

(O-83-155)

ORDINANCE NUMBER O- 15959 (New Series)

Adopted on MAY 2 1983

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 24.0103, 24.0105, 24.0206, 24.0308, 24.0402, 24.0403, 24.0501, 24.1000, 24.1003 AND 24.1113, AND ADDING NEW SECTIONS 24.0206.5, 24.0308.5, 24.0313 AND 24.1009 RELATING TO CLARIFICATION OF ADMINISTRATIVE PROCEDURES AND DEFINITIONS IN RESPECT TO THE CITY EMPLOYEES RETIREMENT PLAN.

WHEREAS, as a result of the City terminating Social Security participation and the institution of the 1981 Pension Plan for all employees hired on or after September 3, 1982, several amendments to the retirement ordinances are necessary; and

WHEREAS, it has been determined by the Retirement Board that several housekeeping provisions were necessary to clarify and formally express existing practices in administration; and

WHEREAS, the Retirement Board also considered and recommended to Council that certain provisions regarding limited recall of retired persons and purchase of creditable service for periods of approved leaves of absence be approved; and

WHEREAS, the Retirement Board considered and approved for Council consideration amendments to membership status provision language so that those provisions are adequately and sufficiently clear to all System participants; and

WHEREAS, the Business Procedures Committee of the Retirement Board considered these matters at several meetings during the past year, has recommended said actions to the

Retirement Board and said Board has further recommended said matters to the City Council for approval; NOW, THEREFORE,

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

Section 1. That Chapter II, Article 4, of the San Diego Municipal Code be and the same is hereby amended by amending sections 24.0103, 24.0105, 24.0206, 24.0308, 24.0402, 24.0403, 24.0501, 24.1000, 24.1003 and 24.1113 to read as follows:

SEC. 24.0103 DEFINITIONS

Subsections (a) through (d) - no change.

e. "General Member" or "Member" means any person other than a safety member or legislative officer who contributes to the Retirement System, and who is entitled to receive benefits therefrom.

Subsections (f) through (s) - no change.

t. "Creditable Service" for purposes of qualification for benefits and retirement allowances under this System means service rendered for compensation as an employee or officer (employed, appointed or elected) of the City or a contracting agency, and only while he is receiving compensation from the City or contracting agency, and is a member of and contributing to this System pursuant to appropriate provisions of this article. Except as provided in Divisions 3 and 10 hereof, for which repurchase of credits may be permissible, time during which a member is absent from City service without compensation shall not be allowed in computing creditable service. The term "current

service," wherever used in this article, shall mean the same as creditable service.

SEC. 24.0105 MEMBERSHIP

No changes in the first three paragraphs of this section.

All salaried unclassified employees hired on or before September 2, 1982 shall have the option of electing membership in the Retirement System providing they are employed 1/2, 3/4 or full time and exercise the option within one year of their hire date or June 30, 1983, whichever occurs first. Once the election has been made, it shall be irrevocable. Upon joining the System, they shall receive all the privileges and benefits afforded other members and shall be bound by all regulations governing such membership including those provisions relating to withdrawal of accumulated contributions contained in sections 24.0206 and 24.0308.

Irrespective of the foregoing, all employees hired on or before September 2, 1982, whether classified or unclassified, full or part-time, shall continue to have the right to join the City Employees' Retirement System, as provided for in Divisions 1 through 10, no later than June 30, 1983. On or after July 1, 1983, such employees shall no longer be eligible to join said City Employees' Retirement System.

All salaried employees working at least one-half time hired on or after September 3, 1982, will be subject to the membership requirements of Section 24.1102.

All eligible members in the Classified Service transferring to the Unclassified Service pursuant to Section 117 of the City Charter shall be required to remain in and maintain membership in the Retirement System unless said person first terminates classified employment prior to assuming the unclassified position.

SEC. 24.0206 WITHDRAWAL OF ACCUMULATED CONTRIBUTIONS AND DEFERRED BENEFITS - GENERAL MEMBER

If the service of a general member is discontinued other than by death or retirement, upon proper application to the Board of Administration, there shall be returned to the member all accumulated contributions and additional contributions, plus compound interest, as determined by the Board, within six months from the date of termination; provided, however, that if the general member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions (including any accumulated additional contributions) with the System, in which event the general member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to all employees of The City of San Diego hired on or after December 8, 1976. General members may not withdraw accumulated contributions under any circumstances other than that provided in this section.

SEC. 24.0308 WITHDRAWAL OF ACCUMULATED CONTRIBUTIONS AND DEFERRED BENEFITS - SAFETY MEMBERS.

If the service of a safety member is discontinued other than by death or retirement, upon proper application to the Board of Administration there shall be returned to the safety member all accumulated contributions and additional contributions, plus compound interest, as determined by the Board, within six months from the date of termination; provided, however, that if the safety member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions (including any accumulated additional contributions) with the System, in which event the safety member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to employees of The City of San Diego hired on or after December 8, 1976. Safety members may not withdraw accumulated contributions under any circumstances other than that provided in this section.

SEC. 24.0402 RETIREMENT ALLOWANCE - GENERAL MEMBER

a. The Board of Administration shall provide that upon retirement for service, a member, other than a safety member, is entitled to receive a retirement allowance which shall consist of:

(1) A service retirement annuity.

(2) A creditable service pension.

b. The service retirement annuity is an annuity which is the actuarial equivalent of the member's accumulated normal contributions at the time of said member's retirement.

c. The creditable service pension is the pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of retirement, to equal the fraction set forth in the following table opposite the member's age at retirement taken to the preceding completed quarter year multiplied by the sum of:

(i) $1/60$ th of final compensation multiplied by the number of years, and fractions thereof, of creditable service prior to the integration date, plus

(ii) $1/90$ th of final basic compensation, multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date, plus

(iii) $1/60$ th of final excess compensation multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date.

(d) The creditable service pension for all City of San Diego employee members, except safety members,

subsequent to January 1, 1982, shall be calculated as described in subsection c. above, multiplied by the sum of:

(i) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of creditable service prior to the integration date, plus

(ii) 1/90th of final basic compensation, multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date through the withdrawal date, plus

(iii) 1/60th of final excess compensation multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date, plus

(iv) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of creditable service subsequent to the withdrawal date.

TABLE
SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM

Age of Retirement	Factor	Age of Retirement	Factor
55	.8867	60	1.1500
55 $\frac{1}{4}$	.8977	60 $\frac{1}{4}$	1.1611
55 $\frac{1}{2}$	.9087	60 $\frac{1}{2}$	1.1722
55 $\frac{3}{4}$	.9197	60 $\frac{3}{4}$	1.1834
56	.9307	61	1.1945
56 $\frac{1}{4}$	.9427	61 $\frac{1}{4}$	1.2094
56 $\frac{1}{2}$	.9546	61 $\frac{1}{2}$	1.2243
56 $\frac{3}{4}$	.9666	61 $\frac{3}{4}$	1.2393
57	.9786	62	1.2542
57 $\frac{1}{4}$	.9916	62 $\frac{1}{4}$	1.2699
57 $\frac{1}{2}$	1.0046	62 $\frac{1}{2}$	1.2858
57 $\frac{3}{4}$	1.0177	62 $\frac{3}{4}$	1.3015
58	1.0307	63	1.3173
58 $\frac{1}{4}$	1.0449	63 $\frac{1}{4}$	1.3341
58 $\frac{1}{2}$	1.0592	63 $\frac{1}{2}$	1.3508
58 $\frac{3}{4}$	1.0734	63 $\frac{3}{4}$	1.3676
59	1.0876	64	1.3844
59 $\frac{1}{4}$	1.1032	64 $\frac{1}{4}$	1.4023
59 $\frac{1}{2}$	1.1188	64 $\frac{1}{2}$	1.4201
59 $\frac{3}{4}$	1.1344	64 $\frac{3}{4}$	1.4380
		65	1.4559

(50% M - 50% F)

SEC. 24.0403 RETIREMENT ALLOWANCES - SAFETY MEMBER

The Board of Administration shall provide that upon retirement for service a safety member or an eligible safety member is entitled to receive a retirement allowance which shall consist of:

1. A service retirement annuity.
2. A creditable service pension.

The service retirement annuity is an annuity which is the actuarial equivalent of the safety member's accumulated normal contributions or the eligible safety member's accumulated normal contributions at the time of his or her retirement.

The creditable service pension for safety members who are not eligible for Social Security benefits is a pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the safety member, to equal the fraction set forth in the following table opposite said safety member's age at retirement, taken to the preceding completed quarter year, multiplied by the sum of 1/50th of final compensation for each year, and fractions thereof, to which the safety member is entitled to be credited at retirement.

The creditable service pension for eligible safety members is a pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of his or her

retirement, to equal the fraction set forth in the following table opposite his or her age at retirement, taken to the preceding completed quarter year multiplied by the sum of

(i) 1/50th of final compensation, multiplied by the number of years, and fractions thereof, of creditable service prior to the integration date, plus

(ii) 1/75th of final basic compensation, multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date through April 19, 1982, plus

(iii) 1/50th of final excess compensation multiplied by the number of years and fractions thereof, of creditable service subsequent to the integration date, plus

(iv) 1/50th of final compensation, multiplied by the number of years, and fractions thereof, of creditable service commencing and subsequent to April 30, 1982.

<u>Age of Retirement</u>	<u>Fraction</u>
50	1.0000
50 $\frac{1}{4}$	1.0130
50 $\frac{1}{2}$	1.0259
50 $\frac{3}{4}$	1.0387
51	1.0516
51 $\frac{1}{4}$	1.0656
51 $\frac{1}{2}$	1.0796
51 $\frac{3}{4}$	1.0937
52	1.1078
52 $\frac{1}{4}$	1.1231
52 $\frac{1}{2}$	1.1384
52 $\frac{3}{4}$	1.1538
53	1.1692
53 $\frac{1}{4}$	1.1859
53 $\frac{1}{2}$	1.2028
53 $\frac{3}{4}$	1.2195
54	1.2336
54 $\frac{1}{4}$	1.2547
54 $\frac{1}{2}$	1.2730
54 $\frac{3}{4}$	1.2915
55	1.3099

SEC. 24.0501 INDUSTRIAL DISABILITY - SAFETY AND
GENERAL MEMBER

Any member, including a safety member, permanently incapacitated from the performance of duty as the result of injury or disease arising out of or in the course of his or her employment, shall be retired for disability with retirement allowance, regardless of age or amount of service. Any member, including a safety member, permanently incapacitated from any other cause shall be retired regardless of age but with a retirement allowance only after ten years of creditable service.

The Board of Administration shall prescribe rules and regulations setting forth the procedure for the retirement of a member or safety member for disability.

SEC. 24.1000 RETIRED PERSONS

Notwithstanding any other provision of law, no person who has been retired from the service and employment of The City of San Diego pursuant to the provisions of this article shall thereafter be paid for any service rendered as an officer or employee of said City, except as provided in Section 24.0510 or except as an officer elected by the electors of said City.

Notwithstanding the above provision, commencing on or after July 1, 1983, any person who has retired may be employed in a position requiring special skills or knowledge, as determined by the appropriate appointing authority, for a period not to exceed 90 working days in any one fiscal year and may be paid for such employment. Such employment shall not operate to reinstate the person

as an active member of this System and no deductions shall be made from his or her salary as contributions thereto; nor shall said person, as a result of such limited duty, be considered an eligible employee for purposes of the City's Supplemental Pension Savings Plan or accrual of annual leave.

SEC. 24.1003 CREDITABLE SERVICE FOR PART-TIME SERVICE
PRIOR TO MEMBERSHIP

When City service prior to membership was tendered on a salaried part-time basis of at least six months or more, the member may make the required contributions and receive credit for such proportion of the time he or she held the part-time position, as the time he or she was actually engaged in the performance of the duties of such position bears to the time required to perform the same duties in a full-time position.

SEC. 24.1113 RETIRED PERSONS

Notwithstanding any other provision of law, no person who has been retired from the service and employment of the City of San Diego pursuant to the provisions of this division shall thereafter be paid for any service rendered as an officer or employee of said City, except as an officer elected by the electors of said City.

Notwithstanding the above provision, commencing on or after July 1, 1983, any person who has retired may be employed in a position requiring special skills or knowledge, as determined by the appropriate appointing authority, for a period not to exceed 90 working days in any one fiscal year and may be paid for such employment.

Such employment shall not operate to reinstate the person as an active member of this System and no deductions shall be made from his or her salary as contributions thereto; nor shall said person, as a result of such limited duty, be considered an eligible employee for purposes of the City's Supplemental Pension Savings Plan or accrual of annual leave.

Section 2. That Chapter II, Article 4, of the San Diego Municipal Code be and the same is hereby further amended by adding new sections 24.0206.5, 24.0308.5, 24.0313 and 24.1009 to read as follows:

SEC. 24.0206.5 TERMINATION OF BENEFITS - GENERAL MEMBER

Any person eligible to withdraw accumulated contributions pursuant to Section 24.0206 who requests withdrawal, and thereafter receives his or her accumulated contributions from the System, shall be deemed to have knowingly terminated membership in the System and, as a result thereof, be ineligible for any rights, privileges or benefits granted under this Retirement System.

SEC. 24.0308.5 TERMINATION OF BENEFITS - SAFETY MEMBER

Any person eligible to withdraw accumulated contributions pursuant to Section 24.0308 who requests withdrawal, and thereafter receives his or her accumulated contributions from the System, shall be deemed to have knowingly terminated membership in the System and, as a result thereof, be ineligible for any rights, privileges or benefits granted under this Retirement System.

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SEC. 24.0313 PURCHASE OF APPROVED LEAVES OF ABSENCE

Notwithstanding the provisions of Section 24.0103 t. and Division 10 hereof, any member granted an approved leave of absence without pay shall have the right, upon his or her return to City service, and upon request by said member within sixty (60) days of the date of return to City service, to obtain creditable service for a period of up to one year of such absence by paying into the System the contributions, including interest, he or she would have paid had he or she remained in the City service. The member shall also pay into the System the employer "pickup" of employee contributions which consists of that amount which otherwise would have been contributed by the City to the System during such period on behalf of said employee. The method of repayment shall be approved by the Retirement Board.

Any member granted an approved leave of absence for periods of time in excess of one year shall have the right, upon return to City service, and upon request by said member within sixty (60) days of the date of return to City service or from and after the effective date of this section, whichever is later, to obtain creditable service for such excess leave of absence by paying into the System the contributions, including interest, he or she would have paid had he or she remained in City service plus the contributions, including interest, that would have been paid by the employer. The member shall also pay into the System the employer "pickup" of employee contributions

which consists of that amount which otherwise would have been contributed by the City to the System during such period on behalf of said employee. The method of repayment shall be approved by the Retirement Board.

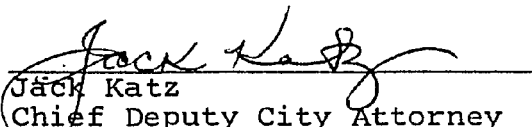
SEC. 24.1009 SUBPOENAS

In conducting hearings or investigations, the Board shall have the power to issue subpoenas to compel the attendance of witnesses and, if necessary, the production of pertinent documents. The Board shall also have the power to administer oaths to any such witnesses. The foregoing powers may be delegated to any agent appointed by the Board to conduct hearings on the Board's behalf.

Section 3. 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


Jack Katz
Chief Deputy City Attorney

JK:smm
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Or.Dept:Ret.Bd.
Form=o.none

SEC. 24.0103 DEFINITIONS

Subsections (a) through (d) - no change.

e. "General Member" or "Member" means any person other than a safety member or legislative officer who contributes to the Retirement System, and who is entitled to receive benefits therefrom.

Subsections (f) through (s) - no change.

t. "Creditable Service" for purposes of qualification for benefits and retirement allowances under this System means service rendered for compensation as an employee or officer (employed, appointed or elected) of the City or a contracting agency, and only while he is receiving compensation from the City or contracting agency, and is a member of and contributing to this System pursuant to appropriate provisions of this article. Except as provided in Divisions 3 and 10 hereof, for which repurchase of credits may be permissible, time during which a member is absent from City service without compensation shall not be allowed in computing creditable service. The term "current service," wherever used in this article, shall mean the same as creditable service.

SEC. 24.0103 DEFINITIONS

Unless the context otherwise requires, the definitions and general provisions contained in this section govern the construction of this article.

a. "Retirement System" or "this system" means the City Employees Retirement System as created by this article, and the "1981 Pension System" means the Employees Retirement System as created by Division 11 of this article.

b. "Board" means the Board of Administration hereinafter provided for.

c. "Actuary" means the actuary regularly employed on a full- or part-time basis by the Board.

d. "Retirement Fund" means the trust fund created by the City Charter in Article IX.

e. "General Member" or "Member" means any person who contributes to the Retirement System, and who is entitled to receive benefits therefrom, ~~other than a safety member.~~

f. "Safety Member" means any person who is either a regular sworn officer of the Police Department of The City of San Diego employed since July 1, 1946, a uniformed member of the Fire Department of The City of San Diego employed since July 1, 1946, or a full-time employed lifeguard of The City of San Diego; provided, however, that Police Cadets, persons sworn for limited purposes only, and all other members of the Police and Fire Departments and Lifeguard Service shall not be considered Safety Members for the purposes of this article.

g. "Actuarial Equivalent" means a benefit of equal value when computed upon the basis of the mortality, interest and other tables adopted by the Board of Administration for this purpose.

h. "Annuity" means payment for life derived from contributions made by a member or safety member.

i. "Beneficiary" means any person in receipt of a pension, annuity, retirement allowance, death benefit, or any other benefit authorized by this article.

j. "Compensation" means the remuneration paid in cash out of city funds controlled by the Council of The City of San Diego, plus the monetary value as determined by the Board of Administration of board, lodging, fuel, laundry and other advantages furnished to an employee in payment for said employee's services.

k. "Compensation Earnable" by a member or safety member means the base compensation as determined by the Board of Administration for the period under consideration upon the basis of the normal number of days ordinarily worked by persons in the same grade or class of positions during the period and at the same rate of pay. The computation for any absence shall be based on the compensation of the position held by such employee at the beginning of the absence.

l. "Final Compensation" means the highest average annual compensation earnable by a member or safety member during any period of three consecutive years during membership in the system.

m. "Normal Contributions" means contributions by a member or safety member at the normal rates of contribution, but does not include additional contributions by a member or safety member.

n. "Accumulated Normal Contributions" means the sum of all normal contributions standing to the credit of a member's or safety member's individual account and interest thereon.

o. "Accumulated Additional Contributions" means the sum of additional contributions standing to the credit of a member's or safety member's individual account and interest thereon.

p. "Accumulated Contributions" means accumulated normal contributions plus any accumulated additional contributions standing to the credit of a member's or safety member's account.

q. "Undistributed Earnings Reserve" shall mean the balance remaining in the account to which the earnings of the fund are credited, after the annual distribution to the employee and employer reserve accounts in accordance with interest assumption rates established by the Board, plus accumulated earnings which have not been so distributed.

r. "Legislative Officers" means the Mayor and/or members of the City Council.

s. "Prior Service" means service prior to January 1, 1927.

t. "Creditable Service" for purposes of qualification for benefits and retirement allowances under this system means service rendered for compensation as an employee or officer (employed, appointed or elected) of the City or a contracting agency, and only while he is receiving compensation from the City or contracting agency and is a member of and contributing to this system pursuant to appropriate provisions of this article. Except as provided in Division 10 hereof for which repurchase of credits may be permissible, time during which a member is absent from City service without compensation shall not be allowed in computing creditable service. The term "current service," wherever used in this article, shall mean the same as creditable service.

SEC. 24.0105 MEMBERSHIP

No changes in the first three paragraphs of this section.

All salaried unclassified employees hired on or before September 2, 1982 shall have the option of electing membership in the Retirement System providing they are employed 1/2, 3/4 or full time and exercise the option within one year of their hire date or June 30, 1983, whichever occurs first. Once the election has been made, it shall be irrevocable. Upon joining the System, they shall receive all the privileges and benefits afforded other members and shall be bound by all regulations governing such membership including those provisions relating to withdrawal of accumulated contributions contained in sections 24.0206 and 24.0308.

Irrespective of the foregoing, all employees hired on or before September 2, 1982, whether classified or unclassified, full or part-time, shall continue to have the right to join the City Employees' Retirement System, as provided for in Divisions 1 through 10, no later than June 30, 1983. On or after July 1, 1983, such employees shall no longer be eligible to join said City Employees' Retirement System.

All salaried employees working at least one-half time hired on or after September 3, 1982, will be subject to the membership requirements of Section 24.1102.

All eligible members in the Classified Service transferring to the Unclassified Service pursuant to Section 117 of the City Charter shall be required to remain in and maintain membership in the Retirement System unless said person first terminates classified employment prior to assuming the unclassified position.

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.

Employees in the Classified Service shall not be compelled to join the Retirement System until the expiration of six months from the date of their employment; except that such employees may at their option join said system immediately upon employment without waiting for the expiration of six months.

Employees in the Classified Service paid on an hourly basis are not eligible for membership in the Retirement System. Salaried employees in the Classified Service including those working $\frac{1}{2}$ or $\frac{3}{4}$ time are eligible for and shall become members of the Retirement System. Retirement benefits shall accrue to the above eligible members in the same proportion to full benefits as their service relates to the service of a full-time member.

Salaried Unclassified employees shall have the option of electing membership in the Retirement System providing they are employed $\frac{1}{2}$, $\frac{3}{4}$ or full-time. Upon joining the System they shall receive all the privileges and benefits afforded other members and shall be bound by all regulations governing such membership.

Irrespective of the foregoing, all employees hired on or before September 2, 1982, whether classified or unclassified, full or part-time, shall continue to have the right to join the City Employees' Retirement System, as provided for in Divisions 1 through 10, no later than June 30, 1983. On or after July 1, 1983, such employees shall no longer be eligible to join said City Employees' Retirement System.

All employees working at least one-half time hired on or after September 3, 1982, will be subject to the membership requirements of Section 24.1102.

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SEC. 24.0206 WITHDRAWAL OF ACCUMULATED CONTRIBUTIONS AND DEFERRED BENEFITS - GENERAL MEMBER

If the service of a general member is discontinued other than by death or retirement, upon proper application to the Board of Administration, there shall be returned to the member all accumulated contributions and additional contributions, plus compound interest, as determined by the Board, within six months from the date of termination; provided, however, that if the general member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions (including any accumulated additional contributions) with the System, in which event the general member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to all employees of The City of San Diego hired on or after December 8, 1976. General members may not withdraw accumulated contributions under any circumstances other than that provided in this section.

SEC. 24.0206 WITHDRAWAL OF ACCUMULATED CONTRIBUTIONS AND DEFERRED BENEFITS - GENERAL MEMBER

If the service of a member, other than a safety member, is discontinued other than by death or retirement, upon proper application to the Board of Administration, there shall be returned to the member all accumulated contributions, plus compound interest, as determined by the Board, within six months from the date of termination; provided, however, that if the member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions with the system, in which event the member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to all employees of The City of San Diego hired on or after ~~the effective date hereof.~~

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SEC. 24.0308 WITHDRAWAL OF ACCUMULATED CONTRIBUTIONS AND DEFERRED BENEFITS - SAFETY MEMBERS

If the service of a safety member is discontinued other than by death or retirement, upon proper application to the Board of Administration there shall be returned to the safety member all accumulated contributions and additional contributions, plus compound interest, as determined by the Board, within six months from the date of termination; provided, however, that if the safety member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions (including any accumulated additional contributions) with the System, in which event the safety member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to employees of The City of San Diego hired on or after December 8, 1976. Safety members may not withdraw accumulated contributions under any circumstances other than that provided in this section.

SEC. 24.0308 WITHDRAWAL OF ACCUMULATED CONTRIBUTIONS AND DEFERRED BENEFITS - SAFETY MEMBERS

If the service of a safety member is discontinued other than by death or retirement, upon proper application to the Board of Administration there shall be returned to the safety member all accumulated contributions, plus compound interest as determined by the Board, within six months from the date of termination; provided, however, that if the safety member so terminating City service is credited with 10 years or more of continuous City service, said employee shall have the privilege of leaving all of said accumulated contributions (including any additional contributions) with the system, in which event the safety member will be entitled to service retirement benefits when the age requirements are met, based on service and salary prior to the termination of employment. The provisions of this section shall apply to all employees of The City of San Diego hired on or after ~~the effective date hereof~~.

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SEC. 24.0402 RETIREMENT ALLOWANCE - GENERAL MEMBER

a. The Board of Administration shall provide that upon retirement for service, a member, other than a safety member, is entitled to receive a retirement allowance which shall consist of:

(1) A service retirement annuity.

(2) A creditable service pension.

b. The service retirement annuity is an annuity which is the actuarial equivalent of the member's accumulated normal contributions at the time of said member's retirement.

c. The creditable service pension is the pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of retirement, to equal the fraction set forth in the following table opposite the member's age at retirement taken to the preceding completed quarter year multiplied by the sum of:

(i) $1/60$ th of final compensation multiplied by the number of years, and fractions thereof, of creditable service prior to the integration date, plus

(ii) $1/90$ th of final basic compensation, multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date, plus

(iii) $1/60$ th of final excess compensation multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date.

(d) The creditable service pension for all City of San Diego employee members, except safety members,

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subsequent to January 1, 1982, shall be calculated as described in subsection c. above, multiplied by the sum of:

(i) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of creditable service prior to the integration date, plus

(ii) 1/90th of final basic compensation, multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date through the withdrawal date, plus

(iii) 1/60th of final excess compensation multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date, plus

(iv) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of creditable service subsequent to the withdrawal date.

TABLE
SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM

Age of Retirement	Factor	Age of Retirement	Factor
55	.8867	60	1.1500
55 $\frac{1}{4}$	.8977	60 $\frac{1}{4}$	1.1611
55 $\frac{1}{2}$	.9087	60 $\frac{1}{2}$	1.1722
55 $\frac{3}{4}$	.9197	60 $\frac{3}{4}$	1.1834
56	.9307	61	1.1945
56 $\frac{1}{4}$	.9427	61 $\frac{1}{4}$	1.2064
56 $\frac{1}{2}$	.9546	61 $\frac{1}{2}$	1.2245
56 $\frac{3}{4}$	.9666	61 $\frac{3}{4}$	1.2393
57	.9786	62	1.2542
57 $\frac{1}{4}$	.9916	62 $\frac{1}{4}$	1.2699
57 $\frac{1}{2}$	1.0046	62 $\frac{1}{2}$	1.2858
57 $\frac{3}{4}$	1.0177	62 $\frac{3}{4}$	1.3015
58	1.0307	63	1.3173
58 $\frac{1}{4}$	1.0449	63 $\frac{1}{4}$	1.3341
58 $\frac{1}{2}$	1.0592	63 $\frac{1}{2}$	1.3508
58 $\frac{3}{4}$	1.0734	63 $\frac{3}{4}$	1.3676
59	1.0876	64	1.3844
59 $\frac{1}{4}$	1.1032	64 $\frac{1}{4}$	1.4025
59 $\frac{1}{2}$	1.1188	64 $\frac{1}{2}$	1.4201
59 $\frac{3}{4}$	1.1344	64 $\frac{3}{4}$	1.4380
		65	1.4559

(50% M - 50% F)

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SEC. 24.0402 RETIREMENT ALLOWANCE - GENERAL MEMBER

a. The Board of Administration shall provide that upon retirement for service, a member, other than a safety member, is entitled to receive a retirement allowance which shall consist of:

- (1) A service retirement annuity.
- (2) A ~~current~~ service pension.

b. The service retirement annuity is an annuity which is the actuarial equivalent of the member's accumulated normal contributions at the time of said member's retirement.

c. The ~~current~~ service pension is the pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of retirement, to equal the fraction set forth in the following table opposite the member's age at retirement taken to the preceding completed quarter year multiplied by the sum of:

(i) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of ~~current~~ service prior to the integration date, plus

(ii) 1/90th of final basic compensation, multiplied by the number of years, and fractions thereof, of ~~current~~ service subsequent to the integration date, plus

(iii) 1/60th of final excess compensation multiplied by the number of years, and fractions thereof, of ~~current~~ service subsequent to the integration date.

d. The ~~current~~ service pension for all City of San Diego employee members, except safety members, subsequent to January 1, 1982, shall be calculated as described in subsection c. above, multiplied by the sum of:

(i) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of ~~current~~ service prior to the integration date, plus

(ii) 1/90th of final basic compensation, multiplied by the number of years, and fractions thereof, of ~~current~~ service subsequent to the integration date through the withdrawal date, plus

(iii) 1/60th of final excess compensation multiplied by the number of years, and fractions thereof, of ~~current~~ service subsequent to the integration date, plus

(iv) 1/60th of final compensation multiplied by the number of years, and fractions thereof, of ~~current~~ service subsequent to the withdrawal date.

T A B L E

SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM

Age of Retirement	Factor	Age of Retirement	Factor
55	.8867	60	1.1500
55¼	.8977	60¼	1.1611
55½	.9087	60½	1.1722
55¾	.9197	60¾	1.1834
56	.9307	61	1.1945
56¼	.9427	61¼	1.2094
56½	.9546	61½	1.2243
56¾	.9666	61¾	1.2393
57	.9786	62	1.2542
57¼	.9916	62¼	1.2699
57½	1.0046	62½	1.2858
57¾	1.0177	62¾	1.3015
58	1.0307	63	1.3173
58¼	1.0449	63¼	1.3341
58½	1.0592	63½	1.3508
58¾	1.0734	63¾	1.3676
59	1.0876	64	1.3844
59¼	1.1032	64¼	1.4023
59½	1.1188	64½	1.4201
59¾	1.1344	64¾	1.4380
		65	1.4559

(50% M - 50% F)

SEC. 24.0403 RETIREMENT ALLOWANCES - SAFETY MEMBER

The Board of Administration shall provide that upon retirement for service a safety member or an eligible safety member is entitled to receive a retirement allowance which shall consist of:

1. A service retirement annuity.
2. A creditable service pension.

The service retirement annuity is an annuity which is the actuarial equivalent of the safety member's accumulated normal contributions or the eligible safety member's accumulated normal contributions at the time of his or her retirement.

The creditable service pension for safety members who are not eligible for Social Security benefits is a pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the safety member, to equal the fraction set forth in the following table opposite said safety member's age at retirement, taken to the preceding completed quarter year, multiplied by the sum of 1/50th of final compensation for each year, and fractions thereof, to which the safety member is entitled to be credited at retirement.

The creditable service pension for eligible safety members is a pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of his or her retirement, to equal the fraction set forth in the following table opposite his or her age at retirement, taken to the preceding completed quarter year multiplied by the sum of

(i) 1/50th of final compensation, multiplied by the number of years, and fractions thereof, of creditable service prior to the integration date, plus

(ii) 1/75th of final basic compensation, multiplied by the number of years, and fractions thereof, of creditable service subsequent to the integration date through April 19, 1982, plus

(iii) 1/50th of final excess compensation multiplied by the number of years and fractions thereof, of creditable service subsequent to the integration date, plus

(iv) 1/50th of final compensation, multiplied by the number of years, and fractions thereof, of creditable service commencing and subsequent to April 30, 1982.

<u>Age of Retirement</u>	<u>Fraction</u>
50	1.0000
50 $\frac{1}{4}$	1.0150
50 $\frac{1}{2}$	1.0250
50 $\frac{3}{4}$	1.0357
51	1.0516
51 $\frac{1}{4}$	1.0656
51 $\frac{1}{2}$	1.0796
51 $\frac{3}{4}$	1.0957
52	1.1076
52 $\frac{1}{4}$	1.1231
52 $\frac{1}{2}$	1.1384
52 $\frac{3}{4}$	1.1538
53	1.1692
53 $\frac{1}{4}$	1.1859
53 $\frac{1}{2}$	1.2026
53 $\frac{3}{4}$	1.2195
54	1.2336
54 $\frac{1}{4}$	1.2547
54 $\frac{1}{2}$	1.2730
54 $\frac{3}{4}$	1.2915
55	1.3099

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SEC. 24.0403 RETIREMENT ALLOWANCES - SAFETY MEMBER

The Board of Administration shall provide that upon retirement for service a safety member or an eligible safety member is entitled to receive a retirement allowance which shall consist of:

1. A service retirement annuity.
2. A pension.

The service retirement annuity is an annuity which is the actuarial equivalent of the safety member's accumulated normal contributions or the eligible safety member's accumulated normal contributions at the time of his or her retirement.

The pension for safety members who are not eligible for Social Security benefits is a pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member, to equal the fraction set forth in the following table opposite said safety member's age at retirement, taken to the preceding completed quarter year, multiplied by the sum of 1/50th of final compensation for each year, and fractions thereof, to which the safety member is entitled to be credited at retirement.

The pension for eligible safety members is a pension derived from the contributions of the City, sufficient, when added to the service retirement annuity that is derived from the accumulated normal contributions of the member at the date of his retirement, to equal the fraction set forth in the following table opposite his or her age at retirement, taken to the preceding completed quarter year multiplied by the sum of:

- (i) 1/50th of final compensation, multiplied by the number of years, and fractions thereof, of service prior to the integration date, plus
- (ii) 1/75th of final basic compensation, multiplied by the number of years, and fractions thereof, of service subsequent to the integration date through April 19, 1982, plus
- (iii) 1/50th of final excess compensation multiplied by the number of years and fractions thereof, of service subsequent to the integration date, plus
- (iv) 1/50th of final compensation, multiplied by the number of years, and fractions thereof, of service commencing and subsequent to April 30, 1982.

<u>Age of Retirement</u>	<u>Fraction</u>
50	1.0000
50 $\frac{1}{4}$	1.0130
50 $\frac{1}{2}$	1.0259
50 $\frac{3}{4}$	1.0387
51	1.0516
51 $\frac{1}{4}$	1.0656
51 $\frac{1}{2}$	1.0796
51 $\frac{3}{4}$	1.0937
52	1.1078
52 $\frac{1}{4}$	1.1231
52 $\frac{1}{2}$	1.1384
52 $\frac{3}{4}$	1.1538
53	1.1692
53 $\frac{1}{4}$	1.1859
53 $\frac{1}{2}$	1.2028
53 $\frac{3}{4}$	1.2195
54	1.2336
54 $\frac{1}{4}$	1.2547
54 $\frac{1}{2}$	1.2730
54 $\frac{3}{4}$	1.2915
55	1.3099

SEC. 24.0501 INDUSTRIAL DISABILITY - SAFETY AND
GENERAL MEMBER

Any member, including a safety member, permanently incapacitated from the performance of duty as the result of injury or disease arising out of or in the course of his or her employment, shall be retired for disability with retirement allowance, regardless of age or amount of service. Any member, including a safety member, permanently incapacitated from any other cause shall be retired regardless of age but with a retirement allowance only after ten years of creditable service.

The Board of Administration shall prescribe rules and regulations setting forth the procedure for the retirement of a member or safety member for disability.

SEC. 24.0501 INDUSTRIAL DISABILITY - SAFETY AND GENERAL MEMBER

Any member, including a safety member, permanently incapacitated from the performance of duty as the result of injury or disease arising out of or in the course of his employment, shall be retired for disability with retirement allowance, regardless of age or amount of service. Any member, including a safety member, permanently incapacitated from any other cause shall be retired regardless of age but with a retirement allowance only after ten years of service.

The Board of Administration shall prescribe rules and regulations setting forth the procedure for the retirement of a member or safety member for disability.

SEC. 24.1000 RETIRED PERSONS

Notwithstanding any other provision of law, no person who has been retired from the service and employment of The City of San Diego pursuant to the provisions of this article shall thereafter be paid for any service rendered as an officer or employee of said City, except as provided in Section 24.0510 or except as an officer elected by the electors of said City.

Notwithstanding the above provision, commencing on or after July 1, 1983, any person who has retired may be employed in a position requiring special skills or knowledge, as determined by the appropriate appointing authority, for a period not to exceed 90 working days in any one fiscal year and may be paid for such employment. Such employment shall not operate to reinstate the person as an active member of this System and no deductions shall be made from his or her salary as contributions thereto; nor shall said person, as a result of such limited duty, be considered an eligible employee for purposes of the City's Supplemental Pension Savings Plan or accrual of annual leave.

SEC. 24.1000 RETIRED PERSONS

Notwithstanding any other provision of law, no person who has been retired from the service and employment of The City of San Diego pursuant to the provisions of this article shall thereafter be paid for any service rendered as an officer or employee of said City, except as provided in Section 24.0510 or except as an officer elected by the electors of said City.

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SEC. 24.1003 CREDITABLE SERVICE FOR PART-TIME SERVICE
PRIOR TO MEMBERSHIP

When City service prior to membership was tendered on a salaried part-time basis of at least six months or more, the member may make the required contributions and receive credit for such proportion of the time he or she held the part-time position, as the time he or she was actually engaged in the performance of the duties of such position bears to the time required to perform the same duties in a full-time position.

SEC. 24.1003 CREDITABLE SERVICE FOR PART-TIME SERVICE PRIOR TO
MEMBERSHIP

When city service prior to membership was tendered on a part-time basis of at least six months or more the member may receive credit for such proportion of the time he held the part-time position as the time he was actually engaged in the performance of the duties of such position bears to the time required to perform the same duties in a full-time position.

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SEC. 24.1113 RETIRED PERSONS

Notwithstanding any other provision of law, no person who has been retired from the service and employment of the City of San Diego pursuant to the provisions of this division shall thereafter be paid for any service rendered as an officer or employee of said City, except as an officer elected by the electors of said City.

Notwithstanding the above provision, commencing on or after July 1, 1983, any person who has retired may be employed in a position requiring special skills or knowledge, as determined by the appropriate appointing authority, for a period not to exceed 90 working days in any one fiscal year and may be paid for such employment. Such employment shall not operate to reinstate the person as an active member of this System and no deductions shall be made from his or her salary as contributions thereto; nor shall said person, as a result of such limited duty, be considered an eligible employee for purposes of the City's Supplemental Pension Savings Plan or accrual of annual leave.

SEC. 24.1115 RETIRED PERSONS

Notwithstanding any other provision of law, no person who has been retired from the service and employment of the City of San Diego pursuant to the provisions of this division shall thereafter be paid for any service rendered as an officer or employee of said City, except as an officer elected by the electors of said City.

Section 2. That Chapter II, Article 4, of the San Diego Municipal Code be and the same is hereby further amended by adding new sections 24.0206.5, 24.0308.5, 24.0313 and 24.1009 to read as follows:

SEC. 24.0206.5 TERMINATION OF BENEFITS - GENERAL MEMBER

Any person eligible to withdraw accumulated contributions pursuant to Section 24.0206 who requests withdrawal, and thereafter receives his or her accumulated contributions from the System, shall be deemed to have knowingly terminated membership in the System and, as a result thereof, be ineligible for any rights, privileges or benefits granted under this Retirement System.

SEC. 24.0308.5 TERMINATION OF BENEFITS - SAFETY MEMBER

Any person eligible to withdraw accumulated contributions pursuant to Section 24.0308 who requests withdrawal, and thereafter receives his or her accumulated contributions from the System, shall be deemed to have knowingly terminated membership in the System and, as a result thereof, be ineligible for any rights, privileges or benefits granted under this Retirement System.

SEC. 24.0313 PURCHASE OF APPROVED LEAVES OF ABSENCE

Notwithstanding the provisions of Section 24.0103 t. and Division 10 hereof, any member granted an approved leave of absence without pay shall have the right, upon his or her return to City service, and upon request by said member within sixty (60) days of the date of return to City service, to obtain creditable service for a period of up to one year of such absence by paying into the System the

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contributions, including interest, he or she would have paid had he or she remained in the City service. The member shall also pay into the System the employer "pickup" of employee contributions which consists of that amount which otherwise would have been contributed by the City to the System during such period on behalf of said employee. The method of repayment shall be approved by the Retirement Board.

Any member granted an approved leave of absence for periods of time in excess of one year shall have the right, upon return to City service, and upon request by said member within sixty (60) days of the date of return to City service, to obtain creditable service for such excess leave of absence by paying into the System the contributions, including interest, he or she would have paid had he or she remained in City service plus the contributions, including interest, that would have been paid by the employer. The member shall also pay into the System the employer "pickup" of employee contributions which consists of that amount which otherwise would have been contributed by the City to the System during such period on behalf of said employee. The method of repayment shall be approved by the Retirement Board.

SEC. 24.1009 SUBPOENAS

In conducting hearings or investigations, the Board shall have the power to issue subpoenas to compel the attendance of witnesses and, if necessary, the production of pertinent documents. The Board shall also have the power to administer oaths to any such witnesses. The foregoing powers may be delegated to any agent appointed by the Board to conduct hearings on the Board's behalf.

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MAY 2 1983

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

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Vacant

AUTHENTICATED BY:

BILL CLEATOR
Deputy Mayor of The City of San Diego, California.

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

(Seal)

By Barbara Berridge, 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 18 1983, and on MAY 2 1983.

~~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 Barbara Berridge, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15959 Adopted MAY 2 1983

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 'C' Street, Twelfth Floor
San Diego, CA 92101
ATTN: B. BERRIDGE

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15959

ORDINANCE NO. 0-15959
(New Series)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 24.0103, 24.0105, 24.0208, 24.0308, 24.0402, 24.0403, 24.0601, 24.1000, 24.1003, AND 24.1113, AND ADDING NEW SECTIONS 24.0208.5, 24.0308.5, 24.0313 AND 24.1000 RELATING TO CLARIFICATION OF ADMINISTRATIVE PROCEDURES AND DEFINITIONS IN RESPECT TO THE CITY EMPLOYEES RETIREMENT PLAN.

This ordinance amends the retirement ordinances of the San Diego Municipal Code in several areas, primarily relating to clarification of current administrative procedures and definition. The ordinance spells out the choices offered members regarding election of participation in the 1981 Pension Plan as opposed to the current retirement plan and, in conjunction therewith, reaffirms and clarifies the conditions under which contributions may be withdrawn from or left in the system. In connection with the withdrawal of contributions, the ordinance clarifies recognizes current practice of terminating one's membership in the system upon such election by an individual. The ordinance further provides for purchase of creditable service for periods of approved leaves of absence upon payment of back contributions; for limited rehiring of retired members under certain conditions; and grants subpoena authority for the purpose of conducting hearings and investigations.

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" Street, San Diego, CA 92101.

Introduced APR 18 1983

Passed and adopted by the Council of The City of San Diego

MAY 2 1983

AUTHENTICATED BY:

BILL CLEATOR Deputy Mayor of The City of San Diego, California

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

(SEAL)

By BARBARA BERRIDGE Deputy

Publish May 16, 1983

60-5220

I, Charlene Land, 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. 0-15959
(New Series)

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 16, 1983

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

Dated at San Diego, California this 16th day of May, 19 83.

Charlene Land

(Signature)

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7 1/4 " x 2 x 8.87 =
64.31