

City of Framingham



The City Council of Framingham

CITY OF FRAMINGHAM
CITY CLERK'S OFFICE

2021 FEB 19 11:41



ORDER NO. 2021-011
REQUEST OF ORDINANCE AND RULES SUBCOMMITTEE

UPON THE REQUEST OF THE ORDINANCE AND RULES SUBCOMMITTEE, THE CITY OF FRAMINGHAM, THROUGH THE FRAMINGHAM CITY COUNCIL, IT IS SO ORDERED:

That the City Council adopts the Ordinance for the Implementation of the Community Preservation Act as amended by the Ordinance and Rules Subcommittee and further amended by Councilor Long.

The full text of the Ordinance for the Implementation of the Community Preservation Act follows this Order.

FIRST READING

YEAS: Bryant, Cannon, Case, King, Leombruno, Ottaviani, Shepard, Stefanini, Steiner, Stewart-Morales
NAYS: None
ABSTAIN: Long
ABSENT: All members were present in person or via teleconferencing
PASSED IN COUNCIL: JANUARY 19, 2021

SECOND READING

YEAS: Bryant, Cannon, Case, King, Leombruno, Long, Ottaviani, Shepard, Stefanini, Steiner, Stewart-Morales
NAYS: None
ABSTAIN: None
ABSENT: All members were present in person or via teleconferencing
PASSED IN COUNCIL: FEBRUARY 2, 2021

A True Record, Attest:

City of Framingham
CITY OF FRAMINGHAM
CITY CLERK'S OFFICE

The City Council of Framingham

2021 FEB 19 A 11:42



2/4/2021

Date Approved

Lisa Ferguson

Lisa A. Ferguson, City Clerk
Emily Butler, Assistant City Clerk

Date Approved

~~Yvonne M. Spicer, Mayor~~

*See attached veto statement
2/19/2021
JMS*

VETO OVERRIDDEN ON MARCH 9, 2021 BY THE FRAMINGHAM CITY COUNCIL.

YEAS: CANNON, CASE, KING, LEOMBRUNO, LONG, OTTAVIANI, SHEPARD,
STEFANINI, STEINER, STEWART-MORALES
NAYS: BRYANT
ABSTAIN: NONE
ABSENT: ALL MEMBERS WERE PRESENT IN MEETING ROOM OR VIA TELECONFERENCING

PASSED IN COUNCIL: MARCH 9, 2021

3/12/2021

DATE APPROVED

Lisa Ferguson

LISA A. FERGUSON, CITY CLERK

City of Framingham

The City Council of Framingham



RECEIVED
MAY 12 2020 9:35

Ordinance for the implementation of the Community Preservation Act

Be it ordained by the Framingham Council, as follows:

SECTION 1.

Article I of the Framingham Ordinances is hereby amended by adding after “Community Development Committee” in section 2.4 the following:

Community Preservation Committee	Nine	Three Years	As defined in Article II, Section 32	3 in years one, two, and three
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SECTION 2.

Article II of the Framingham Ordinances is hereby amended by adding at the end thereof the following new section:

Section 32: Community Preservation Committee

32.1: Preamble

Framingham residents voted on November 3, 2020 to adopt the Massachusetts Community Preservation Act (“Act”), Chapter 267 of the Acts of 2000, codified as M.G.L. c. 44B, establishing a restricted Community Preservation Fund (“Fund”) to be used for open space protection and preservation, creation of outdoor recreation, historic preservation, and maintenance and development of affordable housing. The Act requires that the City of Framingham establish an independent Community Preservation Committee (“Committee”) to oversee and administer the Fund.

All Committee members shall be Framingham residents. , and the Committee’s composition shall reflect the demographic and geographic diversity of the City.

It shall be the policy of the Committee to administer the Fund to protect, preserve, maintain, and enhance the quality of life of Framingham residents in perpetuity, consistent with the purposes and strictures of the Act. Therefore, the Committee’s mission shall be to do the following:

- (1) seek projects that leverage additional public and private resources, where available, to maximize use of available Funds;

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- (2) solicit, evaluate, and recommend projects for funding through accessible, ethical, transparent, and fair processes; and
- (3) strive for receipt of applications and to recommend projects that representing the diverse geographic and demographic population of Framingham.

32.2: Establishment

32.2.1 The Framingham Community Preservation Committee is hereby established in accordance with the Act, consisting of nine (9) members. Members shall serve for staggered terms of three years, though initially, at establishment of the Committee, member terms shall be of varying lengths (one, two, or three years) as described below to ensure continuity in the Committee's administration of the Fund.

32.2.2 The composition of the Committee, the designating authority for Committee members, and initial terms of office shall be as follows:

- a. One member of the Planning Board (created by Section 81a of Chapter 41 and appointed by Mayor) as designated by the Board for an initial term of three years;
- b. One member of the Conservation Commission (created by Section 8C of Chapter 40 and appointed by Mayor) as designated by the Commission for an initial term of two years;
- c. One member of the Historical Commission (created by Section 8D of Chapter 40 and appointed by Mayor) as designated by the Commission for an initial term of one year;
- d. One member of the Parks and Recreation Commission (created by Section 2 of Chapter 45 and appointed by Mayor) as designated by the Commissioners for an initial term of one year;
- e. One member of the Housing Authority Board (created by Section 3 of Chapter 121B and appointed by Mayor and Governor) as designated by the Board for an initial term of two years;
- f. Four members designated by the Council for initial terms of one, three, two and three years, respectively.

32.2.3 All members shall be Framingham residents. The Council shall consider the designations by multiple-member bodies before making their designations to balance the demographic and geographic diversity of the entire Committee. The Council shall consider, to the extent practicable, the expertise and/or interest of applicants, as demonstrated by education, training and previous experience, in open space,