

SENATE No. 1855

The Commonwealth of Massachusetts

PRESENTED BY:

Michael O. Moore

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 town clerk in the town of Upton.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>George N. Peterson, Jr.</i>	<i>9th Worcester</i>

SENATE No. 1855

By Mr. Michael O. Moore, a petition (accompanied by bill, Senate, No. 1855) of Michael O. Moore and George N. Peterson, Jr. (by vote of the town) for legislation relative to the town clerk in the town of Upton. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to the town clerk in the town of Upton.

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. Notwithstanding any general or special law to the contrary, the office of
2 town clerk in the town of Upton shall be appointed by the town manager. The town clerk shall
3 have all the powers, perform the duties and be subject to the liabilities and penalties now or
4 hereafter conferred and imposed by law on town clerks. The town manager may establish an
5 employment contract with the town clerk for salary, fringe benefits and other conditions of
6 employment, including, but not limited to, severance pay, reimbursement for expense incurred in
7 the performance of the duties of office, liability insurance and conditions of discipline,
8 termination dismissal, reappointment, performance standards and leave.

9 SECTION 2. Notwithstanding section 1, upon the effective date of this act, the position
10 of elected town clerk shall be abolished and the term of the elected incumbent terminated;
11 provided, however, that the elected incumbent shall then become the first appointed town clerk
12 and shall serve in such capacity for a period of time equivalent to the remainder of the elected
13 term or sooner resignation, retirement or removal. Thereafter, appointments to the position of
14 town clerk shall be made by the town manager in accordance with said section 1.

15 SECTION 3. This act shall take effect upon its passage.