

EXECUTIVE ORDER

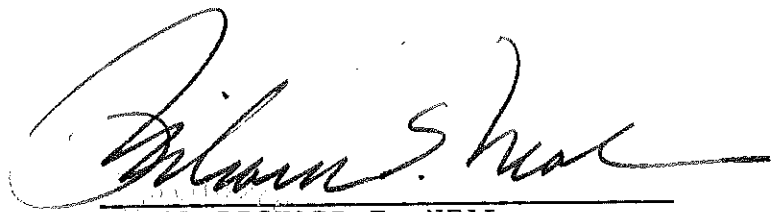
BY THE MAYOR OF THE CITY OF SPRINGFIELD

Arts Lottery Council

As you know, in 1979 under Massachusetts Chapter 790X the state created the Massachusetts Arts Lottery Council. Each city received the authority to create its own Arts Lottery Council with a minimum of 5 and a maximum of 22 members. The appointing authority for each Council rests with the local municipality and its chief executive officer.

Based on the advice of the Law Department, I am establishing the following rules of operation for Springfield's Arts Lottery Council.

1. The City Clerk should keep record of the members and their terms, as with other local Boards and Commissions. The City Clerk shall also swear in all members of the Council.
2. The Springfield Arts Lottery Council shall have 18 members, all of whom shall serve a term of 2 years. The terms shall be staggered with 1/2 the members' terms expiring in odd years and the remainder expiring in even years. No member can serve more than 6 consecutive years. All terms will begin on July 1 and end on June 30 two years hence.
3. Members of the Springfield Arts Lottery Council must be residents of the City.
4. The Commissioner of MOCA, or his/her designee shall sit on the Springfield Arts Lottery Council.



MAYOR RICHARD E. NEAL

DEPARTMENTAL AND INTER-DEPARTMENTAL CORRESPONDENCE

CITY OF SPRINGFIELD
MASSACHUSETTS

DATE: September 19, 1984

TO: Richard Egan

FROM: Alan C. Howard

DEPT: Law Department

DEPT: Mayor's Office

CC: William Foley
William Metzger ✓
MOCCASUBJ: Springfield Arts Lottery
Council

In 1979 under Chapter 790X, the Massachusetts Arts Lottery Council was created. Each city was instructed to create its own Arts Lottery Council with a minimum of 5 and a maximum of 22 members. Terms for members are 2 years, but no member can serve more than 6 consecutive years.

Springfield's Arts Lottery Council presently has 17 members. The members have staggered terms, with 11 whose term will expire in 1985 and the rest with terms that will expire in 1986.

Please answer three relevant questions:

1. Is there any legal problem with having staggered terms that include all 22 members? (11 odd year - 11 even year)

2. The month of appointment and expiration of term seems to be April, but I cannot get confirmation of this in writing. Is there a particular month in which terms should begin and end and is there a particular date in this month?

3. Should the City Clerk have records of the members and their terms? Should the Clerk swear in members?

Mayor Neal would like to begin re-appointing some present members and adding new members this month. Thank you for your assistance in this matter.

AH/jmb

TO: Alan C. Howard

FROM: William F. Poleri, Springfield Arts Lottery Council

RE: Memo GBS-17

CC: William Foley
William Metzger
Richard Egan

1. Is there any legal problem with having staggered terms that include all 22 members?

No. It is preferred to have staggered terms because it will give continuity to the work the Council has to do.

2. Is there a particular month in which terms should begin and end and is there a particular date in this month?

Although most of the appointments begin in April of 1983, it is recommended by the chairman that the appointment should begin after January 1 or July 1 so the new appointment does not fall in the middle of a funding cycle which falls on those respective dates.

The Springfield Council begins work on each cycle 4 months before that cycle begins. Since the review process is complicated and very thorough, it would not be fair for new members to fulfill his/her post in the middle of a new cycle.

3. Should the City Clerk have records of the members and their terms?
Should the Clerk swear in members?

The answer to this question is being considered by the Massachusetts Arts Lottery Council. We expect an answer in the near future.



William F. Poleri
Chairman
Springfield Arts Lottery Council