

COMMONWEALTH OF MASSACHUSETTS

CITY OF LOWELL

In City Council

ORDINANCE

An Ordinance amending *The Code of Ordinances* for the City of Lowell by removing the Recreation Division from the Department of Health and Human Services and placing the Recreation Division and its staff under the direction and control of the Department of Public Works. Other reorganizational amendments to various Departments, Divisions and positions follow.

The City Council by virtue of General Laws, Chapter 43, Section 5 has the right to reorganize the Departments of the City of Lowell; and

The voters of Massachusetts have adopted the Home Rule Amendment to the Constitution of Massachusetts (Amendment 89 of Article II of the Constitution of Massachusetts).

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOWELL, as follows:

I

Chapter 20, §20-60 of Article VIII of the City of Lowell Code of Ordinances (“the *Code*”) adopted by the City Council on December 23, 2008 (as amended) entitled Departments, is amended by removing the Recreation Division from the Department of Health and Human Services and placing the Recreation Division and its staff under the direction and control of the Department of Public Works. Pursuant to the Plan E form of government, the Recreation Division shall serve under the jurisdiction of the City Manager.

In order to reflect ongoing changes to organizational responsibilities and staff titles reflective of their functions, the City Manager, shall have the authority to modify staff titles and the Table of Organization in said Department. It is further understood that any future changes of staff titles and/or the Table of Organization shall not result in any added or deleted positions, without prior approval by Ordinance by the City Council.

II

Chapter 20, Article III is amended by transferring all positions in the Recreation Division, formerly in Department of the Health and Human Services to the Department of Public Works.

III

All paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase,

clause, sentence, paragraph or section of this Ordinance is found unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such finding(s) shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

IV

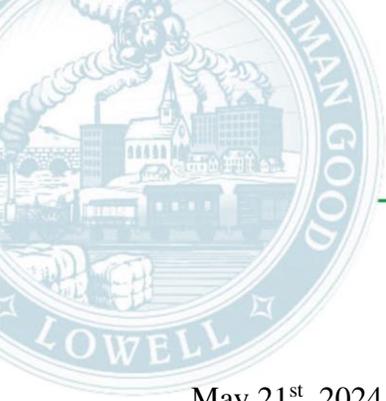
All provisions of the *Code* not inconsistent with this Ordinance shall continue in effect, but all inconsistent provisions are repealed.

V

This Ordinance shall take effect upon its passage in accordance with the provisions of Chapter 43 and 40A of the General Laws of the Commonwealth of Massachusetts.

APPROVED AS TO FORM:

Corey Williams
City Solicitor



Thomas A. Golden, Jr.
City Manager

May 21st, 2024

Mayor Daniel Rourke
And
Members of the Lowell City Council

Dear Mayor Rourke and Members of the Lowell City Council,

I am hereby requesting the council vote to amend Chapter 20 of the Code of Ordinances for three specific reasons. First is one of my administrations priorities with this budget is the reconfiguration of the Management Information Systems Department (“MIS”). The proposed ordinance allows for the reorganize of certain positions from other departments so they can be incorporated into MIS. The second amendment is one of this City Council’s top priorities in establishing a marketing department within the CASE department. This would allow for certain positions from other departments to come into this new Marketing department, it would also add an existing position as a department head. Lastly, the administration would like to propose putting the recreation department back into DPW and removing it from Health and Human Services. This last amendment stems from a City Council motion a couple of months ago to have the administration look into combining these divisions again.

The Law Department has prepared a Vote to authorize passage of this proposed ordinance Amendment. Please let me know if they’re any questions.

Sincerely,

Thomas A. Golden, Jr.
City Manager

CC: Conor Baldwin, Chief Financial Officer
Neil Osborne, HR Director