

ORDINANCE

CITY OF NEW ORLEANS

CITY HALL: October 20, 2011

CALENDAR NO. 28,728

NO. 024667 MAYOR COUNCIL SERIES

BY: COUNCILMEMBER HEAD 

AN ORDINANCE to amend Sections 114-259 and 114-270 of the Code of the City of New Orleans to apportion actuarially required contributions between the city and each employing agency and each member of the retirement system; and otherwise provide with respect thereto.

1 **SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY**
2 **ORDAINS**, that Section 114-259 of the Code of the City of New Orleans be amended and
3 reordained to read as follows:

4 “Sec. 114-259. Members’ Contribution Rate.

5 (a) Effective January 1, 2012, through December 31, 2012, the contribution of each
6 member hereunder shall equal five percent (5%) of such member’s earnable
7 compensation, which amount shall be payable by means of payroll deduction each
8 pay period.

9 (b) Effective January 1, 2013, the contribution rate of each member hereunder shall
10 equal six percent (6%) of such member’s earnable compensation, which amount
11 shall be payable by means of payroll deduction each pay period.

12 (c) Effective January 1, 1994, member contributions shall be treated as “pickup
13 contributions” within the meaning of Internal Revenue Code Section 414(h)(2);

14 the city and all other employers contributing to this retirement system shall pay
15 the accumulated contributions on behalf of each member as an employer
16 contribution, by means of a salary reduction, an offset against future salary, or
17 both. Members shall have no right to receive their accumulated contributions
18 directly in lieu of contribution to the system."

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS NOV 17 2011

JACQUELYN B. CLARKSON

PRESIDENT OF THE COUNCIL

NOV 18 2011

DELIVERED TO THE MAYOR ON _____

APPROVED: **NOV 22 2011**

MITCHELL J. LANDRIEU

MAYOR

RETURNED BY THE MAYOR ON **NOV 22 2011** AT **2 20** PM

PEGGY LEWIS

CLERK OF COUNCIL

ROLL CALL VOTE:

YEAS: Clarkson, Gisleson Palmer, Granderson, Guidry, Head,

NAYS: Johnson - 6
0


ABSENT: Hedge-Morrell - 1

THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY
Peggy Lewis
CLERK OF COUNCIL

ORDINANCE
CITY OF NEW ORLEANS

CITY HALL: October 20, 2011

CALENDAR NO. 28,729

NO. 024668 MAYOR COUNCIL SERIES
BY: COUNCILMEMBER HEAD 

AN ORDINANCE to amend Sections 114-56 and 114-204 of the Code of the City of New Orleans to increase the number of months used to determine the average monthly compensation of each member for purposes of the calculation of retirement benefits thereunder; and otherwise provide with respect thereto.

1 **SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY**
2 **ORDAINS**, that Section 114-56 of the Code of the City of New Orleans be amended and
3 reordained to read as follows:

4 "Sec. 114-56. Definition of Average Compensation.

5 * * * *

6 *Average Compensation* means:

7 * * * *

8 (4) For the period January 1, 2014, through December 31, 2014 the average
9 compensation of a member shall be determined as the earned compensation of
10 such member for the highest consecutive 48-month period; beginning January 1,
11 2015, the average compensation of a member shall be determined as the earned
12 compensation of such member for the highest consecutive 60-month period
13 Notwithstanding the foregoing, the average compensation of any member who
14 had attained the age and was credited with the number of years of creditable
15 service necessary to receive a service retirement allowance as of December 31,
16 2011, shall be calculated based upon such member's highest consecutive 36-
17 month period during the entirety of their employment, whether that occurs before
18 or after December 31, 2011, or any combination thereof.

19 * * * *

1 **SECTION 2.** That Section 114-204 of the Code of the City of New Orleans is hereby
2 amended and reordained to read as follows:

3 "Sec. 114-204. Calculation of Service Retirement Allowances.

4 * * * *

5 (8) In no case shall the service retirement allowance first payable to a member after
6 December 31, 2011, including any ordinary disability allowance determined under Sec.
7 114-207, accidental disability allowance under Sec. 114-208 or separation retirement
8 allowance determined under Sec. 114-215, exceed the amount of such member's average
9 compensation determined in accordance with Sec. 114-56 hereof.

10 * * * **

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS NOV 17 2011

JACQUELYN B. CLARKSON

PRESIDENT OF THE COUNCIL

DELIVERED TO THE MAYOR ON NOV 18 2011

APPROVED: NOV 22 2011

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