

City of Lynnwood
APR 19 2001
SCANNED

CITY OF LYNNWOOD

ORDINANCE NO. 2352

AN ORDINANCE REPEALING ORDINANCE 102 AND PORTIONS OF ORDINANCES 34, 540 AND 1155 RELATING TO PENSIONS, RELIEF, DISABILITY AND RETIREMENT; REPEALING CHAPTER 2.52 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

WHEREAS, the City of Lynnwood has adopted over the years several ordinances relating to pensions, relief, disability and retirement; and

WHEREAS, the provisions of these ordinances are outdated and no longer apply to City employees; and

WHEREAS, state law sets forth the retirement and disability requirements for municipalities to which the City of Lynnwood must comply; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Repealer. Ordinance 34, Sections 2, 3, and 4 enacted July 15, 1959; Ordinance 102 enacted January 3, 1961; Ordinance 540, section 4 enacted January 17, 1970; and Ordinance 1155, Section 2 enacted December 15, 1980 are hereby repealed.

Section 2. Repealer. Chapter 2.52 of the Lynnwood Municipal Code, which codifies Ordinance 102 and portions of Ordinances 34, 540 and 1155, is hereby repealed as follows:

~~2.52.010 — RETIREMENT SYSTEM — ELECTION TO PARTICIPATE~~

~~The City has elected to participate as a member of statewide City Employees' Retirement System for pension, relief, disability and retirement for the employees of the City as provided by RCW Chapter 41.44. All employees and officials of the City shall be included in the system, provided that no elective official shall be included unless the official so elects and files a written notice of such election with the Board of Trustees of the pension system and with the City Clerk. (Ord. 102 ss1, 1961).~~

~~2.52.020 — RETIREMENT SYSTEM — NUMBER OF PARTICIPANTS~~

~~The number of employees and officials, other than elective officials who shall be included as members of the pension system is approximately eighteen. (Ord. 102 ss1, 1961).~~

~~2.52.030 — RETIREMENT SYSTEM — TRANSMISSION OF EVIDENCE~~

~~A certified copy of this chapter shall be transmitted to the Board of Trustees of the statewide system as evidence of an election of the City to join such pension system. (Ord. 102 ss3, 1961).~~

~~2.52.040 — RETIREMENT SYSTEM — BASIS OF PRIOR SERVICE CREDIT~~

~~The basis for prior service credit shall be one and thirty three hundredths percent of final compensation known as "full prior service credit." (Ord. 102 ss4, 1961).~~

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3 ~~2.52.050 — RETIREMENT SYSTEM — BASIS FOR SOCIAL SECURITY~~

4 ~~The basis for social security coverage will be coordination. (Ord. 102 ss5, 1961).~~

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6 ~~2.52.060 — RETIREMENT SYSTEM — BASIS FOR CONTRIBUTION~~

7 ~~For miscellaneous personnel the basis for contribution shall be full compensation. (Ord. 540 ss4,~~
8 ~~1970; Ord. 102 ss6, 1961).~~

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10 ~~2.52.070 — SOCIAL SECURITY — ELECTION TO PARTICIPATE~~

11 ~~The City shall become a participant in the social security system and the benefits of old age and~~
12 ~~survivors' insurance shall be extended to its employees and officers. (Ord. 34 ss1, 1959).~~

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14 ~~*For provisions on deferred compensation, see ss2.48.210.~~

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16 ~~2.52.080 — SOCIAL SECURITY — AUTHORITY TO EXECUTE PLAN~~

17 ~~The Mayor and the City Clerk are authorized to execute and deliver to the Washington~~
18 ~~Department of Employment Security for its approval the plan or plans required under the~~
19 ~~provisions of Section 5 of said enabling act and of the Social Security Act to extend coverage to~~
20 ~~the employees and officers of this municipality and to do all other things necessary to that end.~~
21 ~~(Ord. 34 ss2, 1959).~~

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23 ~~2.52.090 — SOCIAL SECURITY — PAYROLL DEDUCTIONS~~

24 ~~The officer, as may be designated by the Mayor, is authorized to make all required payments into~~
25 ~~the contribution fund established by the said enabling act and to establish such system of payroll~~
26 ~~deductions from the salaries of employees and officers as may be necessary to their coverage~~
27 ~~under said old age and survivors' insurance system. (Ord. 34 ss3, 1959).~~

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29 ~~2.52.100 — SOCIAL SECURITY — CONTINUED IMPLEMENTATION~~

30 ~~Such officials of the municipality shall do all things necessary to the continued implementation of~~
31 ~~said system. (Ord. 34 ss4, 1959).~~

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33 ~~2.52.110 — UNIFORMED EMPLOYEES' DISABILITY RETIREMENT~~

34 ~~Uniformed employees covered under the L.E.O.F.F. Retirement System, Plan I, shall apply for~~
35 ~~disability retirement under the provisions of RCW 41.26.120. Disability pay benefits shall also~~
36 ~~be excluded as taxable wages under Federal Old Age and Survivor's Insurance (O.A.S.I.) (Ord.~~
37 ~~1155 ss2, 1980).~~

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39 Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be
40 held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or
41 unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or
42 phrase or word of this ordinance.

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44 Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to
45 the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and
46 publication of an approved summary thereof consisting of the title.
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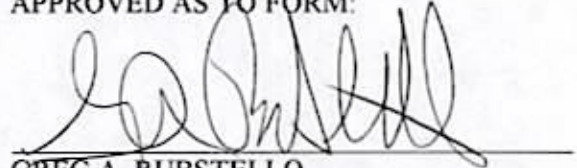
PASSED this 22 day of January, 2001 and signed in authentication of its passage
this 24 day of January, 2001.


TINA ROBERTS-MARTINEZ, MAYOR

ATTEST:


MICHAEL BAILEY
Finance Director

APPROVED AS TO FORM:


GREG A. RUBSTELLO
Lynnwood City Attorney

SUMMARY OF ORDINANCE NO. 2352

of the City of Lynnwood, Washington

On the 22nd day of January, 2001, the City Council of the City of Lynnwood, passed Ordinance No. 2352. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE REPEALING ORDINANCE 012 AND PORTIONS OF ORDINANCES 34, 540, AND 1155 RELATING TO PENSIONS, RELIEF, DISABILITY AND RETIREMENT; REPEALING CHAPTER 2.52 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

The full text of this Ordinance will be mailed upon request.

DATED this 25th day of January, 2001.

 
MICHAEL E. BAILEY, FINANCE DIRECTOR