clerk shall use the same mailing list as utilized by the Citizens Advisory.

All applications and resumes shall be filed with the City Clerk. They shall be forwarded to the City Council by the City Clerk no later than two (2) weeks prior to the scheduled vote of the City Council. No applications or resumes shall be accepted after that date.

**Process
for
election
as
Public
Library
Trustee**

Rule 62. The Clerk shall present to the City Council a list of all applicants for a position as trustee of the Public Library prior to the Council meeting in accordance with other rules established herein.

Rule 63. Unless otherwise voted by the City Council, a vote to elect trustees to the Public Library, shall be taken on the first regular Council meeting in December. In the case of a vacancy, the Council shall establish a date for such a vote no later than sixty (60) days after the Clerk has been notified of the vacancy.

Rule 64. At the time of the voting, the City Clerk shall call the roll of the City Council with each member indicating his or her preference for each available position. The person receiving the most votes elected, also receiving more than a majority of the full City Council, shall be elected to the position.

If sufficient votes are not received to fill a position, subsequent ballots will be taken. For all subsequent ballots, the list of eligible candidates will be reduced to twice the number of positions available to be filled for all subsequent balloting. Those placed on said list shall have received the most votes on the previous ballot.

WORCESTER HOME RULE CHARTER
ARTICLE ONE

INCORPORATION: SHORT TITLE

POWERS: DEFINITIONS

Section 1-1 Incorporation.

The inhabitants of the city of Worcester within the territorial limits established by law, shall continue to be a municipal corporation, a body corporate and politic, under the name "city of Worcester".

Section 1-2 Short Title.

This instrument shall be known and may be cited as the Worcester home rule charter.

Section 1-3 Distribution of Powers.

The administration of the fiscal, prudential and municipal affairs of the city of Worcester, with the government thereof, shall be vested in an executive branch headed by a city manager, and a legislative branch to consist of a city council.

Section 1-4 Powers of the City.

Subject only to express limitations on the exercise of any power or function by a municipal government in the constitution or general laws of the commonwealth, it is the intention and the purpose of the voters of Worcester through the adoption of this charter to secure for themselves and their government all of the powers it is possible to secure as fully and as completely as though each such power was specifically and individually enumerated herein.

Section 1-5 Construction.

The powers of the city of Worcester under this charter are to be construed liberally to its benefit and the reference to any particular power herein shall not be construed to limit the general powers of the city as stated in section 1-4.

Section 1-6 Intergovernmental Relations.

Subject only to the express limitations in the constitution or general laws of the commonwealth, the city of Worcester may exercise any of its powers or perform any of its functions, and may participate in the financing thereof, jointly or in cooperation, by contract or otherwise, with the commonwealth or any agency or political subdivision thereof, or with the United States government or any agency thereof.

Section 1-7 Definitions.

The following words and phrases as used in this charter shall, unless the context requires otherwise, have the following meanings.

(a) Charter - The word "charter" shall mean this charter and any amendment to it hereafter adopted.

(b) City - The word "city" shall mean the city of Worcester.

(c) City Agency - The words "city agency" shall mean any multiple member body, department, division or office of the city.

(d) City Bulletin Board - The words "city bulletin board" shall mean the bulletin board in city hall on which the city clerk posts official notices of meetings and upon which other official city notices are posted. It shall also mean any other bulletin boards as may be designated "city bulletin boards" by the city council.

(e) City Officer - The words "city officer" when used without further qualification shall mean a public officer as defined by law, and shall also mean a person having charge of an office or department of the city who in the exercise of his/her powers or duties exercises some portion of the sovereign power of the city.

(f) Emergency - The word "emergency" shall mean a sudden, unexpected, unforeseen happening, occurrence or condition necessitating immediate action or response.

(g) Full Council, Full Multiple Member Body - The words "full council" or "full multiple member body" shall mean the entire authorized complement of the city council, school committee or other multiple member body notwithstanding any vacancy which might exist.

(h) general laws - The words "general laws" (all lower case letters) shall mean laws enacted by the

general court which apply alike to all cities and towns, to all cities, to all towns, or to a class of two or more cities and towns of which Worcester is a member.

(i) General Laws - The words "General Laws" (initial letter of each word in upper case letters) shall mean the General Laws of the Commonwealth of Massachusetts, a codification and revision of statutes enacted on December 22, 1920, and including all amendments thereto subsequently adopted.

(j) Initiative Measure - The words "initiative measure" shall mean a measure proposed by the voters through the initiative process provided under article seven of this charter.

(k) Local Newspaper - The words "local newspaper" shall mean a newspaper of general circulation within the City, with either a weekly or daily circulation.

(l) Majority Vote - Unless otherwise specifically provided within this charter or by law, ordinance or the rules adopted by a multiple member body, the words "majority vote" shall mean a majority of those members present and voting of a multiple member body, provided a quorum is present.

(m) Measure - The word "measure" shall mean any ordinance, order, resolution, or other vote or proceeding adopted, or which might be adopted by the city council or the school committee.

(o) Multiple Member Body - The words "multiple member body" shall mean any board, commission, committee, sub-committee or other body consisting of two or more members whether elected, appointed, or otherwise constituted but not including the city council or the school committee.

(p) Referendum measure - The words "referendum measure" shall mean a measure adopted by the city council or by the school committee which is protested in accordance with the referendum procedures provided under article seven of this charter.

(q) Voters - The word "voters" shall mean registered voters of the city of Worcester.

ARTICLE TWO

CITY COUNCIL

Section 2-1 Composition, Term of Office, Legislative Powers

(a) Composition - There shall be a city council of eleven members which shall exercise the legislative powers of the city.

Six of these members, to be known as councillors at-large, shall be nominated and elected by and from the voters at large. Five of these members, to be known as district councillors, shall be nominated and elected by and from the voters of each district; one such district councillor to be elected from each of the five council districts into which the city is divided in accordance with section 7-6 of this charter.

(b) Term of Office - City councillors shall be elected for terms of two years each, beginning on the first secular day of January in the year following their election and shall serve until their successors are qualified.

(c) Eligibility - Any voter shall be eligible to hold the office of councillor at-large; provided, however, that he/she shall have resided in the city for a period of at least one year. A district councillor shall at the time of his/her election be a voter of the district from which he/she is elected and shall have resided therein for a period of at least one year. If any such district councillor shall, during the term for which he/she was elected, remove to another district in the city, or be so removed by a revision of district lines, such councillor may continue to serve for the balance of the term for which he/she was elected.

(d) Legislative Powers - The city council shall have and shall exercise all the legislative powers of the city, except as such powers are reserved by this charter to the school committee or to the qualified voters of the city.

Section 2-2 Organization, Mayor

(a) Organization - The city council, elected as aforesaid, shall meet on the first secular day of January, following the regular municipal election, and the members of the city council shall severally make oath, before the city clerk or a justice of the peace, to perform faithfully the duties of their respective offices, except that any member-elect not present shall so make oath at the first regular meeting of the city council thereafter which he/she attends. The organization of the city council shall take place as aforesaid, notwithstanding the

absence, death, refusal to serve or non-election of one or more of the members; provided, that a majority of all the members elected to the city council are present and have qualified. For the purposes of organization, the city clerk shall be temporary chair until the mayor or vice-chair has qualified.

(b) Selection of the Mayor and Vice-chair - All candidates nominated in the preliminary election for the office of councillor at large in accordance with section 7-4, shall appear on the ballot as candidates for councillor at large in the regular municipal election and shall also be listed on a separate portion of the ballot as candidates for the office of mayor. The candidate elected to the office of councillor at large and receiving the highest number of votes for the office of mayor shall be mayor. The candidate elected to the office of councillor at large and receiving the next highest number of votes for the office of mayor shall be vice-chair of the city council.

A candidate duly nominated and seeking election solely for the office of councillor at large may withdraw his/her name from nomination to the office of mayor in accordance with the procedures set forth in section 7-4(e) but shall not be replaced by the candidate with the next highest number of votes in the preliminary election.

(c) Powers and Duties of the Mayor - The mayor shall be recognized as the official head of the city for all ceremonial purposes and shall be recognized by the courts for the purpose of serving civil process and by the governor for military purposes. He/she shall be chair of the city council.

The mayor shall have no power of veto but shall have the same powers as any other member of the city council to vote upon all measures coming before it. He/she shall perform such duties consistent with his/her office as may be provided by this charter, by ordinance, or by majority vote of the city council.

The mayor shall serve as chair of the school committee. He/she shall have no power of veto but shall have the same powers as any other member of the school committee to vote upon all measures coming before it.

The mayor shall have no power of appointment except those powers specifically granted to the mayor in this charter and except as to the appointment of the secretaries, stenographers, clerks, telephone operators, and messengers connected with his/her office whose appointment shall not be subject to the civil service laws. The mayor may remove said appointees without a hearing and without making a statement as to the cause of their removal.

(d) Council Vice-Chair - During the absence or disability of the mayor, or during the time such office is vacant, the vice-chair shall perform the duties of the mayor.

(e) Vacancies in the Office of Mayor or Vice-Chair - If the office of mayor or vice-chair become vacant, the vacancy shall be filled by the councillor-at-large receiving the next highest number of votes for mayor at the preceding regular municipal election, provided such person remains eligible and willing to serve. The board of election commissioners shall certify such candidate to the office of mayor or vice-chair to serve for the balance of the then unexpired term. If there be no candidate eligible and willing to serve to fill a vacancy in the office of mayor or vice-chair, the city council shall, by majority vote, elect one of its members to fill such office for the unexpired term. No vacancy in the office of mayor or vice-chair shall be filled so long as there is any vacancy in the council.

Section 2-3 Prohibitions.

Neither the city council nor any of its committees or members shall direct or request the appointment of any person to, or his/her removal from, office by the city manager or any of his/her subordinates, or in any manner take part in the appointment or removal of officers and employees in that portion of the service of the city for whose administration the city manager is responsible. Except for the purpose of inquiry and as otherwise provided in section 2-8 of this charter, the city council and its members shall deal with that portion of the service of the city as aforesaid solely through the city manager and neither the city council nor any member thereof shall give orders to any subordinate of the city manager either publicly or privately.

Any member of the city council who violates, or participates in the violation of, any provision of this section shall be punished by a fine of not more than five hundred dollars, and upon final conviction thereof his/her office in the city council shall thereby be vacated.

Section 2-4 Salaries.

The mayor and the members of the city council shall receive for their services such salary as the city council shall by ordinance determine, and they shall receive no other compensation from the city. No increase or reduction in the salaries of mayor or city councillor shall take effect during the year in which such increase or reduction is voted, and no change in such salaries shall be made between the election of a new council and the qualification of the new council.

Section 2-5 General Powers.

Except as otherwise provided by general law or by this charter, all powers of the city shall be vested in the city council which shall provide for their exercise and for the performance of all duties and obligations imposed upon the city by law.

Section 2-6 Exercise of Powers; Quorum; Rules.

(a) Exercise of Powers - Except as otherwise provided by general law or by this charter, the legislative powers of the city council may be exercised as provided by ordinance or rule adopted by it.

(b) Quorum - The presence of six members shall constitute a quorum for the transaction of business, but a smaller number may meet and adjourn from time to time. Except as otherwise provided by general law or by this charter, the affirmative vote of six members shall be required to adopt any measure. A majority vote of those members present, however, shall be sufficient to adjourn any meeting of the city council.

(c) Rules of Procedure - The city council shall from time to time establish rules for its proceedings which shall be made available to the public and the press. Such rules shall include and be subject to the following.

(i) Regular and special meetings shall be held at a time and place fixed by ordinance.

(ii) The mayor or the vice-chair of the city council, or any five members thereof, may at any time call a special meeting by causing written notice, stating the time and place of such meeting and signed by the councillor(s) calling the same, to be delivered in hand to each member of the city council, or left at his/her usual dwelling place, at least twelve hours before the time of such meeting.

Except in the case of an emergency, notice of such special meeting, in accordance with chapter thirty-nine, section twenty-three B of the General Laws, shall be posted on the city bulletin board at least forty-eight hours in advance of the time set for such special meeting.

(iii) Subject to the requirements of section twenty-three B of chapter thirty-nine of the General Laws, meetings of the city council may also be held at any time when all the members of the city council are present and consent thereto.

(iv) Except when meeting in executive session as authorized by section twenty-three B of chapter thirty-nine of the General Laws, all meetings of the city council shall be open to the press and to the public.

(v) At any meeting of the city council, the citizens and employees of the city shall have a reasonable opportunity to be heard regarding any matter presently under consideration by the council.

(vi) Every matter coming before the city council for action shall be put to a vote, the result of which shall be duly recorded. All final votes of the city council on questions involving the expenditure of five hundred dollars or more, or upon the request of any member, shall be by roll call and the yeas and nays shall be entered on the record. A full, accurate and up to date journal of the proceedings of the city council shall be kept by the city clerk and shall be open to the inspection of the public, with reasonable promptness following each meeting.

(d) The mayor, if present, shall preside at the city council meetings and may vote. In the absence of the mayor, the vice-chair of the city council shall preside and, in the absence of both, a temporary chair shall be chosen, who shall serve during the absence of both the mayor and vice-chair.

Section 2-7 Access to Information.

The city council may, at any time, request from the city manager, specific information on any municipal matter within its jurisdiction, and may request him/her to be present to answer written questions relating thereto at a meeting to be held not earlier than one week from the date of receipt by the city manager of said questions. The city manager, shall personally, or through the head of a department or a member of a board, attend such meeting and publicly answer all such questions. The person so attending shall not be obliged to answer questions relating to any other matter. The city manager, may attend and address the city council in person or through the head of a department or a member of a board, upon any subject and at any time.

Section 2-8 Officers Elected by the Council.

(a) City Clerk - The city council shall, by majority vote, elect a city clerk to hold office for two years or for such other term as provided by general or special law, and until his/her successor is qualified. The city clerk shall have such powers and perform such duties as the city council may require, in addition to such duties as may be prescribed by law. He/she shall be, ex-officio, clerk of the city council, and shall keep records of its proceedings; but in case of his/her absence or disability or of a vacancy in the office, the city council shall elect a temporary city clerk, who shall be sworn to the faithful discharge of his/her duties and shall act as clerk of the city council until the city clerk resumes his/her duties or a new city clerk is qualified.

(b) City Auditor - The city council shall, by majority vote, elect a city auditor to hold office for two years or for such other term as provided by general or special law, and until his/her successor is qualified. He/she shall keep and have charge of the accounts of the city and, from time to time, shall audit the books and accounts of all departments, commissions, boards and offices of the city, and shall have such other powers and perform such other duties as the city council may prescribe, in addition to such duties as may be prescribed by law. In the event of the absence or disability of the city auditor or of a vacancy in the office, the city council shall elect a temporary city auditor, who shall be sworn to the faithful discharge of his/her

duties and shall act as city auditor until the city auditor resumes his/her duties or a new city auditor is qualified.

* (c) Citizen Complaints Officer - The city council shall, by majority vote, elect a citizen complaints officer to hold office for two years and until his/her successor is qualified. The citizen complaints officer shall be responsible for processing citizen complaints and inquiries that are directed or referred to him/her. He/she shall investigate and analyze data on all citizen complaints received by him/her and shall regularly submit reports as directed by the city council. In the performance of his/her duties, he/she shall confer with and receive the cooperation of the city manager and the department heads and executive officers of the city agencies.

In the event of the absence or disability of the citizen complaints officer or of a vacancy in the office, the city council shall elect a temporary citizen complaints officer, who shall be sworn to the faithful discharge of his/her duties and shall act as citizen complaints officer until the citizen complaints officer resumes his/her duties or a new citizen complaints officer is qualified. .

* Section 2-8(c) repealed by the citizens of Worcester, see

Addendum.

Section 2-9 Ordinances and Other Measures.

(a) Emergency Ordinances - No ordinance shall be passed finally on the date it is introduced, except in cases of special emergency involving the health or safety of the people or their property.

No ordinance shall be regarded as an emergency ordinance unless the emergency is defined and declared in a preamble to such ordinance, separately voted upon, and receiving the affirmative vote of eight members of the city council.

No ordinance making a grant, renewal or extension, whatever its kind or nature, of any franchise or special privilege of any kind or nature, shall be passed as an emergency measure, and except as provided in sections seventy and seventy-one of chapter one hundred and sixty four and in chapter one hundred and sixty-six of the General Laws, no such grant, renewal or extension shall be made otherwise than by ordinance.

(b) Measures, In General - Excepting only proposed ordinances, appropriation orders and loan authorizations, the city council may pass any other measure through all of its stages at any one meeting, provided that no member of the city council shall object; but, if any single member objects, a vote on the measure shall be postponed to the next meeting of the city council.

On the first occasion that the question of adopting any measure is put to the city council, except an emergency measure as defined in section 2-9(a), if a single member objects to the taking of a vote, the vote shall be postponed until the next regular or special meeting of the city council. If when the matter is next taken up for a vote, four or more members object to the taking of the vote, the matter shall be further postponed for not less than an additional five days. This procedure shall not be used more than once for any measure, notwithstanding any amendment made to the original measure.

(c) Publication - Every proposed ordinance, or loan order, except emergency ordinances as provided in section 2-9(a) and revenue loan orders, shall be published once in full in at least one local newspaper, and in any additional manner as may be provided by ordinance, at least ten days before its final passage. After final passage, the ordinance as amended and completed, shall again be published once in the aforesaid manner; provided that if any ordinance or proposed ordinance, or codification thereof, shall exceed in length eight octavo pages of ordinary book print, then there shall be no requirement to advertise as aforesaid if the same is published by the city council in a municipal bulletin or printed pamphlet, but otherwise in conformity with said provisions, except for zoning ordinances or amendments thereto, a summary of which shall be published at least two times in a local newspaper. The publication of such zoning summaries shall include a statement indicating where copies of the ordinance may be examined and obtained and a statement that claims of invalidity by reason of any defect in the procedure of adoption may only be made within ninety days after the posting or the second publication.

Emergency ordinances shall take effect on the date of their passage and shall be published at the earliest practicable moment.

Section 2-10 Filling of Vacancies

(a) Councillors-at-large - If a vacancy shall occur in the office of councillor-at-large, the vacancy shall be filled in

descending order of votes received by the candidate for the office of councillor-at-large at the preceding regular municipal election who received the largest number of votes for the office of councillor-at-large without being elected, provided such person remains eligible and willing to serve. The board of election commissioners shall certify such candidate to the office of councillor-at-large to serve for the balance of the then unexpired term.

(b) District Councillor - If a vacancy shall occur in the office of district councillor it shall be filled in the same manner as provided in section 2-10(a) for the office of councillor-at-large, except that the list shall be of the candidates for the office of district councillor in the district in which the vacancy occurs, provided however, if there be no candidate on such list who remains eligible and willing to serve, the vacancy shall be filled at a special election called by the city council to be held within ninety days after the city council is notified by the board of election commissioners that the vacancy cannot be filled as aforesaid.

ARTICLE THREE

CITY MANAGER

Section 3-1 Appointment, Term of Office, Qualifications.

(a) Appointment - The city council shall appoint a city manager who shall be sworn to the faithful performance of his/her duties and who shall be the chief administrative and executive officer of the city responsible for the administration of all city agencies whether established before the adoption of this charter or thereafter, except that of the city clerk, city auditor, * citizen complaints officer, or any official appointed by the governor or any body elected by the voters of the city.

(b) Term - The city council shall enter into an employment agreement with the city manager for a term not to exceed five years; the city manager may, however, serve consecutive successive terms. The terms of the employment agreement shall be consistent with the provisions of this charter.

(c) Qualifications - The city manager shall be appointed on the basis of his/her administrative and executive qualifications only and need not be a resident of the city or commonwealth when appointed; provided, however, that he/she shall become a resident of the city within six months after his/her appointment. No person, age seventy years or over, shall be eligible to serve as city manager.

* Section 2-8(c) repealed by the citizens of Worcester, see Addendum.

No member of the city council shall during his/her term of office be chosen as city manager and no person who has within two years been elected to or served in any elective office in the city or in Worcester county shall be chosen as city manager.

Section 3-2 Power and Duties.

The city manager shall have and possess, and may exercise, all the power, rights and duties, other than legislative, commonly associated with municipal chief executive or administrative officers. The city manager shall be the chief administrative and executive officer of the city and shall be responsible to the city council for the proper administration of all city affairs properly entrusted to him/her by the city council or under this charter. The powers and duties of the city manager shall include, but shall not be limited to the following.

(1) To act as chief conservator of the peace within the city. He/she shall have all the authority and power conferred upon a city manager under section forty-two of chapter thirty-three of the General Laws.

(2) To supervise the administration of the affairs of the city.

(3) To ensure that, within the city, the general laws and the ordinances, resolutions, and regulations of the city council are faithfully executed.

(4) To make such recommendations to the city council concerning the affairs of the city as he/she may deem necessary and desirable.

(5) To make reports to the city council from time to time upon the affairs of the city.

(6) To keep the city council fully advised of the city's financial condition and its future needs.

(7) To prepare and submit to the city council budgets as required by general law and article five of this charter. He/she may require the submission by all city agencies under his/her jurisdiction of detailed estimates of the full amounts necessary to meet their expenses for the next fiscal year pursuant to section 31A of chapter 44 of the General Laws.

Section 3-3 Appointments and Removals.

(a) Department Heads, Officers, and Employees - Such officers and employees as the city council, with the advice of the city manager, shall determine are necessary for the proper administration of the city agencies for whose administration the city manager is responsible, shall be appointed and may be removed, by the city manager. The city manager shall report every appointment and removal made by him/her to the city council at the next meeting thereof following such appointment or removal. The city manager may authorize the head of a city agency, for whose administration he/she is responsible, to appoint and remove subordinates in such city agency. All appointments by or under the authority of the city manager, if subject to chapter thirty-one of the General Laws and the rules and regulations made under authority thereof, shall be made in accordance therewith, and all other appointments as aforesaid shall be on the basis of executive and

administrative ability and training and experience in the work to be performed.

(b) Boards and Commissions - Every board and commission of the city shall be classified as executive, regulatory, or advisory by the city manager subject to approval, by majority vote, of the city council. Classification of boards and commissions shall be made in accordance with these definitions: boards and commissions classified as executive shall be those which set policy for a city department and/or act in the

nature of city departments such as the airport commission, the board of trustees of the city hospital and the board of health; boards and commissions classified as regulatory shall be those which are administrative and/or adjudicatory in nature establishing policy in specific areas and/or applying laws and ordinances such as the conservation commission, the licensing commission and the zoning board of appeals; boards and commissions classified as advisory shall be those which provide information and advice to the city agencies, the city manager, the city council, or the school committee, such as the advisory committee on the status of women and the city manager's youth council.

(i) Appointment - Members of all boards and commissions classified as executive and regulatory shall be appointed by the city manager. Confirmation by the city council shall not be required for said appointments. Appointments to all boards and commissions classified as advisory shall be subject to confirmation, by majority vote, of the city council. The city manager shall follow open, fair and equitable procedures in making appointments to all boards and commissions in the city. The city manager shall not make or seek confirmation from the city council on any such appointments until he/she has received the list of names from the citizen advisory council in accordance with section

3-4. The city manager shall not be limited to those names submitted by the citizens advisory council in making appointments to boards or commissions.

(ii) Term - Members of boards and commissions shall serve such terms of office as are provided in this charter, or by general law or ordinance; provided, however, that no member shall serve more than two consecutive full terms or a maximum of ten consecutive years on the same board and commission.

(iii) Restrictions - Membership on boards and commissions classified as regulatory or advisory, consisting of five or fewer persons shall be restricted so that no more than one member shall reside in any one district; on boards and commissions consisting of six to ten persons, no more than two members shall reside in any one district; and on boards and commissions consisting of more than ten members, no more than three members shall reside in any one district. As used herein, a district shall be one of the five districts created for the election of city councillors, in accordance with section 7-6 of this charter.

(iv) Eligibility - To be eligible for membership on a board or commission classified as regulatory or advisory, an individual must reside within the district from which he/she is appointed for a period of at least one year immediately prior to appointment.

The residence of a member of a board or commission shall be determined at the time of his/her most recent such appointment. If a member of a board or commission classified as regulatory or removed by a revision of district lines, such member may continue

to serve for the balance of the term for which he/she was appointed. Ex-officio members of any board or commission, for the purpose of appointment under this section, shall be deemed to be resident of no district.

Section 3-4 Citizen Advisory Council.

To assist the city manager in making appointments to boards and commissions in accordance with the preceding section, a citizen advisory council shall be established as follows.

(a) Composition, Appointment -

The citizen advisory council shall consist of eleven members, appointed by the city manager, subject to confirmation, by majority vote of the city council.

(b) Term -

Each such member shall serve a term of three years and shall be restricted to serving two consecutive full terms.

(c) Restrictions -

Membership on the citizen advisory council shall be restricted so as to ensure that a minimum of two members thereof reside in each district. As used herein, a district shall be one of the five districts created for the election of city councillors in accordance with section 7-6 of this charter.

(d) Duties and Responsibilities -

The citizen advisory council shall be responsible for publicizing vacancies on boards and commissions, recruiting nominees for any such vacancy, and advising the city manager of candidates for appointment to

boards and commissions.

The citizen advisory council shall submit two or more names to the city manager for every vacant position. Any such candidates submitted shall meet the requirements for appointment to boards and commissions contained in section 3-3. The citizen advisory council shall make every effort to seek applicants from underrepresented groups in the city and shall give equal consideration to applicants from all segments of the community in submitting names to the city manager for appointment.

Section 3-5 Regulations.

Officers and employees of the city appointed by, or under the authority of, the city manager shall perform the duties required of them by the city manager, under general regulations of the city council. Any violation of this section shall constitute sufficient grounds for removal of any such officer or employee.

Section 3-6 Compensation.

The city manager shall receive such compensation as the city council shall fix by ordinance.

Section 3-7 Evaluation.

The city council shall annually, in open session except as provided by section twenty-three B of chapter thirty-nine of the General Laws, conduct a general review and evaluation of the professional competence and job performance of the city manager.

Section 3-8 Removal.

Before the city manager may be removed prior to the end of the contract term, if he/she so demands, he/she shall be given a written statement of the reasons alleged for his/her removal and shall have the right to be heard publicly thereon at a meeting of the city council prior to the final vote on the question of his/her removal, but pending and during such hearing the city council may suspend him/her from office. The action of the city council in suspending or removing the city manager shall be final, it being the intention of this provision to vest all authority and fix all responsibility for such suspension or removal in the city council.

Section 3-9 Acting City Manager.

(a) Temporary absence - The city manager shall, by letter filed with the city clerk, designate a qualified city officer or administrative employee to exercise the power and perform the duties of his/her office during his/her temporary absence. During the first fifteen business days of a temporary absence of the city manager, the city council may revoke such designation by two-thirds vote of the full council and may designate another qualified city officer or administrative employee to serve as a temporary city manager. After the expiration of fifteen business days, the city council may, by majority vote, designate an acting city manager to serve until the city manager shall return and resume his/her duties.

(b) Acting city manager - In the event of the suspension of the city manager or a vacancy in said office, the city council shall designate a qualified city officer or administrative employee to serve as acting city manager until the city manager is reinstated or a new city manager is appointed.

ARTICLE FOUR

SCHOOL COMMITTEE

Section 4-1 Composition, Term of Office and Powers.

(a) Composition - The school committee shall consist of the mayor, who shall chair the committee and six members elected at-large.

(b) Term of Office - School committee members shall be elected for terms of two years each, beginning on the first secular day of January in the year following their election and shall serve until their successors are qualified.

(c) Eligibility - Any voter shall be eligible to hold the office of school committee member, provided, however, that he/she shall have resided within the City for one year immediately prior to the election.

(d) Powers and Duties - The school committee shall have all the powers which are conferred on school committees by general law and such additional powers and duties as may be provided by the charter, by ordinance, or otherwise. Its powers and duties shall include, but shall not be limited to the following.

(1) To take general charge of all the public schools in the city, including the evening schools and evening high schools, and all special programs conducted by the school department.

(2) To appoint a superintendent of the schools who shall be charged with the day to day administration of the school system, subject to policy directives adopted by the school committee. The school committee may award a contract to the superintendent of schools for a term not to exceed six years, in accordance with section forty-one of chapter seventy-one of the General Laws.

(3) To appoint all other officers and employees connected with the schools, define their duties, fix their compensation, makes rules concerning their tenure of office, and to suspend or remove them at pleasure, subject to any applicable provision of the general law.

(4) To make all reasonable rules and regulations consistent with general law, for the management of the school department.

(5) To take control of all school buildings and grounds connected therewith. No site for a school building shall be acquired by the city unless the approval of the site by the school committee is first obtained. No plans for the construction of or alterations, with the exception of ordinary repairs, in a school building shall be accepted, and no such work shall be commenced on the construction or alteration of a school building unless the approval of the school committee and the city manager shall have first been obtained.

(6) To provide, when necessary, for temporary accommodation for school purposes.

The school committee shall furnish all school buildings with proper fixtures, furniture and equipment and shall provide ordinary maintenance of all school buildings and grounds.

Section 4-2 Organization - Mayor, Vice-Chair.

(a) Organization - The school committee shall organize on the first secular day of January, in accordance with the procedures set forth for the organization of the city council in section 2-2.

(b) Chair - The mayor shall serve as chair of the school committee and shall have the same power to vote on every matter coming before the school committee, as any other member.

(c) Vice Chair - Once the school committee shall have organized and at that meeting, the committee shall elect one of its members, by majority vote of all the members elected, to serve as vice-chair. The vice-chair shall preside at all meetings of the committee at which the mayor is not present.

Section 4-3 Conflict of Interest.

Except as otherwise authorized by law, no member of the school committee shall, while a member thereof, hold any other office or position in the school department, the salary or compensation for which is payable out of the city treasury.

Section 4-4 Salaries.

The members of the school committee, other than the mayor, shall receive as compensation for their services a salary equal to fifty percent of the salary established for members of the city council in accordance with section 2-4 of this charter.

Section 4-5 Meetings of the School Committee.

(a) Rules of Procedure - The school committee shall from time to time establish rules for its proceedings which shall include and be subject to the following.

(i) All meetings of the school committee shall be open to the press and to the public, except as otherwise provided by section twenty-three B of chapter thirty-nine of the General Laws.

(ii) The vote on any particular measure shall be by roll call when requested by any member and the yeas and nays shall be so recorded.

Section 4-6 Vacancies.

If a vacancy shall occur amongst the six at-large members of the school committee, said vacancy shall be filled in the same manner as provided in section 2-10(a) for the filling of vacancies in the office of councillor-at-large, from among the candidates for election to the office of school committee at the preceding regular municipal election.

ARTICLE FIVE

FINANCIAL PROCEDURES

Section 5-1 Submission of Budget.

Within the period prescribed by general law, the city manager shall submit to the city council an annual budget which shall be a statement of the amounts recommended by him/her for proposed expenditures of the city for the next fiscal year. The annual budget shall be classified and designated so as to show separately with respect to each city agency or undertaking for which an appropriation is recommended as follows.

(1) Ordinary maintenance, which shall also include debt and interest charges matured and maturing during the next fiscal year, and shall be subdivided as follows.

(a) Salaries and wages of officers, officials and employees other than laborers or persons performing the duties of laborers; and

(b) Ordinary maintenance not included under (a); and

(2) Proposed expenditures for other than ordinary maintenance, including additional equipment, the estimated cost of which exceeds one thousand dollars.

The foregoing shall not prevent the city, upon recommendation of the city manager and with approval, by majority vote, of the city council, from adopting additional classifications and designations.

Section 5-2 Action on the Budget.

(a) Public Hearing - The city council may, and upon written request of at least ten registered voters shall, give notice of a public hearing to be held on the annual budget, prior to final action thereon, but not less than seven days after publication of such notice in a local newspaper. At the time and place so advertised, or at any time or place to which such public hearing may from time to time be adjourned, the city council shall hold a public hearing on the annual budget as submitted by the city manager, at which all interested persons shall be given an opportunity to be heard for or against the proposed expenditures or any item thereof.

(b) Adoption - The city council may, by majority vote, make appropriations for the purposes recommended and may reduce or reject any amount recommended in the annual budget, but except on recommendation of the city manager, shall not increase any amount in or the total of the annual budget, nor add thereto any amount for a purpose not included therein, except as provided in section thirty-three of chapter forty-four of the General Laws. Except as otherwise permitted by law or by this charter, all amounts appropriated by the city council, as provided in this section, shall be for the purposes specified. In setting up an appropriation order or orders based on the annual budget, the city council shall use, so far as possible, the same classifications required for the annual budget. If the city council fails to take action with respect to any amount recommended in the annual budget, either by approving, reducing or rejecting the same, within forty-five days after its receipt of the budget, such amount shall, without any action by the city council, become a part of the appropriations for the year, and shall be available for the purposes specified.

If the city manager shall fail to submit the annual budget to the city council within the period prescribed by general law, the city council shall within thirty days upon its own initiative prepare the annual budget, as far as apt. Within fifteen days after such preparation of the annual budget, the city council shall proceed to act by voting thereon and all amounts so voted shall thereupon be valid appropriations for the purposes stated therein to the same extent as though based upon a city manager's annual budget, but subject, however, such requirements, if any, as may be imposed by law. If the city council fails to take action with respect to any amount recommended in the annual budget, either by approving, reducing, or rejecting the same, within fifteen days after such preparation, such amount shall, without further action by the city council, become a part of the appropriations for the year, and be available for the purposes specified.

Section 5-3 Supplementary Budgets, Other Appropriations.

Nothing in this section shall prevent the city council, acting upon the written recommendation of the city manager, from voting appropriations, not in excess of the amount so recommended, either prior or

subsequent to the passage of the annual budget.

In case of the failure of the city manager to transmit to the city council a written recommendation for an appropriation for any purpose not included in the annual budget, which is deemed necessary by the city council, after having been so requested by majority vote thereof, the city council, after the expiration of seven days from such vote, upon its own initiative may make such appropriation by a vote of at least two thirds of its members, and shall in all cases clearly specify the amount to be expended for each particular purpose, but no appropriation may be voted hereunder so as to fix specific salaries of employees under the direction of boards elected by the people, other than the city council.

Section 5-4 Transfer of Appropriations.

On recommendation of the city manager, the city council may, by majority vote, transfer any amount appropriated for the use of any department to another appropriation to the same department, but no transfer shall be made of any amount appropriated for the use of any department to the appropriation for any other department except by a two-thirds vote of the city council on recommendation of the city manager and with the written approval of the amount of such transfer by the department having control of the appropriation from which the transfer is proposed to be made. No approval other than that expressly provided herein shall be required for any transfer under the provisions of this section.

Section 5-5 Capital Outlay Program.

(a) Submission - The city manager shall prepare and submit to the city council a five year capital outlay program at least three months prior to the final date for submission of a proposed annual operating budget.

(b) Contents - The capital outlay program shall include:

(1) A clear general summary of its contents.

(2) A listing of all capital expenditures proposed to be made during the five fiscal years next ensuing, with appropriate financial and other details concerning each such expenditure.

(3) Cost estimates, proposed methods of financing, and a time schedule for each such expenditure.

(4) The estimated annual cost of operating or maintaining any facilities to be acquired or constructed.

The above information shall be revised and extended, annually, The foregoing shall not prevent the city, upon recommendation of the city manager and with the approval, by majority vote, of the city council, from adopting additional classifications.

Section 5-6 Purchase or Taking of Land for Municipal and Other

Purposes.

At the request of any department, and with the approval of the city manager and the city council, the city council may, in the name of the city, purchase, or take by eminent domain under chapter seventy-nine of the General Laws, any land within the city limits for any municipal purpose, and without the request of any department, but with like approval, the city council may, in the name of the city, purchase or take by eminent domain under said chapter seventy-nine, any land within the City limits for the purpose of conveying the same, with or without consideration, to the commonwealth for the use of a regional community college. Whenever the price proposed to be paid for land for any municipal purpose is more than twenty-five percent higher than its average assessed valuation during the previous three years, the land shall not be purchased but shall be taken as aforesaid. No land shall be taken or purchased until an appropriation by loan or otherwise for the general purpose for which land is needed has been made by the city council by a two-thirds vote of all its members; nor shall a price be paid in excess of the appropriation, unless a larger sum is awarded by a court of competent jurisdiction. All proceedings in the taking of land shall be under the advice of the law department of the city.

Section 5-7 City Manager to Approve Certain Contracts; Surety Bonds, etc.

All contracts made by any city agency where the amount involved is two thousand dollars or more shall be in writing, and no such contract shall be deemed to have been made or executed until the approval of the city manager and also of the officer or the head of the department or of the chair of the board, as the case may be, making the contract is affixed thereto. Any contract made as aforesaid may be required to be accompanied by a bond with sureties satisfactory to the board or official having the matter in charge, or by a

deposit of money, certified check or other security for the faithful performance thereof, and such bonds or other securities shall be deposited with the city treasurer until the contract has been carried out in all respects; and no such contract shall be altered except by a written agreement of the contractor, the sureties on his/her bond, if any, and the officer, department or board, as the case may be, making the contract, with the approval of the city manager, affixed thereto. Any cash deposit or check payable to the city received as security for performance under this section may be deposited by said treasurer in any bank or trust company under a separate account to be known as a performance deposit account.

The provisions of this section shall be deemed to have been complied with on all purchases made under the provisions of sections twenty-two A and twenty-two B of chapter seven of the General Laws when one municipality acting on behalf of other municipalities complies with the provisions of this section, or when purchases are made from a vendor holding a contract with the commonwealth for the item or items being purchased.

ARTICLE SIX

CITY AGENCIES

Section 6-1 Reorganization of City Agencies.

(a) Submission - The city manager may from time to time prepare and submit to the city council reorganization plans which may, subject to applicable provisions of the general laws and this charter, reorganize, consolidate or abolish any city agency, in whole or in part, or establish new city agencies, as he/she deems necessary or expedient. Any such reorganization plan shall be accompanied by an explanatory message when submitted.

(b) City Council Action - Every such reorganization plan shall upon receipt by the city clerk be referred to an appropriate committee of the city council which shall, not more than thirty days later, hold a public hearing on the matter and shall, within ten days following such hearing, report either that it approves or that it disapproves of the plan. A reorganization plan shall become effective ninety days after the date it is

received by the city council unless the city council has prior to that date voted to disapprove the reorganization plan, or unless a later effective date is specified in the plan. A reorganization plan presented by the city manager to the city council under this section shall not be amended by it, but shall either be approved or rejected as submitted.

(c) Publication - A current record of any reorganization plan adopted under this article shall be kept on file in the office of the city clerk and copies of all such plans shall be included as an appendix in any publication of the ordinances of the city.

ARTICLE SEVEN

NOMINATIONS, ELECTIONS, INITIATIVE, AND REFERENDUM

Section 7-1 Board of Election Commissioners.

(a) Composition - The board of election commissioners shall consist of five members, of whom two shall always represent each one of the two leading political parties, as defined in section one of chapter fifty of the General Laws; and one person who shall not represent either of said political parties. One member shall reside in each of the five districts created for the election of city councillors in accordance with section 7-6 of this charter.

(b) Appointment, Term of Office - The city manager, subject to approval, by majority vote of the city council, shall appoint the members of the board of election commissioners in accordance with paragraph (a). Appointment of the two members representing the two leading political parties shall be made from a list to be submitted by the city committee of the political party from the members of which the position is to be filled, containing the names of three enrolled members of such party resident in the city and meeting the requirements of paragraph (a), selected by a majority vote at a duly called meeting, at which a quorum is present of such committee; and every member of said board shall serve until the expiration of his/her term and until his/her successor has qualified; provided, however, that if the chair of the city committee has not submitted such list to the city manager within forty-five days after notification to said chair by certified mail, the city manager shall make such appointment without reference to said list. Such appointments shall be for a term of four years

beginning April first, except that any appointment to fill a vacancy shall be for the unexpired term and shall be filled in the same manner as aforesaid.

(c) Organization - The board shall organize annually in the month of April by the choice of a chair and a secretary. Where the members are unable to agree upon a chair and a secretary, such officers shall be designated by the city manager. The secretary shall keep a full and accurate record of the proceedings of the board and shall perform such other duties as the board may require.

(d) Power and duties - All the powers, rights, privileges, liabilities and duties relating to caucuses, primaries and elections, by law vested in and imposed upon mayors, city managers, boards of alderman, selectman, city or town clerks and board of registrars of voters, except the power and duty of giving notice of elections and fixing the days and hours of holding the same, shall be vested in and performed by the board of election commissioners.

The board shall have such other powers and duties as provided under section sixteen A of chapter fifty-one of the General Laws, or otherwise prescribed to said board by general law.

The board may recommend such assistant commissioners and such assistants as it deems necessary; the two leading political parties shall be equally represented with respect to said appointments. Said assistant commissioners shall have such powers and perform such duties as the board may require. Persons appointed to serve temporarily as assistant commissioners or as temporary assistant commissioners, shall not be subject to chapter thirty-one.

(e) Compensation - The members of the board of election commissioners shall receive such compensation for their services as the city manager and city council may determine.

Section 7-2 City Elections: General: Preliminary.

The regular municipal election shall be held on the first Tuesday following the first Monday in November in each odd numbered year.

The City manager and city council may fix the date of the preliminary election and may fix the time for filing nomination papers and for certification of the names thereon. Any action taken by the city manager and

city council fixing any date as authorized by this section shall be taken not later than the sixtieth day prior to the date otherwise provided by general or special law, and if not so fixed, general or special law shall otherwise apply thereto.

Notice of such action shall be published in one or more local newspapers, if any, or posted in at least five public places, including the city bulletin board, within the city.

Section 7-3 Non-Partisan Elections.

All elections for city offices shall be non-partisan and election ballots shall be printed without any party mark, emblem, or other designation whatsoever.

Section 7-4 Preliminary Elections.

(a) Statement and Petition of Candidate for Nomination - There shall not be printed on the official ballot for use at such preliminary election the name of any candidate for nomination at such election, unless he/she shall have filed, within the time period required, with the board of election commissioners a statement in writing of his/her candidacy, and with it a petition signed by the voters as required by paragraph (c); said statement and petition shall be in substantially the following form.

Statement of Candidate

Form of Statement - I (), on oath declare that I reside at (number if any) on (name of street) in the city of Worcester; that I am a voter therein, qualified to vote for a candidate for the office of (name of office) for (state the term) to be voted for at the preliminary election to be held on Tuesday, the day of , nineteen hundred and , and I request that my name be printed as such candidate on the official ballot for use at said preliminary election.

(signed)

Commonwealth of Massachusetts

ss.

Subscribed and sworn to on this day of ,
nineteen hundred and , before me.

(signed)

Justice of the Peace or

(Notary Public)

Petition Accompanying Statement of Candidate

Form of Petition - Whereas (name of candidate) is a candidate for nomination for the office of (state the office) for (state the term), we, the undersigned, voters of the city of Worcester, duly qualified to vote for a candidate for said office, do hereby request that the name of said (name of candidate) as a candidate for nomination for said office be printed on the official ballot to be used at the preliminary election to be held on the Tuesday of _____, nineteen hundred and _____. We further state that we believe him/her to be of good moral character and qualified to perform the duties of the office.

No acceptance by the candidate for nomination named in the said petition shall be necessary to its validity or its filing, and the petition, which may be on one or more papers, need not be sworn to.

(b) Signature Requirements - The number of required signatures of voters to appear on the petition accompanying the statement of a candidate for election to the office of councillor at-large or school committee member shall be not less than three hundred. The number of certified signatures of voters from the district from which nomination is sought, required to appear on the petition accompanying the statement of a candidate for election to the office of district councillor, shall be not less than one hundred.

(c) List of Candidates, Official Ballots - On the first day, other than Sunday or a legal holiday, following the expiration of the time for filing the above described statement and petition, the board of election commissioners shall post on the city bulletin board, the names and residences of the candidates for nomination who have duly qualified as candidates for nomination, as they are to appear on the official ballots to be used at the preliminary election, except as to the order of the names. The board of election commissioners shall cause

the ballots which shall contain said names, in their order as drawn by said commissioners, and no others, with a designation of residence, and of the office and term of service, to be printed, and the ballots so printed shall be official and no others shall be used at the preliminary election.

Blank spaces shall be left at the end of each list of candidates for nomination for the different offices equal to the number to be nominated therefor, in which the voter may insert the name of any person not printed on the ballot for whom he/she desires to vote for nomination for such office. There shall be printed on said ballots such directions as will aid the voter, as, for example: "vote for one", "vote for two" and the like, and the ballots shall be headed as follows.

Official Preliminary Ballot

Candidates for nomination for the offices of ()

in the City of , at a preliminary election to be held on the day of in the year nineteen hundred and
(The heading shall be varied in accordance with the offices for which nominations are to be made).

(d) Election Results - The board of election commissioners shall, immediately upon closing of the polls at preliminary elections, count the ballots and ascertain the number of votes cast in the several voting places for each candidate, canvass said returns, and shall forthwith determine the result thereof, insert the same in one or more local newspapers and post the same on the city bulletin board.

(e) Determination of Candidates - The two persons receiving at a preliminary election the highest number of votes for nomination for each office shall be the sole candidates for that office whose names shall be printed on the official ballots to be used at the regular municipal election at which such office is to be voted upon, and no acceptance of a nomination shall be necessary to its validity; provided, however, that a person nominated at a preliminary election may withdraw his/her name from nomination by a request signed and duly acknowledge by him/her and filed with the election commission within five business days succeeding five o'clock in the afternoon of the day of holding such preliminary election. Such nominee shall be replaced by the candidate with the next highest number of votes in said preliminary, unless otherwise provided herein.

(f) Condition Making Preliminary Unnecessary - If at the expiration of time for filing statements of candidates to be voted upon at any preliminary election not more than twice as many such statements have been filed with the board of election commissioners for an office as candidates are to be elected to such office, the candidates whose statements have been filed with the board of election commissioners shall be deemed to have been nominated to such office, and their names shall be voted upon for such office at the succeeding regular or special election, and the board of election commissioners shall not print said names on the ballot to be used at such preliminary election and no other nomination to such office shall be made. If in consequence it shall appear that no names are to be printed upon the official ballot to be used in any particular district or districts of the City, no preliminary election shall be held in such district or districts.

Section 7-5 Ballot Position, Incumbents.

The names of all candidates shall appear on the official ballot in the order in which they are drawn by lot. Each such drawing shall be conducted by the board of election commissioners. Each candidate or his/her duly authorized representative shall have an opportunity to be present at such drawing. After the name of each candidate for office who is an elected incumbent thereof, shall be added the words "candidate for re-election".

Section 7-6 Districts.

(a) Number, Requirements - The board of election commissioners shall divide the city into five districts for the purpose of electing district councillors under Article 2 of this charter. Each such district shall be compact and shall contain, as nearly as may be, an equal number of inhabitants, shall be composed of contiguous existing precincts, and shall be drawn with a view toward preserving the integrity of existing neighborhoods.

(b) Revision of District Lines - The city clerk shall immediately provide notice to the board of election commissioners of the results of each state census and division of the city into wards and precincts as required under chapter fifty-four of the General Laws. The board of election commissioners shall review the districts for conformance with the requirements of paragraph (a) and shall redraw said districts, if necessary, after public

hearing, within sixty days of receiving notice from the city clerk. Revision of district lines and new wards and precincts shall take effect simultaneously.

Section 7-7 Application of State General Laws.

Except as expressly provided in this charter and authorized by law, all city elections shall be governed by the general laws relating to the right to vote, the registration of voters, the nomination of candidates, the conduct of preliminary, general, and special elections, the submission of charters, charter amendments and other propositions to the voters, the counting of votes, the recounting of votes, and the determination of results.

Section 7-8 Initiative Petitions to Council or School Committee.

A petition conforming to the requirements hereinafter provided and requesting the city council to pass a measure, except an order granted under section seventy or seventy-one of chapter one hundred and sixty-four or chapter one hundred and sixty-six of the General Laws, or requesting the school committee to pass a measure, therein set forth or designated, shall be termed an initiative petition and shall be acted upon as hereinafter provided.

(a) Requirements, Commencement - The city council or school committee shall take action in accordance with paragraph (b), on any initiative petition filed in accordance with the requirements as set forth in this paragraph.

(1) Signatures - Initiative petitions shall contain signatures of voters equal to at least fifteen percent of the total number of voters in the city.

Signatures to initiative petitions need not all be on one paper. All such papers pertaining to any one measure shall be fastened together and shall be filed in the office of the city clerk as one instrument, with the endorsement thereon of the names and addresses of three persons designated as filing the same. Accompanying each signature to the petition shall be stated the place of residence of the signer, giving the street and number, if any.

(2) Certification - Within five days after the filing of a petition, the board of election commissioners shall ascertain by what number of voters the petition is signed and what percentage that number is of the total number of voters, and shall attach thereto their certificate showing the results of such examination.

When such certificate has been so transmitted, a petition shall be deemed to be valid unless written objections are made thereto by a voter within forty-eight hours after such certification by filing such objections with the city council or the school committee, and a copy thereof with the board of election commissioners.

A copy of the objections so filed shall forthwith be transmitted to the state ballot law commission which shall hold a public hearing on such objections, shall render a decision on the matter referred to it within fourteen days after the objections were filed and transmit a copy of its decision to the city council or the school committee.

(b) Action by City Council or School Committee if Initiative Petition is Fully Signed; Referendum - If any initiative petition, meeting the requirements of paragraph (a) is filed, the city council or school committee shall, within twenty days after the date of the certificate of the board of election commissioners to that effect:

1. Pass said measure without alteration, subject to the referendum vote provided by this charter; or

2. The city council shall call a special election to be held on a Tuesday fixed by it, not less than thirty nor more than forty-five days after the date of the certificate hereinbefore mentioned, and shall submit the proposed measure without alteration to the voters at that election; provided, that if any city election is otherwise to occur within ninety days after the date of said certificate, the city council may, at its discretion, omit calling the special election and submit the proposed measure to the voters at such approaching election.

(c) Proceedings if Petition Not Fully Signed - If an initiative petition is signed by voters equal in number to at least eight percent but less than fifteen percent of the total number of voters, and said measure is not passed without alteration, within twenty days by the city council or the school committee as provided in the preceding paragraph, such proposed measure without alteration, shall be submitted by the city council to the voters at the next regular municipal election.

(d) Question on the ballot - The ballots used when voting upon a proposed measure, or a measure or part thereof protested against hereunder, shall state the nature of the measure in terms sufficient to show the substance thereof.

(e) Passage, Date of Effect - A proposed measure or a measure or part thereof protested against hereunder, shall become effective if it shall be approved by the voters equal in number to one third of the total number of voters and also by a majority of the voters voting on such measure, but not otherwise.

Section 7-9 Citizen Referendum Procedures.

(a) Petition, Effect on Final Vote - If, within twenty days after the final passage of any measure, except a revenue loan order, by the city council or by the school committee, a petition signed by the voters, equal in number to at least twelve percent of the total number of voters, and addressed to the city council or to the school committee, as the case may be, protesting against such measure or any part thereof taking effect, is filed with the city clerk, the same shall thereupon and thereby be suspended from taking effect; and the city council or the school committee, as the case may be, shall immediately reconsider such measure or part thereof; and if such measure or part thereof is not entirely rescinded, the city council shall submit the same, by the method herein provided, to the voters either at the next regular city election, or at a special election which may, in the city council's discretion, be called for that purpose, and such measure or part thereof shall forthwith become null and void unless a majority of the voters voting on the same at such election, vote in favor thereof.

(b) Certain Initiative Provisions to Apply - The petition described in this section shall be termed a referendum petition and section 7-8, with the exception of the last paragraph 7-8 (a) (2), shall apply to the procedure in respect thereto, except that the words "measure or part thereof protested against" shall, for this purpose, be understood to replace "measure" in said section wherever it may occur, and "referendum" shall be understood to replace the word "initiative" in said section.

Section 7-10 Ineligible Measures.

None of the following shall be subject to the initiative or the referendum procedures: (1) proceedings relating to the internal organization or operation of the city council or the school committee; (2) an emergency measure adopted in conformity with the charter; (3) the city budget or the school committee budget as a whole; (4) revenue loan orders; (5) any appropriation for the payment of the city's debt or debt service; (6) an appropriation of funds to implement a collective bargaining agreement; (7) proceedings relative to the election, appointment, removal, discharge, employment, promotion, transfer, demotion, or other personnel action; (8) any proceedings repealing or rescinding a measure or part thereof which is protested by referendum procedures; and (9) any proceedings providing for the submission or referral of any measure to the voters at an election.

Section 7-11 Submission of Other Matters to Voters.

The city council may on its own motion, and shall, upon the request of the school committee, if a measure originates with that committee and pertains to the affairs under its administration, submit to the voters for adoption or rejection at a general or special city election any proposed measure, or a proposition for the repeal or amendment of any measure, in the same manner and with the same force and effect as are hereby provided for submission on petition.

Section 7-12 Conflicting Provisions.

If two or more proposed measures passed at the same election contain conflicting provisions, only the one receiving the greater number of affirmative votes shall take effect.

ARTICLE EIGHT

NEIGHBORHOOD AREA COUNCILS

Section 8-1 Purpose.

It is the purpose of this article to encourage citizen involvement in government at the neighborhood level by permitting limited self-government through the establishment of neighborhood area councils as legal

entities of the city government.

Section 8-2 Establishment of Neighborhood Council Areas.

The city council may establish one or more neighborhood area councils to provide advisory and self-help functions that the neighborhood area council is authorized to undertake.

Section 8-3 Petition to Establish Neighborhood Area Council.

(a) A petition may be submitted to the city council requesting the establishment of a neighborhood area council to advise the city council on neighborhood affairs and to act on its behalf when specifically authorized to do so by majority vote of the city council. Such petition must be signed by twenty percent of the voters residing in such area. The petition shall describe the territorial boundaries of the proposed neighborhood council area, shall specify the advisory and self-help functions to be provided, and shall indicate the size of the neighborhood area council.

(b) Upon receipt of the petition and certification of the signatures thereon by the board of election commissioners, the city council shall, within thirty days following receipt of such certification hold a public hearing on the question of whether or not the requested neighborhood area council should be established. The hearing may be adjourned from time to time but shall be completed within sixty days of its commencement.

(c) Within thirty days following the public hearing, the city council shall, by resolution, approve or disapprove the establishment of the requested neighborhood area council.

(d) A resolution approving the creation of the neighborhood area council may contain amendments or modifications of the boundaries of the neighborhood council area, functions or size of the neighborhood area council, as set forth in the petition.

Section 8-4 Boundary Changes of a Neighborhood Council Area.

Pursuant to a request from a neighborhood area council, accompanied by a petition signed by at least twenty percent of the voters residing in the area to be added or deleted, the city council may enlarge, diminish, or otherwise alter the boundaries of any existing neighborhood area council in accordance with the procedures set forth in section 8-3(b),(c), and (d).

Section 8-5 Criteria to Set Boundaries.

In establishing neighborhood boundaries and determining those functions to be undertaken by a neighborhood area council, the city council shall study and take into consideration, but shall not be limited to, the following criteria.

(1) The extent to which the area constitutes a neighborhood with common concerns and a capacity for local neighborhood initiative, leadership, and decision-making with respect to city government.

(2) City agency authority and resources which may appropriately be transferred or shared with the neighborhood council.

(3) Population density, distribution, and growth within a neighborhood area council to assure that its boundaries reflect the most effective territory for local participation and control.

(4) Citizen access to, control of, and participation in neighborhood area council activities and functions.

Section 8-6 Dissolution of a Neighborhood Area Council.

(a) The city council may, after a public hearing, dissolve a neighborhood area council on the initiative of the city council or pursuant to a petition signed by at least twenty percent of the voters living within the neighborhood area.

(b) The city council shall give notice, in a local newspaper of general circulation in that neighborhood area, of its intention to hold a public hearing on a proposed dissolution. Such notice shall be given not less than fourteen days before the date of the public hearing.

Section 8-7 Election of Neighborhood Area Council; Vacancies.

(a) A neighborhood area council shall consist of five to nine members. The term of office of each member shall be two years and he/she shall serve until his/her successor is qualified.

(b) Neighborhood area council members shall be elected at-large by and from voters residing in the neighborhood council area at the time of the election. The city council shall determine the time and manner of holding such elections. The district councillors who represent any portion of the area included in a

neighborhood council area shall serve, ex-officio and with no power to vote, as members of the neighborhood area council.

(c) The director of a neighborhood center, or his/her delegate, whose center is a duly organized non-profit corporation which provides human services in the neighborhood area, or a portion thereof, shall be a member of said neighborhood area council with full voting power.

(d) The city manager may appoint an additional ex-officio member, with voting power, if such appointment is needed to satisfy the city's commitment to open, fair and equitable practices in city government. Such appointment shall be subject to approval, by majority vote, of the city council.

(e) A vacancy on a neighborhood area council shall be filled by the candidate for neighborhood councillor on that neighborhood area council who received the largest number of votes for said office, without being elected, provided that such individual remains eligible and willing to serve. The board of election commissioners shall certify such candidate to the office of neighborhood area councillor for the then unexpired term. If there be no such candidate, the vacancy shall be filled by the neighborhood area council who shall elect, by majority vote, a voter to serve for the balance of the unexpired term.

Section 8-8 Neighborhood Area Council Powers and Functions.

A neighborhood area council may exercise any power and perform any functions within the neighborhood area expressly authorized by the city council, which may include but shall not be limited to:

(1) Advisory or delegated substantive authority, or both, with respect to such programs as community action, urban renewal, relocation, public housing, planning and zoning actions, other physical development programs, crime prevention and juvenile delinquency programs, health services, code inspection, recreation, education, and manpower training. Nothing contained herein shall be construed to authorize the city council to delegate to any neighborhood area council any substantive authority with regard to zoning or the operation of private non-profit neighborhood centers.

(2) Self-help projects, such as supplemental refuse collection, beautification, minor street and sidewalk repair, street fairs and festivals, cultural activities, recreation, and housing rehabilitation and sale.

(3) Acceptance of funds from public sources, but not including city, private sources, including public subscriptions; and expenditure of monies to meet overhead cost of neighborhood area council administration.

Section 8-9 Compensation; Meetings; By-Laws; Quorum.

(a) Members of a neighborhood area council shall receive no compensation but may receive reimbursement of actual and necessary travel and other expenses incurred in the performance of official duties.

(b) A neighborhood area council shall adopt rules providing for the conduct of its business and the selection of a presiding officer and other officers. Copies of all rules adopted by neighborhood area councils shall be made available to the public upon request.

(c) A majority of the voting members of a neighborhood area council shall constitute a quorum for the transaction of business. Each member entitled to vote shall have one vote.

Section 8-10 Annual Report.

Each neighborhood area council shall make an annual report of its activities to the city council which shall be made available to the public. It shall also hold an annual meeting in the neighborhood area at which it will report on its activities and make copies of said annual report available.

Section 8-11 Financial Records.

Each neighborhood area council shall maintain complete financial records which shall be subject to audit by the city.

Section 8-12 Relationship to City Manager.

The city manager shall, at the request of the neighborhood area council, assign a representative to attend the meetings of the neighborhood area council and act as liaison between the neighborhood area council and the city manager.

ARTICLE NINE

GENERAL PROVISIONS

Section 9-1 Charter Changes.

This charter may be revised or amended in accordance with the procedures made available under the constitution of the commonwealth or pursuant to any applicable provision of the general laws.

Section 9-2 Severability.

The provisions of this charter are severable. If any provision of this charter is held invalid, the other provisions shall not be affected thereby. If the application of this charter, or any of its provisions, to any person or circumstance is held invalid, the application of this charter and its provisions to other persons and circumstances shall not be affected thereby.

Section 9-3 Specific Provision to Prevail.

To the extent that any specific provision of this charter may conflict with any other provision expressed in general terms herein the specific provision shall prevail.

Section 9-4 Rules and Regulations.

A copy of all rules and regulations adopted by city agencies shall be placed on file in the office of the city clerk and shall be made available for review by any person who requests such information at any reasonable time. No rule or regulation adopted by any city agency shall become effective until five days following the date it is so filed.

Section 9-5 Number.

Words importing the singular number may extend and be applied to several persons or things; words importing the plural number may include the singular.

Section 9-6 Reference to General Laws.

All references to the General Laws contained in this charter refer to the General Laws of the commonwealth of Massachusetts and are intended to refer to and to include any amendments or revisions of such chapters or sections, or to the corresponding chapters and sections of any recodification, or revision of

such statutes enacted or adopted subsequent to the adoption of this charter.

Section 9-7 Certificate of Election or Appointment.

Every person who is elected, including those elected by the city council, or appointed to an office of the city shall receive a certificate of such election or appointment from the city clerk.

Except as otherwise provided by law, before performing any act under an appointment or election, all such persons shall take and subscribe to an oath of office and be sworn to the faithful performance of their duties.

ARTICLE TEN

TRANSITIONAL PROVISIONS

Section 10-1 Continuation of Existing Laws, etc.

All General Laws previously accepted by the City, special laws, ordinances, resolutions, orders, and rules and regulations of or pertaining to the city that are in force when this charter takes effect, and not specifically or by implication repealed herein, shall continue in full force and effect until amended or repealed, or rescinded by due course of law, or until they expire by their own limitations.

Section 10-2 Continuation of Government and Administration.

Until superseded under this charter, the organization of the city agencies and the powers and duties exercised by each such city agency, shall continue as established prior to the adoption of this charter.

Section 10-3 Transfer of Records and Property.

All records, property, and equipment whatsoever of any city agency, or part thereof, the powers and duties of which are assigned in whole or in part to another city agency pursuant to this charter, shall be transferred forthwith to such agency when such agency shall have been established hereunder.

Section 10-4 Continuation of Personnel.

Any person holding a city office or a position in the administrative service of the city, or any person holding full-time employment under the city, shall retain such office, position or employment, and shall

continue to perform the duties of such office, position or employment until provision shall have been made for the performance of those duties by another person or agency; provided, however, no person in the permanent full-time service of the city shall forfeit his/her pay grade, or time in service of the city. All such persons shall be retained in a capacity as similar to the capacity in which they were serving at the time this charter becomes effective, as is practicable.

Section 10-5 Effect on Obligations, Taxes, etc.

All official bonds, recognizances, obligations, contracts, and other instruments entered into or executed by or to the city before the effective date of this charter, and all taxes, special assessments, fines, penalties, forfeitures, incurred or imposed, due or owing to the city, shall be enforced and collected, and all writs, prosecutions, actions, and causes of action, except as otherwise provided herein, shall continue without abatement and remain unaffected by this charter; and no legal act done by or in favor of the city shall be rendered invalid by reason of the adoption of this charter.

Section 10-6 City Agencies Established by Special Law.

(a) Special Laws Retained - Nothing in this charter shall be construed so as to alter in any manner the provisions of certain special laws establishing and governing the operation of:

(1) Worcester City Hospital - In particular, the provisions of chapter two-hundred and sixty-six of the acts of nineteen hundred and fifty-three and chapter three-hundred and eighty-six of the acts of nineteen hundred and eighty-four.

(2) Civic Center Commission - In particular, the provisions of chapter two-hundred and sixteen of the acts of nineteen hundred and seventy-six.

(3) Off-Street Parking Board - In particular, the provisions of chapter three-hundred and sixty-five of the acts of nineteen hundred and fifty-five.

(4) Board of Trustees of the Grand Army of the Republic Memorial Hall - In particular, the provisions of chapter two-hundred and eighty-two of the acts of nineteen hundred and thirty.

Each of the aforesaid entities shall continue to operate under the provisions of law heretofore

applicable to it, and its relationship with the several city agencies, the city manager, and the city council shall be unaffected by the adoption of this charter.

(b) Special Laws Repealed - Certain city agencies previously established and governed by special law are hereby continued as city agencies subject to the provisions of article six of this charter for the purposes of organization and reorganization. These city agencies include the board of health and the commissioner of public health established by chapter one-hundred and eighty-one of the acts of nineteen hundred and fifty-three, the commissioner of public works established by chapter two-hundred and ten of the acts of nineteen hundred and thirty-nine, and the parks and recreation commission established by chapter two-hundred and four of the special acts of nineteen hundred and seventeen (but the powers contained in chapter one hundred and eighteen of the acts of nineteen hundred and seventy-five are specifically preserved). The special laws establishing these agencies are hereby repealed but the provisions of such special laws are retained and shall have the force of city ordinances which may be amended, revised, or repealed in accordance with the power to reorganize city agencies contained in article six of this charter.

Section 10-7 Effective Date of the Charter and Certain Provisions.

This charter shall become effective upon its approval by the voters pursuant to the procedures available under the constitution of the commonwealth or under the general laws, and in accordance with the following schedule.

(a) This charter, in its entirety, unless otherwise provided herein, shall take effect on January 1, 1987.

(b) Within ninety days of the adoption of this charter by the voters, each city committee of the two leading political parties shall submit the list required by section 7-1(b) to the city manager for the purpose of appointing the board of election commissioners. Said list shall comply with the requirements of section 7-1(a) except that the names may be selected from the city at large, giving consideration to the geographical distribution of the nominees within the city. Within sixty days of receipt of said list, the city manager shall appoint the board of election commissioners in accordance with section 7-1(b). In appointing this board of election commissioners, the city manager shall not be restricted by the district residency requirements

contained in

section 7-1(a), but shall give consideration to the geographical distribution of the members within the city.

Once the board of election commissioners shall have organized, the city clerk shall send an official notice informing said board of the results of the most recent state census and division of the city by the city council into wards and precincts as required under section one of chapter fifty-four of the General Laws. Within one hundred and twenty days following receipt of such notice, the board of election commissioners shall, after public hearing, divide the city into five districts for the purpose of electing district councillors under Article 2 of this charter. Each such district shall be compact and shall contain, as nearly as may be, an equal number of inhabitants, shall be composed of contiguous existing precincts, and shall be drawn with a view toward preserving the integrity of existing neighborhoods.

Section 10-8 Home Rule Petition.

Immediately following the election at which this charter is adopted, the city clerk shall transmit to the members of the general court who represent the city, a certificate stating that the voters have approved of the filing of the following petition to enact a special law.

AN ACT EXEMPTING CERTAIN POSITIONS IN THE CITY OF
WORCESTER FROM THE PROVISIONS OF THE CIVIL SERVICE LAW.

Be it enacted by the Senate and House of Representatives in the General Court assembled, and by the authority of the same as follows.

Section 1. Notwithstanding any provision of law to the contrary, the positions of city treasurer and city clerk in the city of Worcester shall be exempt from the provisions of chapter thirty-one of the General Laws.

Section 2. The provisions of section one shall not impair the civil service status of any incumbent holding permanent status in said positions on the effective date of this act.

ADDENDUM

Pursuant to the vote at the election held on November 3, 1987 the citizens of Worcester voted the following charter amendment eliminating the Citizen Complaints Officer.

QUESTION

" Shall this City approve the charter amendment proposed by the City Council summarized below?

The proposed charter amendment eliminates the position of Citizen Complaints Officer by deleting section 2-8(c) of the Worcester Home Rule Charter which provides that the City Council shall appoint a Citizen Complaints Officer to process citizen complaints and inquiries."

Votes Cast Yes: 15641 No: 12663

INDEX

Affirmative Action Advisory Committee	8
Airport Commission.....	8
Auditorium Trustees.....	8
Bancroft Scholarship Trustees	8
Cable Television Advisory Committee.....	9
Citizens Advisory Council	9
City Council	1
City Officers.....	3
Civic Center Commission	9
Conservation Commission	10
Cultural Commission	10
Dwellings	22
Early Scholarship Committee	10
Elder Affairs Commission.....	11
Election Commission	11
GAR Hall Trustees.....	11
Health Board	11
Historical Commission.....	12

Hope Cemetery Commission	12
Human Rights Commission	12
Incorporation	22
Industrial Development Finance Authority.....	12
Lake Quinsigamond Commission.....	12
License Commission	13
Lincoln Square Trustees.....	14
Mayors.....	17
Off Street Parking Board.....	13
Park/Playground Statistics	30
Parks Commission.....	13
Persons with Disabilities Advisory Committee	10
Planning Board.....	13
Population.....	33
Public Library Directors.....	13
Public Safety Statistics.....	28
Real Estate Tax.....	23
Registered Voters	26
Reservoirs.....	31
Retirement Board	14
Rules of the City Council.....	35

School Committee	1
School Enrollments	16
Sewer Statistics.....	32
Standing Committees	2
Status of Women Advisory Committee	14
Street Statistics	32
Trust Funds Commission	14
Upper Blackstone Water Pollution Abatement District.....	8
Valuations.....	22
Voter Turnout.....	26
Water Statistics.....	31
Worcester Home Rule Charter	52
Worcester Housing Authority	14
Worcester Redevelopment Authority.....	14
Zoning Board of Appeals	15