

COMMONWEALTH OF MASSACHUSETTS

CITY OF LOWELL

In City Council

ORDINANCE

An Ordinance amending The Code of Ordinances, City of Lowell, Massachusetts, with respect to Chapter 50, entitled “Officers and Employees” by placing the Elections Division and its staff under the direction and control of the City Clerk and placing the position of Municipal Hearing Officer under the responsibilities of the Assistant City Solicitor.

WHEREAS, 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

WHEREAS, 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).

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

The Code of Ordinances City of Lowell, Massachusetts, (“the Code”) adopted by the City Council on December 23, 2008 (as amended), is hereby further amended with respect to Chapter 50, entitled “Officers and Employees” as follows:

§50-4 City Clerk

C. The City Clerk shall take charge of the Elections Division and shall have general direction and supervision of all employees in the Elections Division.

§50-8 Assistant City Solicitor

D. Municipal Hearing Officer. One (1) Assistant City Solicitor shall be designated as the Municipal Hearing Officer for the City of Lowell and shall perform the duties of this position and such other duties as may be assigned to him by the City Solicitor.

All provisions of the Code of the City of Lowell, as amended, which are not inconsistent with this Ordinance shall continue in effect, but all provisions of said Code inconsistent herewith are repealed.

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

O:Reorganizations/Elections



Thomas A. Golden, Jr.
City Manager

Shawn Machado
Assistant City Manager

July 23, 2024

Mayor Daniel Rourke
And
Members of the Lowell City Council

Dear Mayor Rourke and Members of the Lowell City Council,

Enclosed with this letter, please find two ordinances containing the administration's recommendation to the City Council for the reorganization of the Elections Division. The proposed ordinance amendments will allow for the responsibilities of the Municipal Hearing Officer to be transferred from the Elections Director to the Assistant City Solicitor. Also under the proposed amendments, the salary of the Elections Director will be amended to reflect the current responsibilities and duties of the position. Lastly, the administration would like to propose placing the entire Elections Division under the supervision of the City Clerk and removing it from its current position in the Law Department.

The Law Department has prepared a vote to authorize the passage of these proposed ordinance amendments.

Please do not hesitate to let me know if there are any questions.

Sincerely,

Thomas A. Golden, Jr.
City Manager

CC: Corey Williams, City Solicitor
Michael Geary, City Clerk
Greg Papas, Director of Elections