

(O-86-215)

ORDINANCE NUMBER O- 16679 (NEW SERIES)

ADOPTED ON JUN 30 1986

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 24.0404B.4, RELATING TO ANNUAL SUPPLEMENTAL BENEFIT QUALIFICATION AND DETERMINATION, SECTION 24.0531 RELATING TO COST OF LIVING ADJUSTMENT, AND SECTION 24.0907.2 RELATING TO CITY-SPONSORED GROUP HEALTH INSURANCE FOR ELIGIBLE EMPLOYEES.

WHEREAS, as a part of the settlement of a lawsuit brought against the City and the Retirement Board by retired City employees, and with the recent approval by a vote of the active members of the San Diego City Employees' Retirement System, certain retirees have been awarded increased benefits; and

WHEREAS, the City Council was previously advised of the matter and changes in connection therewith and gave its approval for the settlement; and

WHEREAS, the changes were endorsed by the employee organizations; and

WHEREAS, the matter was submitted to a vote of the active members of the System and approved by a vote of 2,630-Yes as opposed to 213-No; 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 Section 24.0404 to read as follows:

00813

**SEC. 24.0404 ANNUAL SUPPLEMENTAL BENEFIT -
QUALIFICATIONS AND DETERMINATION**

The purpose and intent of this section is to provide necessary guidelines for effectuating the payment of annual supplemental benefits set forth in Section 24.0907.1 of this Code by (a) identifying and defining those retirees qualified to receive such benefit and (b) establishing a method for determining the amount of the annual supplemental benefit.

No change in A.

B. DETERMINATION OF BENEFIT AMOUNT AND PAYMENT THEREOF: For the purpose of determining the amount of the supplemental benefit payment to Qualified Retirees, the following process shall apply:

No change in 1., 2., and 3.

4. The total sum of qualified creditable years shall then be divided into the total of Surplus Undistributed Earnings designated for distribution by the Retirement Board pursuant to Section 24.0907.1 of this code to arrive at a per annum dollar value for each creditable year; provided, however, that in no event shall the per annum dollar value exceed \$30 (thirty dollars) except for those General Members who retired between January 8, 1982 and June 30, 1985, who

shall be entitled to a per annum value not to exceed \$45 (forty-five dollars).

No change in 5., and 6.

No change in subsection C.

Section 2. That Chapter II, Article 4, of the San Diego Municipal Code be and the same is hereby amended by amending Section 24.0531 to read as follows:

SEC. 24.0531 COST OF LIVING ADJUSTMENT EFFECTIVE DATES AND MAXIMUM ANNUAL CHANGE

No change in subsection a.

b. Notwithstanding the above provisions, commencing July 1, 1985, the maximum cost of living adjustment for all active members on the payroll of the City on or after June 30, 1985 and who retire on or after July 1, 1985 shall not exceed 2.0%; provided, however, that from and after July 1, 1986, all general and safety members who retired between the dates October 6, 1980 and June 30, 1985 shall be entitled to a cost of living adjustment not to exceed 2.0%. Such cost of living adjustment shall be calculated and applied in the same manner as set forth in a. above.

Section 3. That Chapter II, Article 4 of the San Diego Municipal Code be and the same is hereby amended by amending Section 24.0907.2 to read as follows:

**SEC. 24.0907.2 CITY-SPONSORED GROUP HEALTH
INSURANCE FOR ELIGIBLE RETIREES**

From and after January 8, 1982, The City of San Diego shall provide a City-Sponsored Group Health Insurance Program for all eligible retirees. Eligibility for retiree participation in the Program shall be as follows:

No change in subsection (a), 1. through 4.

(b) Employee must be on the active payroll of The City of San Diego on or after October 5, 1980; and

No change in subsection (c).

(d) Employee, including safety member, must retire on or after October 6, 1980.

Delete subsection (e).

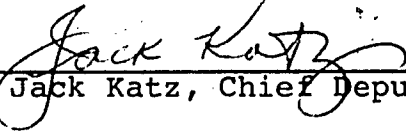
No change in last two paragraphs of this section.

Section 4. Pursuant to the settlement agreement and the vote of the membership, the amendments contained herein shall and are hereby declared to be effective July 1, 1986; provided however, that new Group Health Insurance enrollees, pursuant to section 24.0907.2, shall be covered effective August 1, 1986.

Section 5. 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

JK:smm
6/10/86
Or.Dept:Ret.
O-86-215
Form=o.code

JUN 30 1986

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

Councilmen	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VACANT

AUTHENTICATED BY:

ED STRUIKSMA
Deputy Mayor of The City of San Diego, California.

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

(Seal)

By *Ellen Board*, 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

JUN 16 1986

JUN 30 1986

~~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 Board*, Deputy.

00818

Office of the City Clerk, San Diego, California

Ordinance Number 0-16679 Adopted JUN 30 1986

7/13

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 C STREET 12TH FLOOR
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, OF THE
SAN DIEGO MUNICIPAL CODE

Thomas D. Kelleher

I, _____, 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 NUMBER 0-16679

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:

July 14

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

Dated at San Diego, California this 14 day of July, 1986

Thomas D. Kelleher

(Signature)

**ORDINANCE NUMBER 0-16679 (NEW SERIES)
ADOPTED ON JUN 30 1986**

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 24.0404, 24.0531, AND 24.0907.2 IN ORDER TO IMPLEMENT ADDITIONAL BENEFITS FOR GENERAL AND SAFETY EMPLOYEES WHO RETIRED BETWEEN OCTOBER 16, 1980 AND JUNE 30, 1986. THESE AMENDMENTS ARE PART OF A SETTLEMENT OF A LAWSUIT IN RESPECT TO THE ANNUAL SUPPLEMENTAL BENEFIT PROGRAM WHICH HAS BEEN APPROVED BY THE EMPLOYEES' ORGANIZATIONS, PROVIDED BY THE CITY OF SAN DIEGO, AND VOTED UPON BY THE CITY MEMBERS OF THE CITY COUNCIL WITH AN AFFIRMATIVE VOTE OF 2,030 TO 137.

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, California 92101. Approved on June 16, 1986. Passed and adopted by the Council of the City of San Diego on June 23, 1986.

AUTHENTICATED BY: ED STRUICKS
Deputy 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.
Pub. July 14

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