

1 **ATM Warrant, Article 35, Technical and Corrective Amendments**

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3 Note: The comments are not included in the motion and are shown for only informational purposes.  
4 Paragraphs that are not proposed to be amended are not shown and are intended to not be deleted  
5 unless such action is specifically stated or shown in this motion.  
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8 MOVED that the Town vote to make corrective amendments to the following General By-Laws that define  
9 the title, membership, or role and responsibilities of several of the Town's agencies or officers errors, and  
10 recodify contiguous sections, sub-sections, and paragraphs as necessary, as recommended by the  
11 General By-Law Review Committee, including:  
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13 **ARTICLE 2.40. Committees**

14 **ART. 2.40. SECTION 2. Membership, Appointment and Organization**

15 **A. MEMBERSHIP**

16 No person whose principal residence is not within the Town of Wrentham and who is not a  
17 registered voter of the Town of Wrentham may be appointed by the Board of Selectmen or  
18 the Moderator to serve on any town committee. Any member of a committee, or of an  
19 elected board who removes from the town shall be deemed to have vacated his/her office.  
20 The provisions of this section shall not apply to any ex-officio positions or those specifically  
21 provided for by town bylaw. Any person appointed to any committee must be duly sworn in  
22 by the Wrentham Town Clerk or any other state authorized authority within sixty (60) days of  
23 the date of the appointment or the appointing authority may consider that the person has  
24 declined the appointment and may appoint someone else.  
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Comment [m1]: To standardize that members of all committees must be registered voters.

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29 **ARTICLE 3.30. Procurement and Chief Procurement Officer**

30 **ART. 3.30. SECTION 2. Competitive Public Bidding**

31 The Town of Wrentham shall use competitive bidding procedures as specified in M.G.L. c. 30B for any  
32 contract of \$25,000 and over. Section 1 (b) of Chapter 30B, the exemptions from 30B, shall continue  
33 to apply except that the designer exception in Section (15) will be revoked.  
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Comment [m2]: The dollar limit is specified in M.G.L. c. 30B, s. 5, (a).

35 When the actual or estimated amount of a proposed contract amounts to ten thousand dollars or  
36 more, such contract shall be awarded in accordance with the terms specified under Chapter 30B, of  
37 the General Laws, as amended.  
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39 The bids shall be sealed, properly endorsed, and kept under lock and key until opened at the time  
40 stated, in the presence of board, committee or officer authorized by the town to make the contract.  
41 No bids shall be received after the time advertised for opening. Any or all bids may be rejected.  
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46 **ARTICLE 4.10. Financial Affairs**

47 **ART. 4.10. SECTION 6. Departmental Fees**

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49 **C.** Each year while preparing the Town's annual operating budget for the ensuing fiscal year,  
50 each officer, elected board, committee and department that is authorized to charge a fee for  
51 service shall analyze the cost of providing such service and recommend any appropriate  
52 revisions to the Board of Selectmen or other elected board that is the appointing authority.  
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Comment [m3]: To make the format of defined terms consistent.

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**ARTICLE 4.60. Finance Committee**

**ART. 4.60. SECTION 1. General**

**B.** The Committee shall consist of seven (7) members who are registered voters, and who shall be appointed by the Moderator. No member of the Committee shall be an elected official, paid committee member or town employee. An employee of the Town shall be deemed to mean one whose position or employment has not been expressly classified as that of a special employee under the provisions of General Laws, Chapter 268A, Section 1.

**Comment [m4]:** Redundant of proposed amendment of ART. 2.40, SECTION 2. A.

**ARTICLE 4.70. Capital Budget Planning Committee**

**ART. 4.70. SECTION 1. General**

**B.** The Committee shall be composed of nine (9) members. The Town Moderator with the cooperation of the *committee or elected board* chair shall appoint the following members: one member of the Board of Selectman, one member of the Planning Board, one member of the Finance Committee, one member of the Wrentham Elementary School Committee, one member of the King Philip Regional School Committee who shall be a resident of Wrentham as well as a registered voter, and two (2) residents-at-large who are registered voters and hold no public office. The Town Administrator or his/her designee, and the Finance Director ~~or~~ his/her designee shall serve as *ex-officio*, non-voting members.

**Comment [m5]:** Redundant of proposed amendment of ART. 2.40, SECTION 2. A.

**ARTICLE 5.10. Police Department**

**ART. 5.10. SECTION 11. Civil Fingerprinting**

**A. Criminal History Check Authorization**

The Board of Selectmen is authorized to promulgate regulations for the implementation of this ~~the proposed by-law,~~ but in doing so it is recommended that they consult with the Chief of Police, Town Counsel and the Massachusetts Executive Office of Public Safety and Security (or its successor agency) to ensure that such regulations are consistent with the statute, the FBI's requirements for access to the national database, and other applicable state laws.

**Comment [m6]:** No longer necessary because the transitional period has expired.

**ARTICLE 6.60. Town Common Landscape Memorial Committee**

**ART. 6.60. SECTION 1. General**

**B.** This committee shall be appointed by the Board of Selectmen and shall consist of: nine (9) members as follows: One (1) member of the Board of Selectmen to serve *ex-officio*; the DPW Superintendent to serve *ex-officio*, ~~the Tree Warden to serve *ex-officio*;~~ and ~~six~~ ~~(6)~~ ~~seven~~ ~~(7)~~ citizens at large; and one (1) associate citizen at large who shall serve in the absence of any regular appointed member of the Town Common Landscape/Memorial Committee who is unable to attend meetings of said Committee.

**Comment [m7]:** Adds the Tree Warden to the Committee for his expertise about trees on the Town Common. He currently happens to be a member as a citizen at large.

**ARTICLE 7.80. Technical Review Committee**

**ART. 7.80. SECTION 1. General**

**A.** It is the intention of the Town that every department, board and *committee*, and their agents

107 and employees, (boards) that are responsible for reviewing and/or acting on applications for  
108 the sub-division or development of land, especially within the business and commercial  
109 zoning districts (including but not limited to districts B1, C1, and C2), shall act expeditiously  
110 and in concert with those boards that are also reviewing and/or acting on the application.  
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- 112 C. The Boards shall accomplish these purposes by acting jointly, as the Technical Review  
113 Committee (TRC). The TRC shall consist of ~~eight~~seven members, including the Town  
114 Planner, Health Agent, Conservation Agent, ~~(or representatives of the Planning Board, Board~~  
115 of Health, Conservation Commission if the appropriate staff member is not available), Police  
116 Department, Fire Department, Department of Public Works, Commission on Disabilities, and  
117 Building Inspection Department. The representatives shall be appointed by the Board of  
118 Selectmen on the recommendation of the Chairperson or head of the respective *electe*d  
119 board, committee or department.  
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122 **ARTICLE 7.100. Host Community Committee**

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124 **ART. 7.100. SECTION 1. General**

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126 B. The Committee shall be appointed by the Moderator, and consist of:  
127 i. Voting Members – The Moderator shall appoint the Board of Selectmen, a member of the  
128 Board of Selectmen, a member of the Finance Committee, two (2) ~~three (3)~~ citizens at-  
129 large, one (1) member of the Economic Development Committee, and two (2) ~~five (5)~~  
130 alternate members from the citizens at-large to fill the seats of any member(s) who  
131 cannot act on a matter due to a conflict of interest, whether such conflict is personal or  
132 relates to the performance of inconsistent statutory duties.  
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134 ii. *Ex-officio* Non-Voting Members – The Fire Chief, the Police Chief, the Building Inspector,  
135 the Superintendent of the Department of Public Works, the Superintendent of the  
136 Wrentham Public Schools, the Finance Director or his/her designee, and the Town  
137 Administrator.  
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139 **ART. 7.100. SECTION 2. Role and Responsibility**

- 140 C. While fulfilling its responsibilities the Committee may request comments or information from  
141 any town official or employee who shall give the Committee their full cooperation to identify,  
142 evaluate and quantify the financial or other impact on the Town.  
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145 **ARTICLE 8.30. Recreation Commission**

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147 **ART. 8.30. SECTION 1. General**

- 148 A. There shall be a standing *committee* known as the Recreation Commission as authorized by  
149 M.G.L. c. 4540, s. 14.

**Comment [m8]:** This list is not complete and is not necessary because the by-law refers to sub-division or development of land without exclusions.

**Comment [m9]:** Added at the request of the Commission, which reviews and comments on applications that are received by the Planning Board.

**Comment [m10]:** Refer to Charter Section 3:2 (h).

**Comment [m11]:** Consistent use of defined terms.

**Comment [m12]:** Add the relevant experience and expertise of a member of the EDC, and increase the effectiveness of the committee by reducing the membership from 21 positions to 15 positions (including the EDC) without eliminating any of the town agencies that currently make up the committee.

**Comment [m13]:** To reinforce the importance of working to mitigate the impact of development in Wrentham.

**Comment [m14]:** To correct a typographic error.