

..Number

110418

..Version

PROPOSED SUBSTITUTE A

..Reference

71-1754

..Sponsor

ALD. MURPHY

..Title

A substitute charter ordinance relating to retirement benefits for elected officials.

..Sections

36-08-7-c am

..Analysis

This charter ordinance establishes that elected officials whose terms commence on or after April 17, 2012, who are not members of the employees' retirement system at the time of their initial election and who elect to become members of the employees' retirement system, shall contribute 5.5% of their earnable compensation to the employees' retirement system. Further, the ordinance provides that elected officials who are members of the employees' retirement system and who hold offices on or after April 17, 2012 may consent to change their member contributions from 7% to 5.5% of their earnable compensation and to contribute 5.5% of their earnable compensation. Further, the ordinance establishes that, for the mayor, beginning with the 2nd pay period of 2012, and upon the consent of the current mayor, the city shall contribute 5.5% of the mayor's earnable compensation.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 36-08-7-c of the charter is amended to read:

36-08. Method of Financing.

7. MEMBER CONTRIBUTIONS

c. ~~[[Members]]~~ >>A member<< who ~~[[are]]~~ >>is an<< elected ~~[[officials]]~~ >>official<< shall contribute or have contributed on ~~[[their]]~~ >>his or her<< behalf 7% of the member's earnable compensation, and in respect to such ~~[[members]]~~ >>member<< subsequent to and commencing with the 1st pay period of 1971 the city shall contribute 7% of earnable compensation. >>For the mayor, subsequent to and commencing with the 2nd pay period of 2012, the city shall contribute 5.5% of earnable compensation; this 5.5% contribution shall not apply to the mayor holding office on the effective date of this ordinance, [city clerk to insert date], without his consent. Notwithstanding the forgoing, an elected official whose term commences on or after April 17, 2012, who is not a member of the employees' retirement system at the time of his or her initial election and who elects to become a member of the employees' retirement system, shall contribute 5.5% of his or her earnable compensation. An elected official who is a member of the employees' retirement system and who holds office on or after April 17, 2012 may consent to change his or her member contributions from 7% to 5.5% of his or her

earnable compensation and to contribute 5.5% of his or her earnable compensation.<<

Part 2. This is a charter ordinance and shall take effect 60 days after its passage and publication, unless within such 60 days a referendum petition is filed as provided in s. 66.0101(5), Wis. Stats., in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

..LRB

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

..Requestor

..Drafter

LRB131345-2

Mary E. Turk

9/30/2011