

Backup for Article 15 - Changes to Art. 4 and 7 of the General Bylaws in regards to the Treasurer/Collector Position. **Changes shown with RED**

Article 4

1.9 Filling of Vacancies on the Board of Selectmen If there is a failure to elect or a vacancy occurs in the Office of Selectmen, the remaining Selectmen or Selectman may call a special election to fill the vacancy and shall call such election upon the request in writing of 200 registered voters of the Town or 20% of the total number of registered voters of the Town, whichever number is lesser; provided that such request is filed with them or him not less than 100 days prior to the date of the next annual election.

1.10 Filling of Vacancies, other than Selectmen

If there is a failure to elect or if a vacancy occurs in any elected town office, other than offices of Selectmen, Town Clerk, ~~Treasurer, Collector of Taxes~~ or Auditor, the Selectmen shall fill the vacancy in accordance with Massachusetts General Law Chapter 41, Section 11. Vacancies for appointed positions shall be filled by the appointing authority for the office, board, commission or committee;

Note: Amended Art. 11 TM 1/25/2016; App A.G. 5/16/2016 Posted 5/17/2016;
Sec. 1.8 Admended Art. 36 TM 5/13/19; App AG 9/13/19 Posted 9/16/19

1.11 Removal or Reappointment of Superintendent of Department of Public Works The Selectmen may by majority vote adopt a resolution providing that the Superintendent of Public Works shall not be removed from office or fail of reappointment thereto except by at least a four-fifths vote of all Selectmen or successor appointing authority, and such resolution, if adopted, shall have the force of law and shall not be repealed or superseded except by at least four-fifths vote of the Selectmen, as long as this Bylaw remains in effect.

Note: Adopted Art. 14 TM 1/25/78; App. A.G. 4/13/78; Pub. Burl. News 4/20, 4/27/78.

1.12 To maintain public lands not under the jurisdiction of other Town officials or agencies and to dispose of any such lands, that are surplus to the needs of the Town, only in accordance with the following sections:

1.12.1 A current list of all Tax Possession Land shall be maintained and published annually by the Selectmen.

1.12.2 No land shall be sold or disposed of by the Selectmen except after a public hearing and a vote of the Selectmen at a regular meeting.

1.12.2.1 Notice of the public hearing shall be advertised in a local newspaper not less than 30 days prior to the scheduled date of the hearing, and shall include the date, time, place and purpose of the hearing and a description of the land to be considered for sale or disposal.

1.12.2.2 A description of the land to be sold or disposed of shall be sent to the Town Clerk and to all Town officers, committees and agencies not less than 60 days prior to the scheduled date of the hearing.

1.12.2.3 A vote of the Selectmen to sell or dispose of land shall be taken only at a regular meeting of the Selectmen not less than 5 days subsequent to the public hearing, and sale or disposition, if voted, shall take effect 10 days after such vote is recorded and filed with the Town Clerk.

Note: Adopted Art 19 TM 2/20/74; App. A.G. 3/25/74; Pub. BTU 4/4, 4/11, 4/18/74.

1.13 On all collective bargaining negotiations between the Town and any authorized collective bargaining unit, the responsible authority shall invite in an advisory capacity to each negotiating session, representative of the Ways and Means Committee. Further, department heads responsible for the employees of the respective bargaining unit shall be apprised in writing of the results of each negotiating session;

Note: Adopted Art. 27 TM 10/15/75; App. A.G. 2/10/76; Pub. BTU 2/19, 2/26, 3/4/76.
Note: Amended Art 20, TM 1/25/2016; App. A.G. 5/16/2016 ;Posted 5/17/2016;

2.0 Town Administrator

2.1 The Board of Selectmen of the Town of Burlington, by an affirmative vote of at least four (4) members, shall appoint a Town Administrator for an indefinite term and fix the compensation within the amount annually

ARTICLE VII

TOWN TREASURER/COLLECTOR

1.0 Treasurer

The Town Treasurer shall ~~perform the following duties:~~

1.1 ~~He shall be~~Be responsible for the investment of Town funds, and for the borrowing of funds required by the Town, in a manner most beneficial to the Town.

1.2 ~~He shall a~~Advise Town Officers on fiscal matters delineated in Section 1.1 above.

1.3 ~~He shall r~~Report to the Town annually on his activities of the preceding ~~financial~~ fiscal year in sufficient detail to permit proper evaluation of ~~his the Treasurer's~~ performance. Sufficient detail includes as a minimum, a cash analysis sheet and a report of significant financial transactions made during the year.

1.4 ~~He shall f~~Furnish bond as required under Chapter 41, Section 35, General Laws.

1.5 ~~He shall p~~Prosecute actions on bonds, notes and other securities in accordance with Chapter 41, Section 36, General Laws; ~~and-~~

Note: Adopted Art. 3 Spec. TM 6/26/69. App. A.G. 1/21/70. Pub. BTU 2/12, 2/19, 2/26/70.

1.6 ~~He shall b~~Be a member, ex-officio, of any board or committee appointed by or in behalf of the Town, for the purpose of planning a project involving the borrowing of money by the Town.

Note: App. Art. 11, Spec. TM 10/14/63. App. A.G. 4/12/65. Pub. BTU 12/3, 12/10, 12/17/70.

1.7 Anything in Article III of the General Bylaws of the Town of Burlington notwithstanding, the Treasurer ~~duly elected on April 2, 1977, or in any subsequent election,~~ shall act as Tax Collector, and ~~the Treasurer, whether elected or appointed, shall~~ perform all the duties of Tax Collector. No separate Tax Collector shall be elected or appointed.

Note: Adopted Art. 24A TM 1/26/77. App. A.G. 2/18/77. Pub. Burl. News 2/24, 3/3/77.

1.8 The Board of Selectmen shall exercise general control of the Town Treasurer.

2.0 Tax Collector

2.1 The Tax Collector shall carry out the provisions of Chapter 60 of the General Laws, including as a minimum:

2.1.1 Collect all taxes and interest, account for such funds, and deposit same in any bank.

2.1.2 After receipt of a tax list and warrant, insure that each person is notified of the amount of ~~his~~ tax due.

2.1.3 Maintain a cash book in accordance with Section 7 of Chapter 60.

2.1.4 Furnish bond as Collector of Taxes.

2.1.5 ~~He m~~May appoint deputies in accordance with Section 92, General Laws.

2.1.6 Make proper disposition of ~~his the Tax Collector's~~ records in accordance with Section 97, General Laws.