

(R-89-1497)

RESOLUTION NUMBER R- 272951
ADOPTED ON FEB 27 1989

WHEREAS, the Council of The City of San Diego adopted Resolution No. R-255609 on January 4, 1982 establishing a Supplemental Pension Savings Plan for eligible employees; and

WHEREAS, in 1986 the City Council approved a separate Supplemental Pension Savings Plan with amended participation rates for employees who are mandated by federal law to pay Medicare payroll taxes; and

WHEREAS, the Supplemental Pension Savings Plan - Medicare Plan has been subsequently amended on January 12, 1987, by Resolution No. R-267438; and

WHEREAS, Resolution No. R-264418 adopted on November 12, 1985 authorized the City Manager to effectuate future changes to the plan without requiring a vote when such changes are necessary to bring the plan into legal conformance with federal or state law; and

WHEREAS, rules for discrimination testing, limitations on annual additions, rules pertaining to the withdrawal of monies and rules concerning the distribution of benefits have been incorporated into the amended and restated plan document as they pertain to the Tax Reform Act of 1986; and

WHEREAS, an amendment was submitted to a vote of the active participants on May 15 through May 29, 1987 to add an early

retirement provision to the plan so that distributions prior to age 59½ but within the City's retirement age provisions are not subject to the ten percent (10%) excise tax on early distributions; and

WHEREAS, the results of the ballot were: Yes - 3,341 (98.7%), No - 40 (1.2%), Invalid - 5 (0.1%); and

WHEREAS, a subsequent amendment was submitted for a vote of the active participants on June 10 through June 24, 1988, to (1) provide for automatic payoff sixty days after termination; (2) add a hardship withdrawal provision; (3) allow for continuous open enrollment; and (4) delete the classification of Police Recruit from eligibility; and

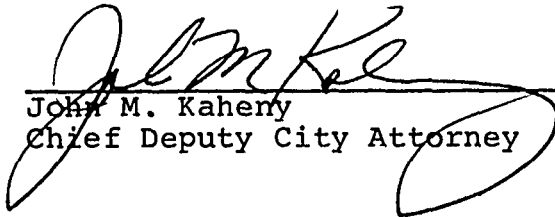
WHEREAS, the results of the ballot were: Yes - 3,053 (94.6%), No - 147 (4.5%), Invalid - 28 (0.9%); NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to amend the Supplemental Pension Savings Plan - Medicare to conform to the Tax Reform Act of 1986; to add an early retirement provision; to provide for an automatic payoff sixty days after termination; to add a hardship withdrawal provision; to allow for continuous open enrollment; and to delete the classification of Police Recruit from eligibility, said amendment and restatements

to be shown in the City of San Diego Supplemental Pension and Savings Plan M amended and restated document on file in the office of the City Clerk as Document No. RR- 272951.

APPROVED: JOHN W. WITT, City Attorney

By


John M. Kaheny
Chief Deputy City Attorney

JMK:mb:mrh
02/08/89
Or.Dept:Risk.Mgmt.
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#130

Passed and adopted by the Council of The City of San Diego on.....**FEB 27 1989**.....
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<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"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<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"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

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

By *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

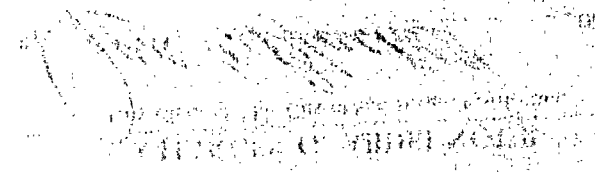
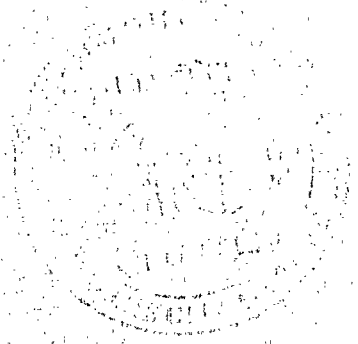
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