

**LOCAL AND SPECIAL ACTS AND RESOLUTIONS OF THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA 1969**

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**Sequential Number:** 254

**Short Title:** CITY OF MARIETTA -- PENSION PLAN FOR POLICEMEN AND FIREMEN.

**Law Number:** No. 371

**Origin:** (House Bill No. 196).

**Full Title:** An Act to amend an Act providing a new charter for the City of **Marietta**, approved August 15, 1904 (Ga. L. 1904, p. 519), as amended, so as to provide for a retirement plan for policemen and firemen of the city; to repeal conflicting laws; and for other purposes.

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Be it enacted by the General Assembly of Georgia:

Section 1. An Act providing a new charter for the City of **Marietta**, approved August 15, 1904 (Ga. L. 1904, p. 519), as amended, is hereby amended by adding following section 20 a new section to be numbered section 20A and to read as follows:

"Section 20A. A policeman or fireman of the City of **Marietta** who is a full time employee is eligible for retirement benefits after attaining the age of 55 and having completed twenty (20) years of employment. He shall be vested in the plan after twenty (20) years of employment but may only receive the retirement benefit after attaining the age of 55.

The yearly retirement benefit shall be no less than the following calculation:

The number of years credited service multiplied by the sum of (1) and (2):

- (1) \$18.00.
- (2) 1% of that portion of the average of 5 consecutive calendar years of highest compensation in excess of \$4,800.

Between the age of retirement and age 65 the employee will also receive, as a supplement benefit, no less than \$125.00 per month. This supplement will be discontinued with the 65th birthday.

There shall be no death benefits.

A **pension** board is hereby created to administer the plan under the provisions of any contract or agreement adopted from time to time by the mayor and city council. The board shall consist of the city manager, police chief and the fire chief.

If a policeman or fireman becomes disabled as determined by the **pension** board while actively employed by the city,

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he will receive no less than the following disability benefit from the plan. The board, in its sole discretion, shall determine the question of disability.

**No. of Years in Service Monthly Amount of Benefit**

Less than 5 years	\$ 45.00
5 years	65.00
10 years	85.00
15 years	105.00
20 or more years	125.00

Any such plan in effect shall not be construed to give an employee the right to be retained in the service of the city, nor any right or claim to a **pension** unless the right to such **pension** has specifically accrued under the terms of the plan.

The mayor and city council may increase these benefits from time to time as they feel prudent, but may not reduce them."

Section 2. All laws and parts of laws in conflict with this Act are hereby repealed.

**Notice of Intention to Introduce Local Legislation.**

Notice is hereby given that there will be introduced at the regular January-February 1969 Session of the General Assembly of Georgia, a bill to amend the charter of the City of **Marietta**, Georgia (Ga. L. 1904, p. 519, et seq), as heretofore amended, and for other purposes.

This 20th day of December, 1968.

Cyrus M. Chapman Sam P. Hensley Senators George H. Kreeger Eugene Housley  
Howard Atherton A. L. Burruss

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Joe Mack Wilson J. H. Henderson, Jr. Hugh Lee McDaniell Representatives  
Georgia, Fulton County.

Personally appeared before me, the undersigned authority, duly authorized to administer oaths, Howard Atherton who, on oath, deposes and says that he is Representative from the 117th District, and that the attached copy of notice of intention to introduce local legislation was published in the **Marietta** Daily Journal which is the official organ of Cobb County, on the following dates: December 20, 27, 1968 and January 3, 10, 1969.

/s/ H. Atherton Representative 117th District

Sworn to and subscribed before me, this 22nd day of January, 1969.

/s/ Janette Hirsch,  
Notary Public, Georgia, State at Large.  
My Commission Expires December 26, 1972.  
(Seal).

**Approval Date:** Approved April 23, 1969.