

ORDINANCE NO. 1152

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FOLSOM ADDING SECTION 2.33.150 TO CHAPTER 2.33 OF THE FOLSOM MUNICIPAL CODE AND AUTHORIZING FURTHER AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF FOLSOM AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

The City Council of the City of Folsom does ordain as follows:

SECTION 1 PURPOSE

The purpose of this ordinance is to add Section 2.33.150 to Title 2, Chapter 2.33 of the Folsom Municipal Code (the "Code") pertaining to the California Public Employees Retirement System (PERS). Section 2.33.150 will be enacted to conform to state law requirements concerning local fire members' retirement.

An amendment to the contract between the City Council of the City of Folsom and the Board of Administration, California Public Employee's Retirement System is hereby authorized and by such reference made a part hereof as though herein set out in full.

SECTION 2

Section 2.33.150 is added to the Folsom Municipal Code to read as follows:

Section 2.33.150. Further Amendment. The contract between the City Council of the City of Folsom and the Board of Administration, California Public Employees' Retirement System is hereby added:

"To provide Section 20475 (Different Level of Benefits), Section 21362 (2% @ 50 Modified formula) and Section 20037 (Three-Year Final Compensation) are applicable to local fire members entering membership for the first time in the fire classification after the effective date of this amendment to contract."

SECTION 3

Except as set forth in this ordinance, all other provisions of Chapter 2.33 remain in full force and effect.

SECTION 4

The Mayor of the City of Folsom is hereby authorized, empowered, and directed to execute said amendment for and on behalf of said Agency.

The foregoing instrument is a correct copy
of the original on file in this office.

ATTEST Christa Greenan
City Clerk of the City of Folsom, California

SECTION 5 SEVERABILITY

If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court or competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 6 EFFECTIVE DATE

This Ordinance shall become effective thirty (30) days from and after its passage and adoption, provided it is published in full or in summary within twenty (20) days after its adoption in a newspaper of general circulation within the City of Folsom.

This ordinance was introduced and the title thereof read at the regular meeting of the City Council on August 23, 2011 and the second reading occurred at a regular meeting of the City Council on September 13, 2011.

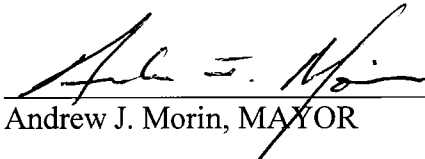
On a motion by Council Member Starsky, seconded by Council Member Howell, the foregoing ordinance was passed and adopted by the City Council of the City of Folsom, State of California this 13th day of September, 2011 by the following roll call vote, to wit:

AYES: Council Member(s): Howell, Miklos, Sheldon, Starsky, Morin

NOES: Council Member(s): None

ABSENT: Council Member(s): None

ABSTAIN: Council Member(s): None



Andrew J. Morin, MAYOR

ATTEST:



Lydia Konopka, ASSISTANT CITY CLERK

Effective: October 13, 2011