

any change in the title, address, rate of compensation, duties or service of any employee in his department. Thereupon the board shall classify each member in one of the following groups:

Group 1.—Officials and general employees including clerical, administrative and technical workers, laborers, mechanics and all others not otherwise classified.

Group 2.—Public works building police; permanent watershed guards and permanent park police; University of Massachusetts police; employees of the Massachusetts Port Authority, comprising guards, guard sergeants, head guard and chief of waterfront police; officials and employees of the department of public safety having police powers; employees of a municipal department who are employed as fire or police signal operators or signal maintenance repairmen; ambulance attendants of a municipal department who are required to respond to fires and perform duties assigned to them; employees of a city or town who are employed as licensed electricians and elevator maintenance men employed by a county; employees of Cushing hospital; employees of the trial court of the commonwealth who hold the position of chief probation officer, assistant chief probation officer, probation officer in charge or probation officer, chief court officer, assistant chief court officer or court officer; employees of the commonwealth or of any county, regardless of any official classification, except the sheriff, superintendent, deputy superintendent, assistant deputy superintendent and correction officers of county correctional facilities, whose regular and major duties require them to have the care, custody, instruction or other supervision of prisoners; and employees of the commonwealth or of any county whose regular and major duties require them to have the care, custody, instruction or other supervision of parolees or persons who are mentally ill or mentally defective or defective delinquents or wayward children and employees of Cushing hospital; provided, that no member who attains age sixty-five while classified in Group 1 may thereafter be classified in Group 2, irrespective of change of employment.

Group 3.—Officers and inspectors of the department of state police referred to in section twenty-six, who shall be retired and receive retirement allowances as provided for in said section and in sections six and seven, anything in sections one to twenty-eight, inclusive, to the contrary notwithstanding.

Group 4.—Division of law enforcement of the department of fisheries, wildlife and recreational vehicles; conservation officer of the city of Haverhill having duties similar to a law enforcement officer of the department of fisheries, wildlife and recreational vehicles; employees of the Massachusetts Port Authority at the General Edward Lawrence Logan International Airport, comprising permanent crash crewmen, fire control men, assistant fire control men; members of police and fire departments not classified in *Group 1*; any police officer of the Massachusetts Bay Transportation Authority; employees whose regular compensation is paid by the United States from funds allocated to the Massachusetts National Guard and who are regularly and permanently employed under the control of the military department of the commonwealth and whose duties in such employment require substantially all normal working hours and whose continued employment is based upon federal recognition in the Massachusetts National Guard; employees of a municipal gas or electric generating or distribution plant who are employed as linemen, electric switchboard operators, electric maintenance men, steam engineers, boiler operators, firemen, oilers, mechanical maintenance men, and supervisors of said employees who shall include managers and assistant managers; employees of the Massachusetts Port Authority who are employed as licensed electricians, utility technicians, steam engineers, watch engineers, boiler operators, or steam firemen; and supervisors of said employees, at an electrical generating or distribution plant; employees of the department of correction who are employed at any correctional institution or prison camp under the control of said department and who hold the position of correction officer, female correction officer, industrial instructor, recreation officer, assistant industrial shop manager, industrial shop manager, assistant to the supervisor of industries, supervisor of industries, senior correction officer, senior female correction officer, supervising correction officer, supervising female correction officer, prison camp officer, senior prison camp officer, supervising prison camp officer, assistant deputy superintendent; employees of the parole board who hold the position of parole officer or parole supervisor; chief of security for the University of Massachusetts medical school or supervising identification agent; employees who hold the position of state hospital steward in the department of correction; the sheriff, superintendent, assistant superintendent, assistant deputy superintendent and correction officers of county correctional facilities; district attorneys, assistant district attorneys who have been employed in such capacity for ten years or more; and the chief fire warden and district fire wardens in the executive office of environmental affairs.

[See main volume for (h); (3) and (3A)]

Text of subdivision (4) effective until April 9, 1997

ance to become effective on the date of his retirement. Payments under such allowance shall be made as provided in sections twelve and thirteen.

(a) The normal yearly amount of the retirement allowance for any member classified in Group 1, Group 2 or Group 4, who has paid the full amount of regular deductions on the total amount of regular compensation, including deductions specified in subdivision (3A) of section three, and in paragraph (d) of subdivision (1) of section twenty-two, shall, subject to the limitations set forth in this section, be based on the average annual rate of regular compensation received by such member during any period of three consecutive years of creditable service for which such rate of compensation was the highest, or on the average annual rate of regular compensation received by such member during the period or periods, whether consecutive or not, constituting his last three years of creditable service preceding retirement, whichever is the greater, and shall be computed according to the following table based on the age of such member and his number of years and full months of creditable service at the time of his retirement.

Table showing Percentage of the Amount of Average Annual Rate of Regular Compensation to be multiplied by the Number of Years of Creditable Service.

Per Cent	AGE LAST BIRTHDAY AT DATE OF RETIREMENT		
	Group 1. 65 or over	Group 2. 60 or over	Group 4. 55 or over
2.5			
2.4	64	59	54
2.3	63	58	53
2.2	62	57	52
2.1	61	56	51
2.0	60	55	50
1.9	59	—	49
1.8	58	—	48
1.7	57	—	47
1.6	56	—	46
1.5	55	—	45

(b) Any member of Group 1 or Group 2 or Group 4, who is a veteran as defined in section one, shall receive an additional yearly retirement allowance of fifteen dollars for each year of creditable service or fraction thereof; provided, that the total amount of said additional retirement allowance shall not exceed three hundred dollars in any case.

(c) The total normal yearly amount of the retirement allowance of



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19.

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

June 2, 1997

To The Honorable, The City Council:

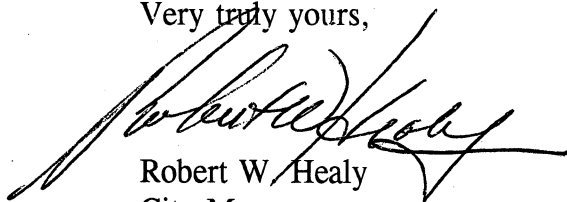
In response to Awaiting Report Item No. 33, regarding retirement legislation, please be advised that neither I nor the Deputy City Manager or City Solicitor have filed any legislation nor or we "attempting to do" anything in this regard.

My retirement benefits and those of the Deputy City Manager are explicitly defined in employment agreements and are contractually binding. As was stated during the contract discussions, in public session, it is impossible to calculate potential costs unless one can determine the age at which I and my wife will die.

The only legislation I was involved in was drafted in the late 1980's and was applicable to all Plan E cities. That legislation never got out of committee and I believed that matter to be concluded.

I am enclosing a copy of Chapter 32 Section 3 Paragraph (g) which contains the Group 4 membership categories. As you can see this listing is quite wide ranging, and includes many less complex occupations than City Manager including "oilers and mechanical maintenance men and their supervisors" employed by a municipal gas or electric plant. Also attached is the calculation table used for the various groups.

Very truly yours,



Robert W. Healy
City Manager

RWH/mec
attachment

Relative to Awaiting Report Item Number
Thirty-three, regarding retirement
legislation.

In City Council June 2, 1997

Referred back to
City Manager on
motion of
Councillor Triantafyllou

Copy sent

6-4-97

MC