

Move that the Town vote to establish a study committee created by Town Meeting and appointed by the Moderator to study, report, advise on and develop possible changes to Article 22 Town Counsel and Article 44 Conflicts Between Town Agencies and Article 10 Board of Selectmen Section 3 Litigation Authority of the Town ByLaws

Such committee to be comprised of 7 members comprised of:  
One representative nominated by the Planning Board  
One representative nominated by the Board of Selectmen  
One representative nominated by the Finance Committee  
One representative nominated by the Personnel Board and  
Three members of the public

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And that the Moderator may appoint members of the public or other boards and committees in the event nominations are not made.

And that members of the public may be from other boards and committees or may be citizens of the town.

Said committee to have access to town counsel, for those matters not involving any possible conflicts for Town Counsel with MGL Chapter 268 A and to staff from within the administration for resource support and interviews

Said committee shall have the responsibility and authority  
i) to evaluate all matters identified in or connected to Article 22,  
ii) to interview those town agencies who are authorized either to require legal services of or to request the advice of Town Counsel concerning their needs and experiences concerning Town Counsel,  
iii) to evaluate whether Town Meeting should have its own independent counsel,  
iv) to evaluate whether and which town agencies other than the Board of Selectmen or Town Administrator should have the ability

to require legal services of Town Counsel,  
v) to analyze whether town agencies who can legally be served in Town related litigation can require the services of Town Counsel to respond to or to defend such claims,  
vi) to identify changes to the Charter or ByLaws of the Town concerning the above,  
vii) to identify what, if any, legal functions might be appropriate to be performed by a Town employee vs. an outside independent contractor or law firm,  
viii) to conduct a complete cost benefit analysis, including permanent Federal and State tax and withholding consequences, of changing all or part of the Town Counsel function to an internal Town employee,  
ix) to develop, if appropriate, a job description, including responsibilities, for an internal town employee acting as Town Counsel,  
x) to identify all changes required to be made to Charter and ByLaws, including personnel pay plan, of the Town in order to make any or all of the office of Town Counsel into a town employee

Said committee to report to Fall 2019 Town Meeting, if possible, and no later than Spring 2020 Town Meeting. This shall not preclude a report to any Special Town Meeting occurring before or within Spring 2020 Town Meeting. Said committee to serve through the conclusion of Spring 2020 Town Meeting unless otherwise extended by Town Meeting.

Said report may include recommendations, if any.

Said committee being a multiple member body under the Town Charter and as such authorized to sponsor a warrant article if it so chooses for consideration by Town Meeting.