

City of Cambridge

MASSACHUSETTS

In City Council September 10 1990

C. Sullivan: Acceptance of Chapter 473 Act of 1984

	YEA	NAY	ABSENT	PRESENT	
Mr. Ed Cyr	✓				
Mr. Francis H. Duehay	✓				
Mr. Jonathan S. Myers	✓				
Mr. Kenneth E. Reeves	✓				
Mrs. Sheila T. Russell	✓				
Mr. Walter J. Sullivan	✓				
Mr. Timothy J. Toomey, Jr.	✓				
Mr. William H. Walsh	✓				
Mayor Alice K. Wolf	✓				

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ACTS, 1984. - Chap. 473.

Chap. 473. AN ACT TO IMPROVE RETIREMENT REGULATIONS FOR TEACHERS.

Be it enacted, etc., as follows:

SECTION 1. Subdivision (2) of section 10 of chapter 32 of the General Laws, as most recently amended by chapter 1041 of the acts of 1973, is hereby further amended by striking out paragraph (a) and inserting in place thereof the following paragraph:-

(a) Any member who retires under the provisions of this section, who has completed twenty or more years of creditable service and who before attaining age fifty-five, fails of nomination or re-election, or fails of reappointment, or whose office or position is abolished, or is removed or discharged from his office or position without moral turpitude on his part, or who has completed thirty or more years of creditable service and whose resignation becomes effective before he attains age fifty-five, shall receive a normal yearly amount of retirement allowance which shall not be less than the sum of his annuity, which shall be the actuarial equivalent of his accumulated regular deductions at his attained age on the date the allowance becomes effective, and a pension equal to a sum of not less than one-third of his average annual rate of regular compensation received during any period of three consecutive years of creditable service for which such rate of compensation was the highest; provided, that such member has paid the full amount of regular deductions on the total income of regular compensation, including deductions specified in subdivision (3A) of section three and in paragraph (d) of subdivision (1) of section twenty-two. 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, however, that the total amount of said additional retirement allowance shall not exceed three hundred dollars in any case.

SECTION 2. The provisions of section one of this act shall apply to any member of a city, town, county, district, or authority retirement system only upon approval of the legislative body and chief executive officer of each such governmental unit. For the purposes of this section, "legislative body" shall mean a town meeting in a town with its own retirement system; the city council in a city; the county advisory board in a county; the district members in a district; and the members of an authority in an authority. For the purposes of this section, "chief executive officer" shall mean the board of selectmen in a town with its own retirement system; the mayor in a city, except in a city

ACTS, 1984. - Chaps. 474, 475.

with a Plan D or Plan E form of government where it shall mean the city manager; the town manager in a municipality with a council form of government with its own retirement system; and the county commissioners in a county. In a district or authority, "chief executive officer" shall mean the members of such district or authority.

Approved January 7, 1985.

Chap. 474. AN ACT RELATIVE TO THE RIGHTS OF LAND-
LORDS.

Be it enacted, etc., as follows:

Clause (iii) of subsection (4) of section 15B of chapter 186 of the General Laws, as appearing in section 2 of chapter 553 of the acts of 1978, is hereby amended by adding the following sentence:- Nothing in this section shall limit the right of a landlord to recover from a tenant, who wilfully or maliciously destroys or damages the real or personal property of said landlord, to the forfeiture of a security deposit, when the cost of repairing or replacing such property exceeds the amount of such security deposit.

Approved January 7, 1985.

Chap. 475. AN ACT FURTHER REGULATING THE COMMIT-
MENT OF CERTAIN ALCOHOLICS.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 35 of chapter 123 of the General Laws is hereby amended by inserting after the third sentence, inserted by section 2 of chapter 643 of the acts of 1973, the following two sentences:- Upon presentation of such a petition, if there is reasonable grounds to believe that such person will not appear and that any further delay in the proceedings would present an immediate danger to the physical well-being of the respondent, said court may issue a warrant for the apprehension and appearance of such person before it. No arrest shall be made on such warrant unless the person may be presented immediately before a judge of the district court.

SECTION 2. The third paragraph of said section 35 of said



City of Cambridge

Agenda # 20

IN CITY COUNCIL

September 10, 1990

ORDERED: That the City Council goes on record excepting the provisions of Chapter 473 of the Acts of 1984 the same being **"AN ACT TO IMPROVE RETIREMENT REGULATIONS FOR TEACHERS"**.

In City Council September 10, 1990.

Adopted by a yea and nay vote:-

Yeas 9; Nays 0; Absent 0.

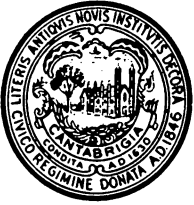
Attest:- John E. Flynn, Deputy City Clerk.

A true copy;

ATTEST:-

A handwritten signature in black ink, reading "John E. Flynn". The signature is written in a cursive style with a large, stylized "J" and "F".

John E. Flynn
Deputy City Clerk.



CAMBRIDGE RETIREMENT BOARD

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • TEL. 498-9029

JOSEPH E. CONNARTON
City Clerk
Chairman

BARBARA M. ELLIS
Executive Assistant

September 7, 1990

ARTHUR F. LIBITZ
City Auditor
Vice Chairman

SHEILA M. TOBIN
Elected Member

To: Robert W. Healy
City Manager

From: Joseph E. Connarton
Chairman, Retirement Board

JEC

Subject: Chapter 473, Acts of 1984

Please be advised that the Board, in reviewing applicable laws of the Commonwealth, relative to public pensions, notice that the above referenced statute had not been submitted to the City Council for acceptance. The piece of legislation in question, "An Act to Improve Retirement Regulations for Teachers" provides, in part, for specific calculations for those public employees whose positions may be terminated or abolished due to lack of funds. The Retirement Board respectfully recommends that you forward the attached legislation to the City Council for adoption.

I am enclosing a copy of the pertinent statute for your review.

Thank you for your cooperation in this matter.



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CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139

TEL. 498-9011

FAX. 868-8159

EXECUTIVE DEPARTMENT

ROBERT W. HEALY

City Manager

RICHARD C. ROSSI

Deputy City Manager

September 10, 1990

To The Honorable, The City Council:

I am hereby transmitting communication recommending the acceptance of Chapter 473, Acts of 1984, relative to public pensions.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Robert W. Healy", is written over the typed name and title.

Robert W. Healy
City Manager

RWH/mev

Agenda # 20

847

Accepting the provisions of Chapter
473 of the Acts of 1984 entitled
AN ACT TO IMPROVE RETIREMENT
REGULATIONS FOR TEACHERS.

In City Council,

Sept. 10, 1990

Order adopted
9-0-0.