

ORDINANCE NO. 11522  
(New Series)

MAR 18 1975

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4,  
DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTION 24.0312 RELATING TO  
MEMBERSHIP IN THE RETIREMENT SYSTEM.

BE IT ORDAINED, by the Council of The City of San Diego,  
as follows:

Section 1. That Chapter II, Article 4, Division 3, of the  
San Diego Municipal Code be, and the same is hereby amended by  
amending Section 24.0312 to read as follows:

SEC. 24.0312

a. A member who, after July 1, 1954, contributes  
at the current rate, and who prior to his entrance in  
this Retirement System held a position in the city  
service, and at that time and during that tenure, was  
not a member of any retirement system, shall have the  
right to receive credit in this Retirement System for  
all or any part of the city service he rendered,  
whether interrupted or not during the time he was in  
city service before becoming a member if within one  
year after becoming a member, or prior to July 1, 1955,  
whichever is later, he elects to pay and thereafter  
pays, in accordance with such election and prior to  
retirement, into the Retirement Fund an amount equal  
to the contributions he would have made to any  
retirement fund if he had been a member during all

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of the time for which he has elected to receive credit, computed by paying the accumulated contributions that would have been in his account if he had been a member of the superseded system during his period of employment subsequent to 1926. Such payment may be made by a lump sum or by installment payments over a period of three (3) years, or in such manner and at such time as the Board of Administration may by rule prescribe. No member shall receive credit under this section for any service for which he has not completed payment pursuant to this section before the effective date of his retirement. A member who has elected to make such payment in installments may complete payment thereof by lump sum at any time prior to the expiration of said three (3) years. Any sums paid by a member pursuant to this section shall be considered to be and administered as normal contributions by the member. If any member does not elect to make up his back contributions, as hereinabove provided, he shall receive credit only for current service during the time which he actually made contributions.

If any member under this section dies or is disabled after he has elected to pay into the system the accumulated contributions that would have been in his account if he had been a member of the superseded system during his period of employment subsequent

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to 1926, but before completing such payment, then and in that event the Board is authorized to pay to the beneficiary of said deceased member or to said disabled member the death benefit or disability allowance herein provided for, after having first deducted or caused to be deducted from the amount of death benefit or disability allowance a sum equal to that amount which the deceased employee or the disabled employee had failed to pay into the system at the date of death or injury or sickness causing disability.

b. Any member who, after January 1, 1974, contributes at the current rate, and was not a member of the Retirement System for any period of city service during the initial six-month probationary period of employment with the City, shall have the right to receive credit in this Retirement System for said period of service if prior to January 1, 1975, he elects to pay and thereafter pays, in accordance with such election and prior to July 1, 1976, into the Retirement Fund an amount equal to the contribution he would have made to the Retirement Fund if he had been a member during that portion of the six-month probationary period. The amount payable shall be computed by multiplying the rate of contribution first applicable to him upon commencement of his membership in the System times the total

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compensation received by him during that portion of the probationary period concerned plus an average interest of four percent (4%) per year from the date of entrance into the System until the completion of the required payment. The payment may be made in a lump sum or by installment payments over a period not to exceed one year.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By   
John K. Riess, Deputy

JKR:lc:352  
2/4/75

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MAR 13 1975

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_  
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON  
Mayor of The City of San Diego, California.

EDWARD NIELSEN  
City Clerk of The City of San Diego, California.

(Seal)

By Patricia Polen, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

**FEB 27 1975**

**MAR 13 1975**

, and on \_\_\_\_\_

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN  
City Clerk of The City of San Diego, California.

(Seal)

By Patricia Polen, Deputy.

1975 FEB 18 PM 4: 49

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Office of the City Clerk, San Diego, California

Ordinance Number **11522** Adopted **MAR 13 1975**

RECEIVED  
CITY CLERK'S OFFICE

1975 APR -1 PM 1:45 *gw*

SAN DIEGO, CALIF.

ATTORNEY(S)  
San Diego, City of  
12th Floor City Admin. Bldg.  
San Diego, CA. 92101  
POLEN

**CERTIFICATE OF PUBLICATION**

No. \_\_\_\_\_

IN THE MATTER OF

RETIREMENT SYSTEM

APR 1 1975 *gw*

I, **PATRICIA M. APPLESTILL** hereby certify that San Diego Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego, County of San Diego, State of California; that I am the principal clerk of said newspaper; and the

ORDINANCE NO. 11522

is a true and correct copy of which this certificate is annexed and was published in said newspaper on

March 21, 1975

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California, on

March 21, 1975

*Patricia M. Applestill*  
(Signature)

145 1/8" @ 4.42 \$64.64 *gw*

## ORDINANCE NO. 1188

(New Series)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 21.021, RELATING TO MEMBERSHIP IN THE RETIREMENT SYSTEM.

BE IT ORDAINED, by the Council of The City of San Diego,

Section 1. That Chapter II, Article 4, Division 3, of the San Diego Municipal Code be, and the same is hereby amended by amending Section 21.021 to read as follows:

a. A member who, after July 1, 1954, contributes at the current rate, and who prior to his entrance in this Retirement System held a position in the city service, and at that time and during that time was not a member of any retirement system, shall have the right to receive credit in this Retirement System for all or any part of the service he rendered, whether interrupted or not during the time he was in city service before becoming a member if within one year after becoming a member, or prior to July 1, 1955, whichever is later, he elects to pay and thereafter pays, in accordance with such election and prior to retirement, into the Retirement Fund an amount equal to the contributions he would have made to any retirement fund if he had been a member during all of the time for which he has elected to receive credit, computed by paying the accumulated contributions to the system during his period of employment subsequent to 1924. Such payment may be made by a lump sum or by installment payments over a period of three (3) years, or in such manner and at such time as the Board of Administration may by rule prescribe. No member shall receive credit under this section for any service for which he has not completed payment pursuant to this section before the effective date of his retirement. A member who has elected to make such payment in installments may complete payment thereof by lump sum at any time prior to the expiration of said three (3) years. Any sums paid by a member pursuant to this section shall be considered to be contributions as normal contributions by the member. If any member does not elect to make up his back contributions, as hereinabove provided, he shall receive credit only for current service during the time which he actually made contributions.

b. If any member under this section dies or is disabled after he has elected to pay into the system the accumulated contributions that would have been in his account if he had been a member of the superannuation system during his period of employment subsequent to 1924, but before completing such payment, then and in that event the Board is authorized to pay to the beneficiary of said deceased member or to said disabled member the death benefit or disability allowance herein provided for, after having first deducted or caused to be deducted from the amount of death benefit or disability allowance a sum equal to that amount which the deceased employee or the disabled employee had failed to pay into the system at the date of death or injury or sickness causing disability.

c. Any member who, after January 1, 1974, contributes at the current rate, and was not a member of the Retirement System for any period of city service during the initial six-month probationary period of employment with the City, shall have the right to receive credit in this Retirement System for said period of service if prior to January 1, 1978, he elects to pay and thereafter pays, in accordance with such election and prior to July 1, 1978, into the Retirement Fund an amount equal to the contribution he would have made to the Retirement Fund if he had been a member during that portion of the six-month probationary period. The amount payable shall be computed by multiplying the rate of contribution first applicable to him upon commencement of his membership in the System times the total compensation received by him during that portion of the probationary period concerned plus an average interest of four percent (4%) per year from the date of entrance into the System until the completion of the required payment. The payment may be made in a lump sum or by installment payments over a period not to exceed one year.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on February 27, 1975.

Passed and adopted by the Council of The City of San Diego on March 11, 1975.

AUTHENTICATED BY:

PETE WILSON,  
Mayor of The City of San Diego, California.  
EDWARD NIELSEN,  
City Clerk of The City of San Diego, California.  
By PAMELA WILSON, Deputy

(SEAL)

Ordinance No. 1188

LS-484

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