

13-0-0440

(Do Not Write Above This Line)

AN ORDINANCE BY

FINANCE AND EXECUTIVE COMMITTEE

AN ORDINANCE TO AMEND THE CITY OF ATLANTA RETIREMENT PLAN SO AS TO INCLUDE CERTAIN LANGUAGE AT THE REQUEST OF THE U.S. INTERNAL REVENUE SERVICE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Peter J. Andrews

Peter J. Andrews
Deputy City Attorney

ADOPTED BY

APR 15 2013

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred

3/18/13

Referred To:

Finance/Executive

Date Referred

Referred To:

Date Referred

Referred To:

Committee *Fin. / Exec* First Reading
 Date *3-13-13*
 Chair *Jeliana G. Moore*
 Referred To _____

Committee *Fin. / Exec*
 Date *3-27-13*
 Chair *Jeliana G. Moore*
 Action *Other*
 Fav. Adv, Hold (See rev. side)
 Other
 Members *Adrian*
Harold Smith
Walter Anderson

Committee _____
 Date _____
 Chair _____
 Action _____
 Fav. Adv, Hold (See rev. side)
 Other _____
 Members _____

Refer To _____

Refer To _____

Committee _____
 Date _____
 Chair _____

Committee _____
 Date _____
 Chair _____

Action _____
 Fav. Adv, Hold (See rev. side)
 Other _____
 Members _____

Action _____
 Fav. Adv, Hold (See rev. side)
 Other _____
 Members _____

Refer To _____

Refer To _____

FINAL COUNCIL ACTION
 2ND 1ST & 2ND 3RD
 Readings
 Consent V Vote RC Vote

CERTIFIED
 APR 15 2013
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 APR 15 2013
 Rhonda Daughlin Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION
 APPROVED
 APR 24 2013
 WITHOUT SIGNATURE
 BY OPERATION OF LAW

AN ORDINANCE

BY FINANCE AND EXECUTIVE COMMITTEE

AN ORDINANCE TO AMEND THE CITY OF ATLANTA RETIREMENT PLAN SO AS TO INCLUDE CERTAIN LANGUAGE AT THE REQUEST OF THE U.S. INTERNAL REVENUE SERVICE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the federal Internal Revenue Service has requested the inclusion of certain clarifying language related to the three City of Atlanta Defined Benefit Pension Plans; and

WHEREAS, it is the desire of the City of Atlanta to amend Section 6-2(b) of Atlanta City Code, Part I (Charter and Related Laws), Subpart B (Related Laws), Chapter 6 (Pensions), Article I (In General) in order to comply with the requirements of the federal regulations.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1: That Part I, Subpart B, Chapter 6, Article I, Section 6-2(b) of the Code of Ordinances of the City of Atlanta, Georgia, Georgia Laws 1927, p. 265, which currently reads:

Sec. 6-2(b) The City shall offer a Retirement Plan to all Employees effective November 1, 2011, except that the Retirement Plan for any Employee hired on or after September 1, 2011 shall be effective upon the date of her/his employment. The Retirement Plan shall consist of a Defined Benefit Plan component and a Defined Contribution Plan component. The Defined Benefit Plan component will be comprised solely of the City's three DB Plans as defined in Section 6-2(a)(10) above. Though this Section 6-2 modifies certain terms of the DB Plans, it does not create a "new" DB plan or plans.

be amended to make the following deletions and insertions, such that Part I, Subpart B, Chapter 6, Article I, Section 6-2(b) of the Code of Ordinances of the City of Atlanta, Georgia, Georgia Laws 1927, p. 265, shall read as follows:

Sec. 6-2(b) The City shall offer a Retirement Plan to all Employees effective November 1, 2011, except that the Retirement Plan for any Employee hired on or after September 1, 2011 shall be effective upon the date of her/his employment. The Retirement Plan shall consist of a Defined Benefit Plan component and a Defined Contribution Plan component. The Defined Benefit Plan component will be comprised solely of the City's three DB Plans as defined in Section 6-2(a)(10) above, and intends to satisfy Code section 401(a) by meeting the requirements of Code section 414(d). Though this Section 6-2 modifies certain terms of the DB Plans, it does not create a "new" DB plan or plans.



Section 2: Except as otherwise provided, the provisions of Section 1 are effective as of the date of adoption of this legislation.

Section 3: That all ordinances and parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

A true copy,

A handwritten signature in black ink, appearing to read "K. L. ...", written over a horizontal line.

Deputy Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

April 15, 2013
April 24, 2013

RCS# 2642
4/15/13
3:19 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA:SECTION I:ALL ITEMS
MONDAY, APRIL 15, 2013
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 1
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	E Willis
Y Winslow	Y Adrean	B Sheperd	NV Mitchell

CONSENT I

+

		03-18-13
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 13-O-0455	35. 13-R-0545	67. 13-R-0577
2. 13-O-0440	36. 13-R-0546	68. 13-R-0578
3. 13-O-0442	37. 13-R-0547	69. 13-R-0579
4. 13-O-0454	38. 13-R-0548	70. 13-R-0580
5. 13-O-0605	39. 13-R-0549	71. 13-R-0581
6. 13-O-0611	40. 13-R-0550	72. 13-R-0582
7. 13-O-0288	41. 13-R-0551	73. 13-R-0583
8. 13-O-0428	42. 13-R-0552	74. 13-R-0584
9. 13-O-0429	43. 13-R-0553	75. 13-R-0585
10. 13-O-0432	44. 13-R-0554	76. 13-R-0586
11. 13-O-0606	45. 13-R-0555	77. 13-R-0587
12. 13-R-0593	46. 13-R-0556	78. 13-R-0588
13. 13-R-0594	47. 13-R-0557	79. 13-R-0589
14. 13-R-0595	48. 13-R-0558	80. 13-R-0590
15. 13-R-0596	ITEMS ADVERSED ON CONSENT	81. 13-R-0591
16. 13-R-0597	49. 13-R-0559	
17. 13-R-0598	50. 13-R-0560	
18. 13-R-0600	51. 13-R-0561	
19. 13-R-0601	52. 13-R-0562	
20. 13-R-0602	53. 13-R-0563	
21. 13-R-0620	54. 13-R-0564	
22. 13-R-0501	55. 13-R-0565	
23. 13-R-0539	56. 13-R-0566	
24. 13-R-0540	57. 13-R-0567	
25. 13-R-0603	58. 13-R-0568	
26. 13-R-0430	59. 13-R-0569	
27. 13-R-0437	60. 13-R-0570	
28. 13-R-0439	61. 13-R-0571	
29. 13-R-0541	62. 13-R-0572	
30. 13-R-0608	63. 13-R-0573	
31. 13-R-0609	64. 13-R-0574	
32. 13-R-0542	65. 13-R-0575	
33. 13-R-0543	66. 13-R-0576	
34. 13-R-0544		