

By Mr. Lussier of Pittsfield, petition of the Massachusetts Municipal Association, Thomas R. Lussier, Andrew S. Natsios and Royall H. Switzler for legislation to provide that a city or town may contract with the appointed city or town executive or administrative officer relative to his salary and other conditions of employment. Public Service.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-Two.

AN ACT PROVIDING THAT A CITY OR TOWN MAY CONTRACT WITH THE APPOINTED CITY OR TOWN EXECUTIVE OR ADMINISTRATIVE OFFICER REGARDING HIS SALARY AND OTHER CONDITIONS OF EMPLOYMENT.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 41 of the General Laws, as recently amended by Chap-  
2 ter 115 of the Acts of 1971, is hereby further amended by inserting  
3 after Section 108M, a new section, 108N, as follows: —

4 *Section 108N.* Notwithstanding the provision of any general or  
5 special law to the contrary, any Town or City, acting through its  
6 Board of Selectmen or City Council or Mayor with the approval of  
7 the City Council, as the case may be, may establish an employment  
8 contract for a period of time to provide for the salary, fringe  
9 benefits, and other conditions of employment, including but not  
10 limited to, severance pay, relocation expenses, reimbursement for  
11 expenses incurred in the performances of duties or office, liability  
12 insurance, and leave for its Town Manager, Town Administrator,  
13 Executive Secretary, Administrative Assistance to the Board of  
14 Selectmen or City Manager, or the person performing such duties  
15 having a different title.

16 Said contract shall be in accordance with and subject to the  
17 provisions of the City or Town charter and shall prevail over any  
18 conflicting provision of any local personnel bylaw, ordinance, rule,  
19 or regulation. In addition to the benefits provided municipal em-  
20 ployees under Chapters 32 and 32B of the General Laws, said

21 contract may provide for supplemental retirement and insurance  
22 benefits.

23 Nothing contained in this Section shall affect the appointment  
24 or removal powers of any City or Town over its Town Manager,  
25 Town Administrator, Executive Secretary, Administrative Assis-  
26 tant to the Board of Selectmen or City Manager, or such person  
27 performing such duties with a different title, nor shall it grant  
28 tenure to such officer, nor shall it abridge the provisions of Section  
29 67 of Chapter 44 of the General Laws.