

ORDINANCE NO. **12632**
(New Series)

APR 30 1979

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4,
DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE
BY AMENDING SECTION 24.0105, RELATING TO
MEMBERSHIP IN RETIREMENT SYSTEM.

WHEREAS, Congress amended the Age Discrimination in
Employment Act to cover individuals up to 70 years of age;
and

WHEREAS, the City's present Retirement System precludes
the membership of an individual beyond the age of 65; and

WHEREAS, the Retirement System's actuary reports that
the inclusion of individuals up to the age of 70 will not
financially affect the System; NOW, THEREFORE,

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

Section 1. That Chapter II, Article 4, Division 1, of
the San Diego Municipal Code be and the same is hereby amended
by amending Section 24.0105 to read as follows:

SEC. 24.0105 MEMBERSHIP

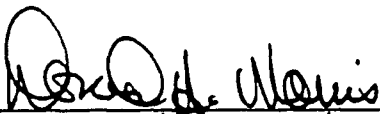
Except such members of the Police and Fire
Departments who were employed by The City of San Diego
prior to July 1, 1946, and except such employees as
have not heretofore been members of the Retirement
System which is superseded in part hereby, and except
as provided in Sections 24.0105.1 and 24.0105.2,
membership in the Retirement System shall be compulsory
and a condition of employment for all members of the

Classified Service; provided, however, that no officer or employee of The City of San Diego, whether in the Classified or Unclassified Service of the City, shall be required nor permitted to join the Retirement System if said person's employment with the City commences after his or her 70th birthday. Those employees who are not members of the Retirement System which is superseded in part hereby at the date of the taking effect of this article, except policemen and firemen who were employed by the City on or before July 1, 1946, shall be given the option of becoming members, as hereinafter provided.

(Second, third and fourth paragraphs--NO CHANGE.)

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 
David H. Morris
Deputy City Attorney

DHM:rc:352
3/9/79
Or. Dept.: Retirement

NEW LANGUAGE--UNDERLINED
OLD LANGUAGE--CROSSED OUT

O. 79-216

SEC. 24.0105 MEMBERSHIP

Except such members of the Police and Fire Departments who were employed by The City of San Diego prior to July 1, 1946, and except such employees as have not heretofore been members of the Retirement System which is superseded in part hereby, and except as provided in Sections 24.0105.1 and 24.0105.2, membership in the Retirement System shall be compulsory and a condition of employment for all members of the Classified Service; provided, however, that no officer or employee of The City of San Diego, whether in the Classified or Unclassified Service of the City, shall be required nor permitted to join the Retirement System if said person's employment with the City commences after his or her ~~64th~~ 70th birthday. Those employees who are not members of the Retirement System which is superseded in part hereby at the date of the taking effect of this article, except policemen and firemen who were employed by the City on or before July 1, 1946, shall be given the option of becoming members, as hereinafter provided.

(Second, third and fourth paragraphs--NO CHANGE.)

12632

Passed and adopted by the Council of The City of San Diego on APR 30 1979,
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<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.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Ellen Bovard, 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

APR 16 1979

, and on

APR 30 1979

~~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.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Ellen Bovard, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number	12632
Adopted	APR 30 1979

ATTORNEY(S)

San Diego, City of
12th floor, City Admin. Bldg.
202 C St.
San Diego, CA 92101

1979 MAY 13 PM 4:20
SAN DIEGO, CALIF.

Attn: Ellen Bovard

CERTIFICATE OF PUBLICATION

No. _____

IN THE MATTER OF

RELATING TO MEMBERSHIP IN RETIREMENT SYSTEM

I Patricia M. Spaulding, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 12632

(New Series)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 24.0105, RELATING TO MEMBERSHIP IN RETIREMENT SYSTEM.

Section 24.0105 now restricts membership in the Retirement System to individuals 64 years of age or less at time of employment. This revision would amend that section to provide that membership is restricted to individuals 70 years of age or less at time of employment.

A complete copy of the ordinance is available for inspection in the office of the City Clerk of the City of San Diego, 12th Floor, City Administration Building, 202 C St., San Diego, CA 92101.

Introduced on April 16, 1979.

Passed and adopted by the Council of The City of San Diego on April 30, 1979.

AUTHENTICATED BY:

PETE WILSON,

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

SEAL

By ELLEN BOVARD, Deputy.

Published May 14, 1979

80-5280

ORDINANCE NO. 12632

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to-wit:

May 14, 1979

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 16th day of May, 1979.

Patricia M. Spaulding

(Signature)

4 1/4 \$25.80