SENATE . . . . No. 376

The Commonwealth of Massachusetts

Senate, April 2, 1930.

The committee on Bills in the Third Reading, to which was referred the Senate Bill authorizing the selectmen of the town of Billerica to act as a board of public works exercising the powers of certain other boards and town officers (printed as House, No. 1079, changed), reports recommending that the same be amended by substituting therefor a new draft with the same title (Senate, No. 376), and that, when so amended, the same will be correctly drawn.

For the committee,

NEWLAND H. HOLMES.
The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty.

An Act authorizing the Selectmen of the Town of Billerica to act as a Board of Public Works exercising the Powers of Certain Other Boards and Town Officers.

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. The board of selectmen of the town of Billerica, as constituted from time to time, from and after the annual meeting at which this act becomes fully effective as provided in section four, shall also be board of public works, and in said capacity shall have and exercise, under the designation of selectmen, all the powers and duties now or from time to time vested by general law in the following boards and officers in said town, to wit: The road surveyor, water and sewer commissioners, park commissioners, board of survey, tree warden, and such boards and officers shall thereupon be abolished during the time that this act is in operation. No contracts or liabilities then in force shall be affected by such abolition, but the selectmen, acting as said board, shall in all respects be the lawful successor of the boards and officers so abolished. At said annual meeting
the number of the selectmen shall be increased
to five, subject to change, however, as provided
by chapter forty-one of the General Laws. Such
increase shall be effected by electing at said
annual meeting one selectman for one year, two
for two years and two for three years; and at each
annual meeting thereafter the town shall elect
their successors for terms of three years.

Section 2. The selectmen shall appoint, and
fix the compensation of, a superintendent of
public works, who shall administer, under the
supervision and direction of the selectmen, such
departments of the town under their control as
they may designate. He shall be responsible for
the efficient administration of all such depart-
ments and shall hold office subject to the will
of the selectmen. He shall be specially fitted by
education, training and experience to perform
the duties of said office and may or may not be
a resident of the town. During his tenure he
shall hold no other elective or appointive office,
nor shall he be engaged in any other business or
occupation. He shall give bond for the faithful
performance of his duties, in such sum and
with such surety or sureties as the selectmen may
require and shall, subject to the approval of the
selectmen, appoint such assistants, agents and
employees as the performance of the duties of
such departments may require. He shall keep
full and complete records of the doings of his
office and render to the selectmen as often as
they may require a full report of all operations
25 under his control during the period reported
26 upon; and annually, or from time to time as
27 required by the selectmen, he shall make a
28 synopsis of all such reports for publication.
29 He shall keep the selectmen fully advised as to
30 the needs of the town within the scope of his
31 duties and shall furnish to the selectmen, on or
32 before January fifth of each year, a carefully
33 prepared and detailed estimate in writing of the
34 appropriations required during the ensuing fiscal
35 year for the proper conduct of all departments
36 of the town under his supervision.

1 Section 3. In accordance with the provisions
2 of section twenty-three of chapter forty-one of
3 the General Laws, the said town, at any time
4 after three years following the annual town
5 meeting at which this act becomes fully effective,
6 may rescind in whole or in part all action taken
7 under its provisions.

1 Section 4. For the purpose of its submis-
2 sion to the voters of said town at an annual or
3 special town meeting, this act shall take effect
4 upon its passage; and it shall take full effect
5 beginning with (and for the purposes of) the
6 annual town meeting next occurring not less
7 than twenty days following its acceptance.

Senate, April 2, 1930.

Passed to be engrossed.
Sent down for concurrence.

WILLIAM H. SANGER, Clerk.