



Legislation Details (With Text)

**File #:** 950323      **Version:** 2

**Type:** Charter Ordinance      **Status:** Placed On File

**File created:** 6/6/1995      **In control:** FINANCE & PERSONNEL COMMITTEE

**On agenda:**      **Final action:** 5/19/2000

**Effective date:**

**Title:** A charter ordinance relating to an escalator for accidental death benefits under the employees' retirement act.

**Sponsors:** COMMON COUNCIL

**Indexes:** CHARTER ORDINANCES, RETIREMENT BENEFITS, WAGES AND BENEFITS

**Attachments:**

| Date      | Ver. | Action By                     | Action                          | Result | Tally |
|-----------|------|-------------------------------|---------------------------------|--------|-------|
| 6/6/1995  | 0    | COMMON COUNCIL                | REFERRED TO                     |        |       |
| 6/7/1995  | 0    | FINANCE & PERSONNEL COMMITTEE | REFERRED TO                     |        |       |
| 6/7/1995  | 0    | FINANCE & PERSONNEL COMMITTEE | REFERRED TO                     |        |       |
| 6/22/1995 | 1    | FINANCE & PERSONNEL COMMITTEE |                                 |        |       |
| 6/29/1995 | 1    | CITY CLERK                    | DRAFT SUBMITTED                 |        |       |
| 7/5/1995  | 1    | FINANCE & PERSONNEL COMMITTEE | HEARING NOTICES SENT            |        |       |
| 7/10/1995 | 2    | FINANCE & PERSONNEL COMMITTEE |                                 |        |       |
| 6/4/1998  | 2    | STEERING & RULES COMMITTEE    | DRAFT SUBMITTED                 |        |       |
| 5/4/2000  | 2    | FINANCE & PERSONNEL COMMITTEE | HEARING NOTICES SENT            |        |       |
| 5/17/2000 | 2    | FINANCE & PERSONNEL COMMITTEE | RECOMMENDED FOR PLACING ON FILE | Pass   | 5:0   |
| 5/19/2000 | 2    | COMMON COUNCIL                | PLACED ON FILE                  | Pass   | 17:0  |

950323  
 SUBSTITUTE 2  
 THE COMMON COUNCIL  
 A charter ordinance relating to an escalator for accidental death benefits under the employees' retirement act.  
 36-05-5-d cr  
 - Analysis -

Under s. 36-05-5 of the charter, widows of employees who die while in the performance of duty are entitled to a pension of 60% of the deceased employee's final average salary, and return of member contribution. This charter ordinance makes widows of deceased employees who died prior to January 1, 1993, while in the performance of duty eligible for a catch-up adjustment and escalator as provided to widows of service retirees retiring prior to January 1, 1993 in

s. 36-05-1-i-1-b and 2-b.

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

Part 1. Section 36-05-5-d is created to read:

36-05. Benefits.

5. ACCIDENTAL DEATH BENEFIT.

d. A widow or widower of a member who died prior to January 1, 1993, who is receiving a pension under par. a-2 shall be eligible for catch-up under sub. 1-i-1-b and an escalator under sub. 1-i-2-b during the period of such widow's eligibility. In computing such catch-up and escalator, the member's date of death shall be considered the member's date of service retirement. No other beneficiaries under par. a shall be eligible for either catch-up or an escalator.

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. 66.01(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.

APPROVED AS TO FORM

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Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

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Office of the City Attorney

Date: \_\_\_\_\_

Employes' Retirement System

LRB95259.2

BJZ:bsw

7/10/95