

(6) Council Bill #120779, Ordinance #3615, Amending Joint Municipal Employees Retirement Plan (JMERS), Ordinance #3042, Article V, Section 1b(4) by striking the words "five (5)" years and substituting in lieu thereof the words "three (3)" years, and Article V, Section 4, by striking the words "twenty percent (20%)" and substituting in lieu thereof the words "fifty percent (50%)", to increase disability benefit in said JMERS Pension Plan.

Councilmember Fields reported subject amendment as recommended by Council Finance Committee and Pension Committee would increase disability benefits in the pension plan from a minimum of twenty percent (20%) to a minimum of fifty percent (50%) of a participant's average monthly earnings, and the highest three years of earnings instead of the highest five years would be used in computing final average earnings, and would apply to current employees only and not to those already retired.

Upon motion of Councilmember Fields, seconded by Councilmember Craddock, it was unanimously approved; effective July 1, 1979.

COUNCIL BILL NO. 120779

ORDINANCE NO. 3615

AN ORDINANCE

AN ORDINANCE to amend the Ordinance No. 3042 approved September 21, 1973, as amended, establishing a retirement plan for the employees of the City of Marietta, Georgia and setting forth the joint trust agreement and the contract for the administration of said plan by the City and the Joint Municipal Employees' Retirement System as provided by Ga. L. 1965, p. 421 as amended, so as to amend the definition of final average earnings; to raise the minimum disability retirement benefits; to repeal conflicting ordinances; and for other purposes.

BE IT ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF MARIETTA, GEORGIA AND IT IS HEREBY ORDAINED BY THE AUTHORITY THEREOF:

Section 1. An ordinance establishing a definition of final average earnings by striking from Article V, Section 1b(4) the words "five (5)" and substituting in lieu thereof the words "three (3)".

Section 2. Said ordinance is further amended by striking from Article V, Section 4, the words "twenty percent (20%)" and substituting in lieu thereof the words "fifty percent (50%)".

Section 3. The rights and obligations under the plan with respect to persons whose employment with the City was terminated for any reason whatsoever prior to the effective date of this amendment are fixed and shall be governed by such plan as existed and was in effect at the time of such termination.

Section 4. The effective date of this amendment shall be July 1, 1979 and any ordinance and parts of ordinances in conflict herewith are hereby expressly repealed.

ORDAINED this 11th day of July, 1979.

ATTEST: /s/ BARBARA M. GOSCHA, City Clerk

APPROVED AS TO FORM: /s/ ROY E. BARNES, City Attorney

/s/ J. DANA EASTHAM
Mayor