

**HOUSE . . . . . No. 4079**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Nicholas A. Boldyga and Paul W. Mark*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the office of town clerk and town treasurer in the town known as Southwick.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>7/24/2023</i>
<i>Paul W. Mark</i>	<i>Berkshire, Hampden, Franklin and Hampshire</i>	<i>8/23/2023</i>

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By Representative Boldyga of Southwick and Senator Mark, a joint petition (accompanied by bill, House, No. 4079) of Nicholas A. Boldyga and Paul W. Mark (by vote of the town) relative to the office of town clerk and town treasurer in the town of Southwick. Municipalities and Regional Government. [Local Approval Received.]

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
\_\_\_\_\_

An Act relative to the office of town clerk and town treasurer in the town known as Southwick.

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

1 SECTION 1. Chapter 331 of the acts of 1971 is hereby repealed.

2 SECTION 2. Notwithstanding any general or special law to the contrary, the office of  
3 town clerk for the town of Southwick shall be separate from the office of treasurer and from the  
4 office of the collector of taxes. The office of the town clerk shall be an appointive office. The  
5 town clerk shall perform all functions of the town clerk's office and shall continue to be an ex-  
6 officio member of the board of registrars in accordance with section 15 of chapter 51 of the  
7 General Laws. The town clerk shall be appointed by the select board for a term of 1, 2 or 3 years,  
8 and may be removed by the Southwick select board at its discretion. The select board may enter  
9 into a personal services contract with the town clerk to provide for salary, fringe benefits and  
10 other conditions of employment, including, but not limited to, severance pay, reimbursement for  
11 expenses incurred in the performance of the duties of office, liability insurance and conditions of  
12 discipline, termination, dismissal, reappointment, performance standards and leave.

13           SECTION 3. The office of treasurer and the office of collector of taxes of the town of  
14 Southwick shall be separate from the office of town clerk. The offices of town treasurer and  
15 collector of taxes of the town of Southwick shall be merged into 1 office to be known as the  
16 treasurer-collector. The office of the treasurer-collector shall be an appointive office. The  
17 treasurer-collector shall have all the powers, perform the duties and be subject to the liabilities  
18 and penalties now or hereafter conferred and imposed by law on town treasurers and town  
19 collectors of taxes. The treasurer-collector shall be appointed by the select board for a term of 1,  
20 2 or 3 years, and may be removed by the select board at its discretion. The select board may  
21 enter into a personal services contract with the treasurer-collector to provide for salary, fringe  
22 benefits and other conditions of employment, including, but not limited to, severance pay,  
23 reimbursement for expenses incurred in the performance of the duties of office, liability  
24 insurance and conditions of discipline, termination, dismissal, reappointment, performance  
25 standards and leave.

26           SECTION 4. Notwithstanding any general or special law to the contrary, nothing in this  
27 act shall prevent the select board from appointing 1 person to service as town clerk and treasurer-  
28 collector.

29           SECTION 5. This act shall take effect upon passage.