

Revised Redlined Amendment P:

Moved that the Main Motion be amended by inserting into the Main Motion , under the headings therein "Charter Article 3 amendments" and "Charter Article 6 amendments" respectively in numerical order, the following:

The pre-existing Section 3-2(c) and the pre-existing Sections 6-5(a), (b) and (c) are hereby deleted and replaced, respectively in numerical order, with the following replacement language as set forth below labeled as "Final Text". Further, new Charter Section 6-3 and new Charter Section 6-4 are hereby inserted in the Natick Home Rule Charter , respectively in numerical order, with the following new language as set forth below labeled as "Final Text".

Final Text

Section 3-2 Select Board

(c) Appointment Powers - The Select Board shall, by a majority vote of the Select Board then elected and serving, appoint a town manager for a term of not more than three years, and may by a two-thirds vote of the Select Board then elected and serving, appoint a town manager for a longer term not to exceed five years; three registrars of voters for terms of three years each, so arranged that one such term of office shall expire each year; a board of appeals to consist of five members appointed for terms of three years each, so arranged that as nearly an equal number of such terms as is possible shall expire each year, and three associate members appointed for terms of three years each, so arranged that one such term of office shall expire each year; a conservation commission to consist of seven members appointed for terms of three years each, so arranged that as nearly an equal number of such terms as is possible shall expire each year; and shall either appoint or, by affirmative vote, approve the appointment of such other town agencies or officers as provided and specified in Article 6.

The Select Board shall also appoint such other members of multiple member bodies as may be provided by town meeting vote or by their own vote for the purpose of conducting various studies.

Final Text

Section 6-3 Additional Appointments by the Select Board

(a) Appointments

In addition to appointments provided in statute, elsewhere in the charter or in bylaw, the Select Board shall appoint a town comptroller as provided for in bylaw for a term of up to five years, a director of veterans' services for a term of up to five years, a police chief for a term of up to five years, a fire chief for a term of up to five years and town counsel as

provided in bylaw. Subject to bylaw, the appointees of the Select Board under this subsection may appoint assistants subject to the approval of the Select Board.

(b) Approval of Appointments Made By The Town Manager

The appointments made by the Town Manager for treasurer-collector, assistant treasurer collector, ~~police chief, fire chief~~ and town clerk shall each separately be subject to the affirmative vote approval of the Select Board. Failure of the Select Board to act regarding the approval or disapproval of any such appointee of the town manager within thirty days of notice to each member of the Select Board shall constitute an affirmative approval by the Select Board. To empower the approval by the Select Board under this subsection, the Town Manager shall forthwith notify the Select Board of any vacancy or resignation from the positions in this subsection. Any person, other than town clerk, subject to affirmative approval under this subsection may be removed or suspended by the Select Board in accordance with Article 7 Section 7-11.

~~Appointments and promotions within the police department shall be subject to affirmative vote approval of the Select Board within the time frames specified in the preceding paragraph.~~

In the event of any failure of the town manager to appoint or to promote on a timely basis, such appointments and promotions may be made by the Select Board following the same requirements referenced in the following section.

The provisions of this subsection shall apply to reappointments.

Final Text

Section 6-4 Additional Appointments by the Town Manager

(a) Additional Appointments

In addition to other appointments as may be required or provided for elsewhere in the charter or bylaws, the town manager shall, notwithstanding any law to the contrary, ~~appoint a police chief for a term of up to five years, a fire chief for a term of up to five years,~~ a treasurer-collector for a term of up to five years and, an assistant treasurer-collector for a term of up to five years. The town meeting may, by bylaw and not inconsistent with law, establish minimum qualifications, education, experience duties and responsibilities for the positions named in this subsection. The town meeting may, by bylaw, and the Select Board by vote may require the town manager to use assessment centers, similar techniques, screening committees or other evaluation processes for candidates for these positions. Any person appointed under this subsection may be removed or suspended by the Town Manager in accordance with Article 7 Section 7-11.

~~Notwithstanding any law to the contrary, appointments and promotions in the police department shall be proposed by the chief of the department to the town manager and made~~

~~by the town manager in accordance with applicable law, bylaw or collective bargaining agreement. The position of fire chief shall continue in all other respects consistent with the provisions of the previously accepted Sections 42, 43 and 44 of Chapter 48 of the General Laws. The police department shall continue in all other respects consistent with the provisions of the previously accepted Section 97 of Chapter 41 of the General Laws.~~

The provisions of this subsection shall apply to reappointments.

Final Text

Section 6-5 Town Clerk

- (a) Appointment and Qualifications - There shall be a town clerk appointed by the Town Manager for a term of three years, subject to affirmative vote of approval by the Select Board as provided above. The town clerk shall be a person especially fitted by experience, education, and training in the subject areas necessary to perform the duties of the office of town clerk.
- (b) Powers and Duties - The town clerk shall be the keeper of vital statistics for the town, the custodian of the town seal, shall administer the oath of office to any person, elected or appointed, who shall apply to the town clerk for such purpose, shall issue such licenses and permits as are required by general laws to be issued by town clerks, supervise and manage the conduct of all elections and matters relating to elections and keep its records. The town clerk shall have all other powers and duties which are given to town clerks by general laws and the town clerk shall have such additional powers and duties as are provided by charter, by by-law or by other town meeting vote, or by the Town Manager.
- (c) Vacancy - If the town clerk is unable to perform duties of the town clerk because of disability or absence, or if the office is vacant because of resignation, death, or otherwise, the Town Manager may appoint a temporary town clerk to hold such office and exercise the powers and perform the duties of the town clerk until the town clerk who is disabled or absent resumes the duties of the town clerk, or until another town clerk is duly appointed. Said temporary appointment shall be in writing, signed by the Town Manager and filed with the Select Board and the office of the Town Clerk.

CLEAN VERSION

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(b) Appointments

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five years, a director of veterans' services for a term of up to five years, a police chief for a term of up to five years, a fire chief for a term of up to five years and town counsel as provided in bylaw. Subject to bylaw, the appointees of the Select Board under this subsection may appoint assistants subject to the approval of the Select Board.

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In the event of any failure of the town manager to appoint or to promote on a timely basis, such appointments and promotions may be made by the Select Board following the same requirements referenced in the following section.

The provisions of this subsection shall apply to reappointments.

Final Text

Section 6-4 Additional Appointments by the Town Manager

(a) Additional Appointments

In addition to other appointments as may be required or provided for elsewhere in the charter or bylaws, the town manager shall, notwithstanding any law to the contrary, a treasurer-collector for a term of up to five years and an assistant treasurer-collector for a term of up to five years. The town meeting may, by bylaw and not inconsistent with law, establish minimum qualifications, education, experience duties and responsibilities for the positions named in this subsection. The town meeting may, by bylaw, and the Select Board by vote may require the town manager to use assessment centers, similar techniques, screening committees or other evaluation processes for candidates for these positions. Any person appointed under this subsection may be removed or suspended by the Town Manager in accordance with Article 7 Section 7-11.

The provisions of this subsection shall apply to reappointments.

Final Text

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- (a) Appointment and Qualifications - There shall be a town clerk appointed by the Town Manager for a term of three years, subject to affirmative vote of approval by the Select Board as provided above. The town clerk shall be a person especially fitted by experience, education, and training in the subject areas necessary to perform the duties of the office of town clerk.

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- (c) Vacancy - If the town clerk is unable to perform duties of the town clerk because of disability or absence, or if the office is vacant because of resignation, death, or otherwise, the Town Manager may appoint a temporary town clerk to hold such office and exercise the powers and perform the duties of the town clerk until the town clerk who is disabled or absent resumes the duties of the town clerk, or until another town clerk is duly appointed. Said temporary appointment shall be in writing, signed by the Town Manager and filed with the Select Board and the office of the Town Clerk.