

ORDINANCE BY

*[Handwritten signatures: F. M. Kelly, [unclear], J. [unclear], Mable Thomas]*

**AN ORDINANCE TO AMEND THE PENSION LAWS APPLICABLE TO OFFICERS AND EMPLOYEES OF THE CITY OF ATLANTA SO AS TO PROVIDE UNREDUCED RETIREMENT BENEFITS TO THOSE OFFICERS AND EMPLOYEES WHOSE AGE AND YEARS OF SERVICE EQUAL AT LEAST SEVENTY FIVE (75) YEARS; AND FOR OTHER PURPOSES.**

**01-0-0311**

**WHEREAS,** To attract and retain the most qualified employees, the pension program of the City must offer attractive benefits which are competitive with major governmental employers in the Atlanta area with whom we compete in the labor market: and

**WHEREAS,** Surrounding jurisdictions have enhanced their respective pension programs offering superior benefits to those offered by the City of Atlanta; and

**WHEREAS,** The current Pension Laws of the City of Atlanta's general employees pension plan establishes age 60 as the normal retirement age and full vesting requires 15 years service, a combination of age and service equal to seventy five (75); and

**WHEREAS,** To change the City pension programs to a permanent "Rule of Seventy Five" would only result in making approximately 9% of the workforce eligible for retirement: and

**WHEREAS,** A permanent rule of seventy five differs from an early retirement option and would not force the immediate retirement of large numbers of City employees by offering a temporary option that must be exercised immediately; and

**WHEREAS,** A survey conducted by the Personnel Department showed that employees overwhelmingly reflected interest in this change, even if it required additional contributions to become effective

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, As follows:**

**SECTION 1:** Georgia Laws 1927, p265, particularly as amended by Georgia Laws 1978, p4546 (and has been further amended) and codified at section 6-37, Related Laws Section of Volume I, City Charter and Code (General Employees Pension Fund), is hereby amended as follows:

- (a) Subparagraph "(c)" of Section 6-37 is hereby redesigned as subparagraph "(c)(1)".
- (b) A new subparagraph "(c)(2)" is hereby established which shall provide as follows:  
Any officer or employee, who so elects and after having served at least five (5) years with the City, may as a matter of right, retire from active service and receive a normal monthly pension benefit, when the combined total age and years of service of such officer or employee equals at least seventy-five (75) years.

**SECTION 2:** Any officer or employee coming under the terms of this act who is in the employment of such City prior to the effective date of this amendment may elect to come under the provisions of this amendment by making written application to the board of trustees, on a form provided for this purpose, within sixty (60) days of the date upon which this ordinance is approved by the Mayor or becomes effective without such approvals per City Charter Section 2-403.

**SECTION 3:** All regular officers and employees of the City, eligible for participation in this act, as amended, who shall be elected, appointed or employed after the effective date of this act, may be required to come under the provisions of this act, as now amended, and shall have all rights and duties as provided in this amendment.

**SECTION 4:** The cost of the permanent rule of seventy five (75) plan shall be shared among those employees or officers who elect to participate and the City of Atlanta. Employees or officers shall pay an amount not to exceed 3.8 % of their total annual salary, in addition to their current contribution. Any remaining cost shall be assumed by the City of Atlanta and paid for by freezing annual increments in an amount sufficient to defray the said cost; provided however, that the City of Atlanta shall not freeze increments in excess of twelve months from the date of implementation.

**SECTION 5:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

RCS# 2766  
3/19/01  
7:34 PM

Atlanta City Council

Regular Session

01-O-0311

Amend Pension Laws applicable to  
officers & employees; equal at least 75  
ADOPT AS AMEND

YEAS: 5  
NAYS: 6  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 2  
ABSENT 2

B McCarty	Y Dorsey	N Moore	Y Thomas
Y Starnes	N Woolard	E Martin	N Emmons
Y Bond	N Morris	E Maddox	B Alexander
N Winslow	N Muller	Y Boazman	NV Pitts

01-O-0311

01-0-0311

(Do Not Write Above This Line)

ORDINANCE BY *[Signature]*  
*Henry D. ...*  
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FAILED

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 2/19/01

Referred To: Finance / Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred to \_\_\_\_\_

Committee *F.W. Sec*

Date *2-28-01*

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

No Committee *[Signature]*

Date *3-14-01*

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

2nd  1st & 2nd  3rd

Readings

Consent  V Vote  RC Vote

CERTIFIED

MAYOR'S ACTION