

Ordinance No. 120684

Council Bill No. 113988

AN ORDINANCE relating to the City Employees' Retirement System; authorizing the purchase of service credit for prior City service; and amending Chapter 4.36 of the Seattle Municipal Code

The City of Seattle

Council Bill/Ordinance

(2)

As amended

CF No. _____

Date Introduced:	DEC 3 2001	
Date 1st Referred:	To: (committee)	Finance, Budget & Economic Development Committee
DEC 3 2001		
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote:	
Date Presented to Mayor:	Date Approved:	
	12/14/01	
Date Returned to City Clerk:	Date Published:	Y.O. <input checked="" type="checkbox"/>
12/14/01	16 PM	F.T. <input checked="" type="checkbox"/>
Date Vetoes by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

12-10-01 Pass

(Ex)

This file is complete and ready

Law Department

Law Dept. Review

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____

Jan Pirogo
Councilmember

②

Committee Action:

Passed as amended 2-0 (JD, RC)

③

*12-10-01 Passed As Amended 7-0
(Excused: Licata, Norcastro)*

This file is complete and ready for presentation to Full Council.

Committee: _____

(initial/Date)

Law Department

Law Dept. Review

OMP
Review

④
City Clerk
Review

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Electronic
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*Approved
for meeting
12/10/01*

ORDINANCE 120684

AN ORDINANCE relating to the City Employees' Retirement System; authorizing the purchase of service credit for prior City service; and amending Chapter 4.36 of the Seattle Municipal Code.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 4.36.030 of the Seattle Municipal Code is amended as follows to add a new definition and to re-letter the current definitions accordingly:

4.36.030 Definitions -- Alphabetical "A" through "B"

E. "Actuarial present value" means the value of an amount or series of amounts payable or receivable at various times, determined as of a given date by the application of a particular set of actuarial assumptions.

Section 2. Subsections F and G of Section 4.36.100 of the Seattle Municipal Code are amended as follows:

SMC 4.36.100 Membership in retirement system.

Officers and employees of the City (except those excluded by subsection H of this Section) and of the Seattle Public Library shall become members of the retirement system upon completion of six (6) months' continuous service, as follows, except that six (6) months' continuous service shall not be required for officers and employees to whom subsection L of this Section applies:



1 A. Mandatory Membership. Every officer or employee of the City and of the Seattle Public Library,
2 who enters City service on or after June 21, 1986, shall become a member of the retirement system upon
3 completion of six (6) months' continuous service, except:

4 1. Elective officials exempt under subsection D of this Section;

5 2. Individuals with a statutory right to continuation of their membership in a Washington State or
6 federal government retirement system under subsection E of this Section;

7 3. Certain officers in positions exempt from civil service under subsections C and F of this
8 Section;

9 4. Employees who are excluded under subsection H4 of this Section; and

10 5. Temporary, interim, intermittent, provisional and part-time workers under Sections 4.36.103
11 and 4.36.195.

12 B. Continuation of Current Membership. All officers and employees of the City and of the Seattle
13 Public Library, who on or after June 21, 1986, are or are required to become members of the retirement
14 system, shall continue their membership or become members upon completion of six (6) months' City
15 service. A member may not withdraw from membership in the system while in City employment.

16 C. 1986 Nonmembers. An officer or employee with six (6) months' continuous City service, who on
17 June 21, 1986, held an appointive position exempt from the classified civil service (1) could elect to join
18 or rejoin the retirement system by completing and filing an election form with the Board of
19 Administration on or before December 31, 1986, ("Option (1)"), or (2) after the effective date of this
20 ordinance may elect to join or rejoin the retirement system as authorized by subsection F of this Section
21 ("Option (2)"). Option (1) also extended to officers and employees, who held such position before June
22 21, 1986, and on or before December 31, 1986, with respect to such a position (a) were recalled from a
23 layoff status; (b) returned from an approved leave; or (c) completed six (6) months' continuous City
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1 service. An officer or employee within Option (1) could, on or before December 31, 1986, contract for
2 credit for "prior service" (creditable service before December 31, 1986) in the retirement system in
3 accord with subsection B of Section 4.36.190. An officer or employee, who failed to exercise his or her
4 option under Option (1) of this subsection in a timely manner by December 31, 1986, may join the
5 retirement system while holding a position exempt from civil service under Option (2) as authorized by
6 subsection F of this Section and may acquire creditable service only for City service performed after the
7 date of his or her membership. This subsection does not apply to officers or employees covered by
8 subsections D, E and G of this Section, or subject to RCW 41.04.120, officers or employees re-entering
9 City service after December 31, 1986.

10 D. Elective Officials. An elective official may elect to join the retirement system at any time during his
11 or her City service, and may contract for credit for continuous "prior service" in accord with Seattle
12 Municipal Code Section 4.36.190 B, provided that credit for such "prior service" shall not cover any
13 period during which the City made payments to another retirement system on the official's behalf nor
14 after December 31, 1987, shall a contract authorize more than five (5) years' "prior service" credit for
15 prior City service.

16 E. Election Under Statutory Right. An officer or employee, who has a statutory right to continue his or
17 her membership in a retirement system of the State of Washington or the United States of America
18 during his or her City service may in lieu of membership in the City Employees' Retirement System
19 arrange with the Personnel Director for a deduction from his or her pay and the City's payment for
20 retirement system purposes to be paid directly to his or her other governmental retirement system.

21 F. Election by Officers Exempt from Civil Service. An officer, who holds a position exempt from the
22 civil service system and is not already a member of the City Employees' Retirement System, may
23 become a member of the system (~~upon completion of six (6) months' continuous City service,~~) by
24



1 filing with the Executive Director of the City Employees' Retirement System his or her election to
2 participate in the system. Such an officer shall receive "creditable service" for retirement system
3 purposes only for City service accruing from and after the date of his or her membership. However, a
4 member may purchase creditable service for City service previously rendered but not credited if the
5 member pays into the retirement fund, at the time of resignation or at retirement, the actuarial present
6 value of the resulting increase in his or her benefit. Terms and conditions of the purchase shall be in
7 accordance with the provisions of SMC 4.36.190(B)(4). If an officer who is a member should leave City
8 service and later return, the officer shall (~~((within sixty (60) days))~~) resume his or her membership by
9 making a redeposit as contemplated by Section 4.36.190 or become a member upon (~~((completion of six~~
10 ~~((6) months' continuous service on))~~)his or her returning employment with creditable service accruing
11 thereafter. An officer or employee, who is a member of the retirement system at the time of his or her
12 appointment or election to an exempt position, shall maintain his or her membership.

13 G. Re-Entry. An officer or employee who withdrew his or her deposit in the retirement system before
14 or upon his or her separation from City service and later re-enters City service, shall either (a) (~~((within~~
15 ~~sixty (60) days))~~) resume his or her membership by making a redeposit as contemplated by Section
16 4.36.190 , or (b) rejoin the retirement system (~~((upon six (6) months' continuous service after his or her~~
17 ~~re-entry))~~) with creditable service accruing thereafter. An officer or employee who is called to active duty
18 in the armed forces of the United States of America or the State of Washington or who is given other
19 military leave prior to completing six (6) months of continuous service may on re-entering City service
20 include his or her active duty time in computing six (6) months of continuous City service for purpose of
21 determining eligibility to join the retirement system. An officer or employee, who maintains his or her
22 deposit in the retirement system during a separation from City service, shall continue his or her
23 membership upon re-entry into City service.



1 H. The following employees shall not become members of the retirement system, except as
2 contemplated by RCW 41.04.110:

3 1. Members of the Police Department entitled to the benefits of the Police Relief and Pension
4 Fund under State law;

5 2. Members of the Fire Department entitled to the benefits of the Firemen's Relief and Pension
6 Fund under State law;

7 3. Members of the Police Department and Fire Department entitled to the benefits of the
8 Washington Law Enforcement Officers' and FireFighters' Retirement Fund;

9 4. Employees in positions established primarily to provide training leading to qualification for
10 positions of Police Officer or Firefighter.

11 I. The head of each office or department of the City shall give immediate notice in writing to the Board
12 of the change in status of any member of his office or department, resulting from transfer, promotion,
13 leave-of-absence, family and medical leave, resignation, reinstatement, dismissal or death. The head of
14 each office or department shall furnish such other information concerning any member as the Board may
15 require.

16 J. Each member shall be subject to all the provisions of this chapter and the rules and regulations of the
17 Board. Should any member be, in the opinion of the Board, permanently separated from City service or
18 should the member die he or she shall thereupon cease to be a member.

19 K. Temporary, Interim, Intermittent, Provisional and Part-time Workers. See Sections 4.36.103 and
20 4.36.195 , and for 1989-1990 opportunity, Section 4.36.197.

21 L. Membership On and After January 1, 1999. The six (6) months' continuous service requirement
22 shall not apply to any officer or employee, including any part-time employee authorized to become a
23 member pursuant to Section 4.36.103, who would otherwise be obliged or have the option to become a
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1 member of the retirement system upon completion of six (6) months' continuous service, if such officer
2 or employee enters City service on or after January 1, 1999, or has been in City service less than six (6)
3 months as of January 1, 1999. Officers and employees who have been in City service less than six(6)
4 months as of January 1, 1999 may become members as of January 1,1999.

5
6 **Section 3.** A new Section 4.36.101 is added to the Seattle Municipal Code as follows:

7 **4.36.101. Use of other Plan funds for purchase of service credit.**

8 A. Direct Transfers. Effective January 1, 2002, the retirement fund possesses the specific authority to
9 enter into direct transfer of assets agreements with the trustees of an eligible plan under Section 457 of
10 the Internal Revenue Code which is maintained by a state, political subdivision of a state, or any agency
11 or instrumentality of a state or political subdivision of a state or from a plan under Section 403(b) of the
12 Internal Revenue Code, for the purchase of creditable service otherwise available pursuant to Chapter
13 4.36 SMC.

14 B. Other Rollovers. Effective January 1, 2002, the retirement fund may accept participant rollover
15 contributions and/or direct rollovers of distributions from other retirement plans which are eligible
16 retirement plans described in Internal Revenue Code Section 402(c)(8)(B) to the extent allowed by the
17 Internal Revenue Code. The fund may accept rollovers from such sources and may develop such
18 procedures and rules as it deems necessary or desirable to comply with the requirements and guide its
19 decisions regarding participant rollover contributions and/or direct rollovers of distributions it will
20 accept. Such rollover contributions and direct rollovers may be used for the purchase of service credit
21 otherwise available pursuant to Chapter 4.36 SMC.

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23 **Section 4** A new Section 4.36.124 is added to the Seattle Municipal Code as follows:
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4.36.124 Purchase of creditable service for Military Service.

A member may purchase creditable service for past active duty in the armed forces of the United States of America or the State of Washington, by paying into the Retirement Fund, at the time of resignation from City service or at the time of retirement, the actuarial present value of the resulting increase in his or her benefit. Terms and conditions of purchase shall be in accordance with the provisions of SMC 4.36.190(B)(4). In no instance shall military service in excess of five years be credited under this Chapter. In no instance shall military service be credited to any member who is receiving full military retirement benefits pursuant to Title 10 United States Code.

Section 5. Subsection B of Section 4.36.190 of the Seattle Municipal Code is amended as follows:

4.36.190 Discontinuance or reentrance of eligible employee - purchase of creditable service.

A. 1. Should the City service of a member not eligible for retirement under the provisions of this chapter, be discontinued, except by death, prior to completion of five (5) years' membership in the retirement system, he shall be paid six (6) months after the date of discontinuance such part of his accumulated contributions as he shall demand; provided, however, that such member may apply to the Board and by unanimous vote the Board may grant a request for immediate withdrawal of contributions. If in the opinion of the Board such member is permanently separated from City service by reason of such discontinuance, he shall be paid forthwith all his accumulated contributions, with interest. Should the City service of an employee not eligible for retirement under subsections A and B of Section 4.36.200 who has been a member of the retirement system for at least five (5) years be discontinued, except by death, he may apply for immediate withdrawal of his accumulated contributions as hereinabove provided, or elect in writing within six (6) months after such termination to leave his accumulated contributions in the retirement fund, and thereafter, upon reaching the required age and



1 making application therefor, he shall receive a retirement allowance as provided in Section 4.36.200 C;
2 provided, that if discontinuance of City service is caused by intemperance, wilful misconduct or
3 violation of law on the part of the member, of which the Board shall be the judge, the Board, in its
4 discretion, may pay to the member, in one (1) lump sum, his accumulated contributions, in lieu of all
5 other rights, privileges or benefits under this chapter; and such payment shall constitute full satisfaction
6 of all obligations of the City to such member, and upon receipt of such payment he shall cease
7 to be a member of the system.

8 2. Any member eligible for retirement under subsections A and B of Section 4.36.200 whose City
9 service has been discontinued, except by death, and any member whose City service has been
10 discontinued and who has elected to leave his accumulated contributions in the retirement fund, may, in
11 the manner hereinabove provided, apply to the Board for withdrawal of contributions, but in such case
12 the Board may, in its discretion, approve such request or disapprove the same and, if such member then
13 be eligible, authorize his retirement. Upon withdrawal of contributions the full amount deposited by the
14 City in the retirement fund for such member's benefit, plus interest, shall be available to meet the
15 obligations of the City under this chapter.

16 B. Redeposit and Purchase of Creditable Service.

17 1. Subject to rules and regulations established by the Board, any member or former member who reenters
18 City service may redeposit in the retirement fund an amount equal to that which he or she previously
19 withdrew therefrom at the last termination of his or her membership, or some part thereof, plus compound
20 interest, at the actuarial assumed rate of investment return, which would have accumulated on the amount,
21 as determined by the Board, between the date of his or her last termination of his or her membership and the
22 date of redeposit ~~((his or her reinstatement in the system))~~. ~~((Such redeposit shall be paid into the~~
23 ~~retirement fund.))~~ Within ~~((thirty (30) days))~~ two (2) years after his or her re-entry into City service, a
24



1 former member must redeposit the entire sum determined to be due to purchase all, or part of, their former
2 creditable service, or sign and file with the Board a redeposit contract in accord with subsection C in order
3 to reestablish all or part of his or her ((~~"prior service"~~ credit)) former creditable service. In the event such
4 redeposit is made by a member, the City shall reinstate all or that part of the former creditable service
5 purchased by the member.

6 2. 2001-2002 window period. During the period December 1, 2001 through December 31, 2002, a current
7 member may redeposit into the retirement fund an amount equal, or some part thereof, to that which he or
8 she previously withdrew therefrom at the date of his or her last termination of membership plus compound
9 interest, at the actuarial assumed rate of investment return, which would have accumulated on the amount,
10 as determined by the Board, between the date of his or her last termination of membership and the date of
11 redeposit. In the event such redeposit is made by a member, the City shall reinstate all, or part of, the
12 former creditable service purchased by the member.

13 3. If a member within ((~~thirty (30) days~~)) two (2) years after reentering the retirement system after a
14 termination of his or her membership does not make such a redeposit or file a properly executed redeposit
15 contract, he or she may purchase all, or some part of, his or her former creditable service ((~~credit for "prior~~
16 service")) only by paying into the retirement fund the amount, or some part thereof, he or she previously
17 withdrew plus compound interest as determined by the Board. The following provisions apply to redeposits
18 made pursuant to this subsection SMC 4.36.190(B)(3):

19 a. Determination of applicable interest rates. The interest rate for each year since the date of withdrawal of
20 contributions shall be the greater of the rate the retirement fund has earned, net of fees, as reported by the
21 Retirement System's Investment Performance Consultant, or the interest rate equivalent to the actuarial
22 assumed rate of investment return at the time of executing the redeposit contract.



b. Calculation of "accumulated contributions." For purposes of determining a member's accumulated contributions pursuant to SMC 4.36.030(B), only a portion of the total amount deposited shall be considered. The portion to be considered as the member's accumulated contributions shall be only the amount previously withdrawn plus interest calculated at the actuarial assumed rate of investment return.

c. Withdrawal of contributions limited. The total amount deposited for the purchase of said former creditable service will be available for withdrawal by the member only if the member terminates employment with the City and withdraws his or her total accumulated contributions prior to retirement or dies and benefits are not payable under subsections 4.36.270(B) and (C) ~~((shall not be reestablished and the rate of his or her contributions for future years shall be at the rate provided for in subsection A of Section 4.36.110))~~.

In the event such redeposit is made by a member, his rate of contribution shall be as determined under Section 4.36.110 A, and the City shall reinstate ~~((the))~~ all, or that part of, the former creditable service purchased by the ~~((("prior service" credit for such))~~ member.

4. Unless otherwise stated, members allowed to purchase creditable service pursuant to SMC Chapter 4.36, shall pay as a single lump sum payment at the time of retirement, the actuarial present value of the resulting increase in their benefit as provided in this subsection SMC 4.36.190(B)(4).

a. The actuarial present value shall be calculated by the Retirement Board using the current actuarial assumptions as approved by the Retirement Board.

b. For purposes of determining the member's accumulated contributions pursuant to SMC 4.36.030(B), only a portion of the total amount deposited shall be considered. The portion to be considered as the member's accumulated contributions shall be calculated at the employee's current hourly rate times the current contribution rate times the number of hours to be purchased.



1 c. If a member elects to pay at resignation from City service, the actuarial present value will be estimated at
2 the time of resignation and adjusted at retirement for factors existing at the time of retirement, if necessary,
3 according to rules established by the Retirement Board.

4 d. In the event such payment is made by a member, the City shall consider such City service previously
5 rendered as creditable service for the member.

6 ~~((2. Any former employee who prior to March 1, 1977, discontinued City service to accept other public~~
7 ~~employment and who because of such subsequent public employment was permitted to leave his~~
8 ~~contributions in the retirement fund and retain membership in the retirement system shall be eligible to~~
9 ~~receive a retirement allowance as provided in Section 4.36.200 C.))~~

10 5. Unless otherwise stated, the purchase price for the purchase of creditable service must be paid in full
11 to the retirement fund prior to the time of resignation from City service or retirement, whichever occurs
12 first.

13 C. Redeposit and Purchase Contracts. These terms and conditions govern redeposit contracts for
14 reentering City officers and employees, ~~((and))~~ deposit contracts of officers and employees joining the
15 system under subsections C and E of Section 4.36.110 and the purchase of creditable service for past
16 City service.

17 1. The unpaid balance shall accrue interest at the assumption rate established by the Board for actuarial
18 purposes and in effect at the time the redeposit agreement is signed;

19 2. The redeposit must be completed within ~~((five (5)))~~ ten (10) years from the date of the member's re-
20 entry into City service;

21 3. After deducting any immediate redeposit, the balance shall be payable in approximately equal
22 installments every pay period, computed by amortizing interest over the contract term, unless the Board
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1 by rule authorizes redeposit in installments of equal payments of principal with interest computed on
2 declining balances;

3 4. Installment payments shall be deducted from the member's pay during each pay period; and

4 5. Redeposit agreements shall be subject to the approval of the Board.

5 The Board of Administration in its discretion may include supplemental terms and conditions by rule or
6 by approving a form of agreement on the following subjects, among others:

7 a. A minimum installment payment per pay period;

8 b. The deferral of a redeposit of an installment during a member's layoff, military leave, or other
9 approved leave, with catch-up redeposits upon the member's resumption of pay status;

10 c. Allocation of payments between interest and principal;

11 d. Appropriate arrangements in the event of a member's suspension or separation from City service,
12 including the making of set-offs, acceleration of payments, continuation of payments from other sources
13 during the interim, or adjusting the creditable service being purchased (~~("prior service" credit)~~) on a pro-
14 rata basis;

15 e. Other terms and conditions as the Board may deem appropriate.

16 The Board may also require the execution of contracts by members, who are redepositing in installments
17 through payroll deductions on August 31, 1986.

18
19 **Section 6.** Effective December 1 of the year the Retirement Board files with the City Clerk
20 notification that the funding ratio of the retirement fund is ninety-five (95) percent or higher, a new Section
21 4.36.191 is added to the Seattle Municipal Code as follows:

22 **4.36.191 Purchase of creditable service for initial six months of City service.**
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1 A. Buy back. Employees who were hired during the period 1988 through 1998 who have not purchased
2 creditable service for the initial six months of employment may purchase said creditable service by paying
3 into the retirement fund, at the time of resignation or retirement from City service, the actuarial present
4 value of the resulting increase in their benefit. The terms and conditions of purchase shall be in accordance
5 with the provisions of SMC 4.36.190(B)(4).

6 B. One year window. During a window period of one year, beginning on the effective date of this Section,
7 employees who were hired during the period 1988 through 1998 who have not purchased creditable service
8 for the initial six months of City employment may purchase said creditable service by paying the purchase
9 price, as determined by the Board, into the retirement fund, or signing a creditable service purchase contract
10 pursuant to SMC 4.36.190 (C) and filing it with the Retirement Board. The creditable service may be
11 purchased based on the following price formula:

12 $(\text{current hourly rate}) \times (\text{current member contribution rate}) \times (\text{amount of hours to be purchased}).$

13 C. City matching contributions under section 4.36.191(B). As matching contributions pursuant to SMC
14 4.36.110(A), each year the employing department shall pay into the retirement fund the matching amount
15 equivalent to any member lump sum payment made pursuant to this Section or, if a member purchased
16 pursuant to a contract under Section 4.36.190(C), the member's current year buy back payments all as
17 billed by the Retirement office.

18
19 **Section 7.** A new Section 4.36.192 is added to the Seattle Municipal Code as follows:

20 **4.36.192 Purchase of creditable service by past employees.**

21 A. This Section allows members who are City employees on December 1, 2001, to purchase creditable
22 service after termination of City employment.
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1 B. The creditable service purchase provisions established by Council Bill 113988, Ordinance 120684 shall
2 be available to said employees until December 31, 2002 except for the purchase provisions of Section
3 4.36.191(B) which shall be available to said employees during the entire window period described therein.

4 C. Creditable service purchased pursuant to this Section must be paid in full by lump sum payment by the
5 earlier of December 31, 2002, or by the date of retirement except purchases made pursuant to 4.36.191(B).
6 Purchases made pursuant to 4.36.191(B) must be paid in full by lump sum payment by the end of the
7 window period established in said subsection or the date of retirement, whichever occurs first.

8
9 **Section 8.** A new Subsection H is added to Section 4.36.195 of the Seattle Municipal Code as
10 follows:

11 **4.36.195 Buy-in of creditable service by temporary, interim, intermittent, provisional and part-**
12 **time workers.**

13 ***

14 H. Members who have otherwise failed to exercise an option to purchase creditable service for prior
15 service previously rendered as a temporary worker, as that term is defined at SMC 4.04.030(30), shall be
16 allowed to purchase creditable service for service previously rendered but not credited as a temporary
17 worker, by paying into the retirement fund , at the time of resignation from City service or at retirement, the
18 actuarial present value of the resulting increase in his or her benefit. The terms and conditions of purchase
19 shall be in accordance with the provisions of SMC 4.36.190(B)(4).

20
21 **Section 9.** Section 4.36.400 of the Seattle Municipal Code is amended as follows:

22 **4.36.400 Election to participate in RCW Chapter 41.54.**
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1 A. As authorized by RCW 41.54.061, the City irrevocably elects to participate in the portability of
2 public retirement systems as contemplated by RCW Chapter 41.54, and to pay for the additional cost it
3 may incur as a result of the benefits provided.

4 B. The eligibility of members for the portability of public retirements benefits, the benefits available
5 thereunder, the limitations(including RCW 41.54.080), and the procedures shall be as set out in RCW
6 Chapter 41.54. A member may aggregate service credit in two (2) or more retirement systems for the
7 purpose of determining the percentage factor to be used in calculating a service retirement allowance
8 pursuant to SMC Section 4.36.210 B.

9 C. During the period December 1, 2001 through December 31, 2002, an active dual member, as defined
10 at RCW 41.54.010(4), who has failed to restore creditable service pursuant to RCW 41.54.020(2), may
11 redeposit in the retirement fund an amount equal to that which he or she previously withdrew therefrom
12 at the date of his or her last termination of membership plus compound interest, at the actuarial assumed
13 rate of investment return, which would have accumulated on the amount as determined by the Board,
14 between the date of his or her last termination of his or her membership and the date of redeposit.

15 D. Beginning January 1, 2003, a dual member, as defined at RCW 41.54.010(4), who has failed to
16 restore creditable service pursuant to RCW 41.54.020(2), or subsection C of this Section, may redeposit
17 in the retirement fund an amount equal to that which he or she previously withdrew therefrom at the date
18 of his or her last termination of membership plus compound interest as determined by the Board. The
19 terms and conditions of purchase shall be in accordance with the provisions of subsection
20 4.36.190(B)(3).

21 **Section 10.** Any acts consistent with the authority and prior to the effective date of this ordinance
22 are hereby ratified and confirmed.
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FISCAL NOTE

Department:	Contact Person/Phone:	Central Staff Analyst/Phone:
Employee Retirement	Norman Ruggles 615-1423	Mary Denzel 684-8158

Legislation Title:

AN ORDINANCE relating to the City Employees' Retirement System; authorizing the purchase of service credit for prior City service; and amending Chapter 4.36 of the Seattle Municipal Code.

Summary of the Legislation:

This legislation authorizes current and previous City employees, under specific conditions, to buy service credit in the City Retirement System for time they worked as a City employee but were not part of the retirement system, or to buy back previous credit in the system that they lost when they left City employment for a time and cashed out their retirement contributions at the time they left. In most cases the employee must pay their own contributions plus what would have been the City's contribution (had they been in the system), actuarially "corrected" to account for what the money would have earned had it been contributed at the time of such employment, and earned a return in all the intervening years. The one exception is employees hired between 1988 and 1998, who were not allowed to join the retirement system for the first six months of their employment. The ordinance allows these employees to buy the six months of credit at their current hourly rate times the current member contribution rate times the amount of time to be purchased. In this case alone the City will pay the City's match.

Background (Include justification for the legislation and funding history, if applicable):

This ordinance implements a temporary agreement negotiated with the Coalition of City Unions in the bargaining process about to be completed.

Public Private Partnership Review Status: N/A

Is this legislation subject to public hearing requirements? No

Fiscal Sustainability Issues (related to grant awards): N/A



Estimated Expenditure Impacts:

FUND (List # and/or Account)	2001	2002	2003
Various funds, depending on which employees opt to buy back the six months of credit where the City will match their contribution.	None	None	Potential \$4.5M if every eligible employee participates and pays in one lump sum in 2003. The City would have to match the funds when the employee pays the employee share.

Estimated Revenue Impacts:

FUND (List # and/or Account)	2001	2002	2003
City Employee Retirement			Potential \$9M if every eligible employee participates and pays in one lump sum during 2003

Estimated FTE Impacts: N/A

FUND (List # and/or Account)	2001	2002	2003



ORDINANCE _____

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4.36.030 Definitions – Alphabetical “A” through “B”

“Actuarial present value” means the value of an amount or series of amounts payable or receivable at various times, determined as of a given date by the application of a particular set of actuarial assumptions.

Section 2. Section 4.36.100 of the Seattle Municipal Code is amended as follows:

SMC 4.36.100 Membership in retirement system.

Officers and employees of the City (except those excluded by subsection H of this section) and of the Seattle Public Library shall become members of the retirement system upon completion of six (6) months' continuous service, as follows, except that six (6) months' continuous service shall not be required for officers and employees to whom subsection L of this section applies:

A. **Mandatory Membership.** Every officer or employee of the City and of the Seattle Public Library, who enters City service on or after June 21, 1986, shall become a member of the retirement system upon completion of six (6) months' continuous service, except:

1. Elective officials exempt under subsection D of this section;



1 2. Individuals with a statutory right to continuation of their membership in a Washington State or
2 federal government retirement system under subsection E of this section;

3 3. Certain officers in positions exempt from civil service under subsections C and F of this
4 section;

5 4. Employees who are excluded under subsection H4 of this section; and

6 5. Temporary, interim, intermittent, provisional and part-time workers under Sections 4.36.103
7 and 4.36.195.

8 B. Continuation of Current Membership. All officers and employees of the City and of the Seattle
9 Public Library, who on or after June 21, 1986, are or are required to become members of the retirement
10 system, shall continue their membership or become members upon completion of six (6) months' City
11 service. A member may not withdraw from membership in the system while in City employment.

12 C. 1986 Nonmembers. An officer or employee with six (6) months' continuous City service, who on
13 June 21, 1986, held an appointive position exempt from the classified civil service (1) could elect to join
14 or rejoin the retirement system by completing and filing an election form with the Board of
15 Administration on or before December 31, 1986, ("Option (1)"), or (2) after the effective date of this
16 ordinance may elect to join or rejoin the retirement system as authorized by subsection F of this section
17 ("Option (2)"). Option (1) also extended to officers and employees, who held such position before June
18 21, 1986, and on or before December 31, 1986, with respect to such a position (a) were recalled from a
19 layoff status; (b) returned from an approved leave; or (c) completed six (6) months' continuous City
20 service. An officer or employee within Option (1) could, on or before December 31, 1986, contract for
21 credit for "prior service" (creditable service before December 31, 1986) in the retirement system in
22 accord with subsection B of Section 4.36.190. An officer or employee, who failed to exercise his or her
23 option under Option (1) of this sub-section in a timely manner by December 31, 1986, may join the
24



1 retirement system while holding a position exempt from civil service under Option (2) as authorized by
2 subsection F of this section and may acquire creditable service only for City service performed after the
3 date of his or her membership. This subsection does not apply to officers or employees covered by
4 subsections D, E and G of this section, or subject to RCW 41.04.120, officers or employees re-entering
5 City service after December 31, 1986.

6 D. Elective Officials. An elective official may elect to join the retirement system at any time during his
7 or her City service, and may contract for credit for continuous "prior service" in accord with Seattle
8 Municipal Code Section 4.36.190 B, provided that credit for such "prior service" shall not cover any
9 period during which the City made payments to another retirement system on the official's behalf nor
10 after December 31, 1987, shall a contract authorize more than five (5) years' "prior service" credit for
11 prior City service.

12 E. Election Under Statutory Right. An officer or employee, who has a statutory right to continue his or
13 her membership in a retirement system of the State of Washington or the United States of America
14 during his or her City service may in lieu of membership in the City Employees' Retirement System
15 arrange with the Personnel Director for a deduction from his or her pay and the City's payment for
16 retirement system purposes to be paid directly to his or her other governmental retirement system.

17 F. Election by Officers Exempt from Civil Service. An officer, who holds a position exempt from the
18 civil service system and is not already a member of the City Employees' Retirement System, may
19 become a member of the system upon completion of six (6) months' continuous City service, by filing
20 with the Executive Director of the City Employees' Retirement System his or her election to participate
21 in the system. Such an officer shall receive "creditable service" for retirement system purposes only for
22 City service accruing from and after the date of his or her membership except that a member may
23 purchase service credit for service previously rendered but not credited if the member pays into the
24

1 retirement fund, at the time of resignation or retirement, whichever occurs first, the actuarial present
2 value of the resulting increase in his or her benefit as calculated by the Retirement Board's actuary using
3 the current actuarial assumptions as approved by the Retirement Board pursuant to SMC 4.36.190(B)(4)
4 or if the member signs and files with the Board a service credit purchase contract for said entire sum due
5 pursuant to SMC 4.36.190(C). In the event such redeposit is made by a member, the City shall reinstate
6 the prior service credit for such member. If an officer who is a member should leave City service and
7 later return, the officer shall ~~((within sixty (60) days))~~ resume his or her membership by making a
8 redeposit as contemplated by Section 4.36.190 or become a member upon ~~((completion of six (6)~~
9 ~~months' continuous service on))~~his or her returning employment with creditable service accruing
10 thereafter. An officer or employee, who is a member of the retirement system at the time of his or her
11 appointment or election to an exempt position, shall maintain his or her membership.

12 G. Re-Entry. An officer or employee who withdrew his or her deposit in the retirement system before
13 or upon his or her separation from City service and later re-enters City service, shall either (a) ~~((within~~
14 ~~sixty (60) days))~~ resume his or her membership by making a redeposit as contemplated by Section
15 4.36.190 , or (b) rejoin the retirement system ~~((upon six (6) months' continuous service after his or her~~
16 ~~re-entry))~~ with creditable service accruing thereafter. An officer or employee who is called to active duty
17 in the armed forces of the United States of America or the State of Washington or who is given other
18 military leave prior to completing six (6) months of continuous service may on re-entering City service
19 include his or her active duty time in computing six (6) months of continuous City service for purpose of
20 determining eligibility to join the retirement system.

21 An officer or employee, who maintains his or her deposit in the retirement system during a separation
22 from City service, shall continue his or her membership upon re-entry into City service.



1 H. The following employees shall not become members of the retirement system, except as
2 contemplated by RCW 41.04.110:

3 1. Members of the Police Department entitled to the benefits of the Police Relief and Pension
4 Fund under State law;

5 2. Members of the Fire Department entitled to the benefits of the Firemen's Relief and Pension
6 Fund under State law;

7 3. Members of the Police Department and Fire Department entitled to the benefits of the
8 Washington Law Enforcement Officers' and FireFighters' Retirement Fund;

9 4. Employees in positions established primarily to provide training leading to qualification for
10 positions of Police Officer or Firefighter.

11 I. The head of each office or department of the City shall give immediate notice in writing to the Board
12 of the change in status of any member of his office or department, resulting from transfer, promotion,
13 leave-of-absence, family and medical leave, resignation, reinstatement, dismissal or death. The head of
14 each office or department shall furnish such other information concerning any member as the Board may
15 require.

16 J. Each member shall be subject to all the provisions of this chapter and the rules and regulations of the
17 Board. Should any member be, in the opinion of the Board, permanently separated from City service or
18 should the member die he or she shall thereupon cease to be a member.

19 K. Temporary, Interim, Intermittent, Provisional and Part-time Workers. See Sections 4.36.103 and
20 4.36.195 , and for 1989-1990 opportunity, Section 4.36.197.

21 L. Membership On and After January 1, 1999. The six (6) months' continuous service requirement
22 shall not apply to any officer or employee, including any part-time employee authorized to become a
23 member pursuant to Section 4.36.103, who would otherwise be obliged or have the option to become a
24



1 member of the retirement system upon completion of six (6) months' continuous service, if such officer
2 or employee enters City service on or after January 1, 1999, or has been in City service less than six (6)
3 months as of January 1, 1999. Officers and employees who have been in City service less than six(6)
4 months as of January 1, 1999 may become members as of January 1,1999.

5 **Section 3.** A new Section 4.36.101 is added to the Seattle Municipal Code as follows:

6 **4.36.101. Use of Deferred Compensation Plan funds for purchase of service credit.**

7 Effective January 1, 2002, the retirement fund will accept, for the purchase of service credit otherwise
8 available pursuant to Chapter 4.36 SMC, a trustee-to-trustee transfer from an eligible plan under Section
9 457 of the Internal Revenue Code which is maintained by a state, political subdivision of a state, or any
10 agency or instrumentality of a state or political subdivision of a state.

11
12 **Section 4.** A new Subsection H is added to Section 4.36.195 of the Seattle Municipal Code as
13 follows:

14 **4.36.195 Membership -- Temporary, interim, intermittent and part-time workers.**

15 ***

16 H. Members who have otherwise failed to exercise an option to purchase service credit for prior service
17 previously rendered as a temporary worker, as that term is defined at SMC 4.04.030(30), shall be allowed to
18 purchase service credit for service previously rendered but not credited as a temporary worker by paying
19 into the retirement fund the actuarial present value of the resulting increase in his or her benefit pursuant to
20 SMC 4.36.190(B)(4) and (C). Such payment shall be made at the time of resignation from City service or
21 retirement, whichever occurs first.



1 **Section 5.** A new Section 4.36.124 is added to the Seattle Municipal Code as follows:

2 **4.36.124 Purchase of service credit for Military Service.**

3 A member may purchase service credit for past active uniformed military service by paying into the
4 Retirement Fund the actuarial present value of the resulting increase in his or her benefit pursuant to SMC
5 4.36.190(B)(4) and (C). Such payment shall be made at the time of resignation from City service or
6 retirement, whichever occurs first. In no instance shall military service in excess of five years be credited
7 under this Chapter. In no instance shall military service be credited to any member who is receiving full
8 military retirement benefits pursuant to Title 10 United States Code.

9
10 **Section 6.** Subsection B of Section 4.36.190 of the Seattle Municipal Code is amended as follows:

11 **4.36.190 Discontinuance or reentrance of eligible employee - purchase of service credit.**

12 A. 1. Should the City service of a member not eligible for retirement under the provisions of this
13 chapter, be discontinued, except by death, prior to completion of five (5) years' membership in the
14 retirement system, he shall be paid six (6) months after the date of discontinuance such part of his
15 accumulated contributions as he shall demand; provided, however, that such member may apply to the
16 Board and by unanimous vote the Board may grant a request for immediate withdrawal of contributions.
17 If in the opinion of the Board such member is permanently separated from City service by reason of
18 such discontinuance, he shall be paid forthwith all his accumulated contributions, with interest. Should
19 the City service of an employee not eligible for retirement under subsections A and B of Section
20 4.36.200 who has been a member of the retirement system for at least five (5) years be discontinued,
21 except by death, he may apply for immediate withdrawal of his accumulated contributions as
22 hereinabove provided, or elect in writing within six (6) months after such termination to leave his
23 accumulated contributions in the retirement fund, and thereafter, upon reaching the required age and
24



1 making application therefor, he shall receive a retirement allowance as provided in Section 4.36.200 C;
2 provided, that if discontinuance of City service is caused by intemperance, wilful misconduct or
3 violation of law on the part of the member, of which the Board shall be the judge, the Board, in its
4 discretion, may pay to the member, in one (1) lump sum, his accumulated contributions, in lieu of all
5 other rights, privileges or benefits under this chapter; and such payment shall constitute full satisfaction
6 of all obligations of the City to such member, and upon receipt of such payment he shall cease
7 to be a member of the system.

8 2. Any member eligible for retirement under subsections A and B of Section 4.36.200 whose City
9 service has been discontinued, except by death, and any member whose City service has been
10 discontinued and who has elected to leave his accumulated contributions in the retirement fund, may, in
11 the manner hereinabove provided, apply to the Board for withdrawal of contributions, but in such case
12 the Board may, in its discretion, approve such request or disapprove the same and, if such member then
13 be eligible, authorize his retirement. Upon withdrawal of contributions the full amount deposited by the
14 City in the retirement fund for such member's benefit, plus interest, shall be available to meet the
15 obligations of the City under this chapter.

16 B. Redeposit and Purchase of Service Credit.

17 1. Subject to rules and regulations established by the Board, any member or former member who reenters
18 City service may redeposit in the retirement fund an amount equal to that which he or she previously
19 withdrew therefrom at the last termination of his or her membership, or some part thereof, plus compound
20 interest, at the actuarial assumed rate of investment return, which would have accumulated on the amount,
21 as determined by the Board, between the last termination of his or her membership and his or her
22 reinstatement in the system. Such redeposit shall be paid into the retirement fund. Within ~~((thirty (30)~~
23 ~~days))~~ two (2) years after his or her re-entry into City service, a former member must redeposit the entire
24



1 sum determined to be due to purchase all or part of service credit for prior service, or sign and file with the
2 Board a redeposit contract in accord with subsection C in order to reestablish all or part of his or her "prior
3 service" credit. In the event such redeposit is made by a member, the City shall reinstate all or that part of
4 the prior service credit purchased by such member.

5 2. 2001-2002 window period. During the period December 1, 2001 through December 31, 2002, a current
6 employee may redeposit into the retirement fund an amount equal to that which he or she previously
7 withdrew therefrom at the last termination of his or her membership plus compound interest, at the actuarial
8 assumed rate of investment return, which would have accumulated on the amount, as determined by the
9 Board, between the last termination of his or her membership and the date of redeposit. In the event such
10 redeposit is made by a member, the City shall reinstate the prior service credit purchased by such member.

11 3. If a member within ((thirty (30) days)) two (2) years after reentering the retirement system after a
12 termination of his or her membership does not make such a redeposit or file a properly executed redeposit
13 contract, he may purchase his or her credit for "prior service" only by paying into the retirement fund the
14 amount he or she previously withdrew plus compound interest at a rate equivalent to the return the
15 retirement fund has earned, net of fees, as reported by the Retirement System's Investment Performance
16 Consultant, with a minimum interest rate equivalent to the actuarial assumed rate of investment return. For
17 purposes of determining a member's accumulated contributions pursuant to SMC 4.36.210(A), member
18 contributions shall be considered to be the amount previously withdrawn plus interest calculated at the
19 actuarial assumed rate of investment return and will be available to be withdrawn under SMC 4.36.260,
20 "Option G." The total amount deposited for the purchase of said service credit will be available for
21 withdrawal by the member only if the member terminates employment with the City and withdraws his or
22 her contributions prior to retirement. ((shall not be reestablished and the rate of his or her contributions for
23 future years shall be at the rate provided for in subsection A of Section 4.36.110)). In the event such
24



1 redeposit is made by a member, his rate of contribution shall be as determined under Section 4.36.110 A,
2 and the City shall reinstate the "prior service" credit for such member.

3 4. Members allowed to purchase service credit pursuant to SMC Chapter 4.36, shall pay, unless otherwise
4 stated, the actuarial present value of the resulting increase in their benefit. The actuarial present value will
5 be estimated at the time of resignation and adjusted at retirement for factors existing at the time of
6 retirement, if necessary, according to rules established by the Retirement Board. The Retirement System's
7 actuary shall divide the actuarial present value paid by a member to purchase service credit, into employee
8 and employer contributions for purposes of calculating benefits pursuant to SMC 4.36.210(A). The
9 employee portion will be credited as a member's accumulated contributions and will be available to be
10 withdrawn under SMC 4.36.260 "Option G." The remainder will remain with the Retirement System and
11 will not be eligible for withdrawal, nor will the employer's portion be included in any benefit calculations.

12 5. Payment for service credit for service previously rendered or restoration of service credit destroyed must
13 be completed prior to termination of City service or retirement, whichever occurs first.

14 ~~((2. Any former employee who prior to March 1, 1977, discontinued City service to accept other public~~
15 ~~employment and who because of such subsequent public employment was permitted to leave his~~
16 ~~contributions in the retirement fund and retain membership in the retirement system shall be eligible to~~
17 ~~receive a retirement allowance as provided in Section 4.36.200 C.))~~

18 C. Redeposit and Purchase Contracts. These terms and conditions govern redeposit contracts for
19 reentering City officers and employees, ~~((and))~~ deposit contracts of officers and employees joining the
20 system under subsections C and E of Section 4.36.110 and the purchase of service credit for past City
21 service.

22 1. The unpaid balance shall accrue interest at the assumption rate established by the Board for actuarial
23 purposes and in effect at the time the redeposit agreement is signed;



1 2. The redeposit must be completed within ((five (5))) ten (10) years from the date of the member's re-
2 entry into City service;

3 3. After deducting any immediate redeposit, the balance shall be payable in approximately equal
4 installments every pay period, computed by amortizing interest over the contract term, unless the Board
5 by rule authorizes redeposit in installments of equal payments of principal with interest computed on
6 declining balances;

7 4. Installment payments shall be deducted from the member's pay during each pay period; and

8 5. Redeposit agreements shall be subject to the approval of the Board.

9 The Board of Administration in its discretion may include supplemental terms and conditions by rule or
10 by approving a form of agreement on the following subjects, among others:

11 a. A minimum installment payment per pay period;

12 b. The deferral of a redeposit of an installment during a member's layoff, military leave, or other
13 approved leave, with catch-up redeposits upon the member's resumption of pay status;

14 c. Allocation of payments between interest and principal;

15 d. Appropriate arrangements in the event of a member's suspension or separation from City service,
16 including the making of set-offs, acceleration of payments, continuation of payments from other sources
17 during the interim, or adjusting "prior service" credit on a pro-rata basis;

18 e. Other terms and conditions as the Board may deem appropriate.

19 The Board may also require the execution of contracts by members, who are redepositing in installments
20 through payroll deductions on August 31, 1986.



1 **Section 7.** Effective December 1 of the year the Retirement Board files with the City Clerk
2 notification that the funding ratio of the retirement fund is ninety-five (95) percent or higher, a new Section
3 44.36.191 is added to the Seattle Municipal Code as follows:

4 **4.36.191 Purchase of service credit for initial six months of City service.**

5 A. Employees hired during the period 1988 through 1998 who have not purchased service credit for the
6 initial six months of employment may purchase said service credit by paying into the retirement fund, at the
7 time of resignation or retirement from City service whichever occurs first, the actuarial present value of the
8 resulting increase in their benefit pursuant to SMC 4.36.190(B)(4) and (C).

9 B. One year window. During a window period of one year, beginning on the effective date of this Section,
10 employees hired during the period 1988 through 1998 who have not purchased service credit for the initial
11 six months of City employment may purchase said service credit by paying the purchase price, as
12 determined by the Board, into the retirement fund, or signing a service credit purchase contract pursuant to
13 SMC 4.36.190 (C) and filing it with the Retirement Board. The service credit may be purchased based on
14 the following price formula:

15 (current hourly rate) x (current contribution rate) x (amount of hours to be purchased).

16 C. Each year the employing department shall pay into the retirement fund the matching amount equivalent
17 to the member's current year buy back payments as billed by the Retirement office.

18
19 **Section 8.** Section 4.36. 400 of the Seattle Municipal Code is amended as follows:

20 **4.36.400 Election to participate in RCW Chapter 41.54.**

21 A. As authorized by RCW 41.54.061, the City irrevocably elects to participate in the portability of
22 public retirement systems as contemplated by RCW Chapter 41.54, and to pay for the additional cost it
23 may incur as a result of the benefits provided.



1 B. The eligibility of members for the portability of public retirements benefits, the benefits available
2 thereunder, the limitations(including RCW 41.54.080), and the procedures shall be as set out in RCW
3 Chapter 41.54. A member may aggregate service credit in two (2)or more retirement systems for the
4 purpose of determining the percentage factor to be used in calculating a service retirement allowance
5 pursuant to SMC Section 4.36.210 B.

6 C. During the period December 1, 2001 through December 31, 2002, a dual member, as defined at
7 RCW 41.54.010(4), who has failed to restore service credit pursuant to RCW 41.54.020(2), may
8 redeposit in the retirement fund an amount equal to that which he or she previously withdrew therefrom
9 at the last termination of his or her membership plus compound interest, at the actuarial assumed rate of
10 investment return, which would have accumulated on the amount, between the last termination of his or
11 her membership and the date of redeposit of said funds.

12 D. Beginning January 1, 2003, a dual member, as defined at RCW 41.54.010(4), who has failed to restore
13 service credit pursuant to RCW 41.54.020(2), or Section C, may redeposit in the retirement fund an
14 amount equal to that which he or she previously withdrew therefrom at the last termination of his or her
15 membership plus compound interest at a rate equivalent to the return the retirement fund has earned, net
16 of fees, as reported by the Retirement System's Investment Performance Consultant, with a minimum
17 interest rate equivalent to the actuarial assumed rate of investment return. For purposes of determining a
18 member's accumulated contributions pursuant to SMC 4.36.210(A), member contributions shall be
19 considered to be the amount previously withdrawn plus interest calculated at the actuarial assumed rate
20 of investment return and will be available to be withdrawn under SMC 4.36.260, "Option G." The total
21 amount deposited for the purchase of said service credit will be available for withdrawal by the member
22 only if the member terminates employment with the City and withdraws his or her contributions prior to



retirement. In the event such redeposit is made by a member, the City shall reinstate the prior service

Section 9. Any acts consistent with the authority and prior to the effective date of this ordinance are

Section 10. This ordinance shall take effect and be in force thirty (30) days from and after its

Passed by the City Council the _____ day of _____, 2001, and signed by me in open

President _____ of the City Council

Approved by me this _____ day of _____, 2001.

Mayor

Filed by me this 14 day of February, 2001.

City Clerk

(Seal)



ORDINANCE _____

AN ORDINANCE relating to the City Employees' Retirement System; authorizing the purchase of service credit for prior City service; and amending Chapter 4.36 of the Seattle Municipal Code.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 4.36.030 of the Seattle Municipal Code is amended as follows to add a new definition and to re-letter the current definitions accordingly:

4.36.030 Definitions – Alphabetical “A” through “B”

E. “Actuarial present value” means the value of an amount or series of amounts payable or receivable at various times, determined as of a given date by the application of a particular set of actuarial assumptions.

Section 2. Subsections F and G of Section 4.36.100 of the Seattle Municipal Code are amended as follows:

SMC 4.36.100 Membership in retirement system.

Officers and employees of the City (except those excluded by subsection H of this Section) and of the Seattle Public Library shall become members of the retirement system upon completion of six (6) months' continuous service, as follows, except that six (6) months' continuous service shall not be required for officers and employees to whom subsection L of this Section applies:



1 A. Mandatory Membership. Every officer or employee of the City and of the Seattle Public Library,
2 who enters City service on or after June 21, 1986, shall become a member of the retirement system upon
3 completion of six (6) months' continuous service, except:

- 4 1. Elective officials exempt under subsection D of this Section;
- 5 2. Individuals with a statutory right to continuation of their membership in a Washington State or
6 federal government retirement system under subsection E of this Section;
- 7 3. Certain officers in positions exempt from civil service under subsections C and F of this
8 Section;
- 9 4. Employees who are excluded under subsection H4 of this Section; and
- 10 5. Temporary, interim, intermittent, provisional and part-time workers under Sections 4.36.103
11 and 4.36.195.

12 B. Continuation of Current Membership. All officers and employees of the City and of the Seattle
13 Public Library, who on or after June 21, 1986, are or are required to become members of the retirement
14 system, shall continue their membership or become members upon completion of six (6) months' City
15 service. A member may not withdraw from membership in the system while in City employment.

16 C. 1986 Nonmembers. An officer or employee with six (6) months' continuous City service, who on
17 June 21, 1986, held an appointive position exempt from the classified civil service (1) could elect to join
18 or rejoin the retirement system by completing and filing an election form with the Board of
19 Administration on or before December 31, 1986, ("Option (1)"), or (2) after the effective date of this
20 ordinance may elect to join or rejoin the retirement system as authorized by subsection F of this Section
21 ("Option (2)"). Option (1) also extended to officers and employees, who held such position before June
22 21, 1986, and on or before December 31, 1986, with respect to such a position (a) were recalled from a
23 layoff status; (b) returned from an approved leave; or (c) completed six (6) months' continuous City
24



1 service. An officer or employee within Option (1) could, on or before December 31, 1986, contract for
2 credit for "prior service" (creditable service before December 31, 1986) in the retirement system in
3 accord with subsection B of Section 4.36.190. An officer or employee, who failed to exercise his or her
4 option under Option (1) of this subsection in a timely manner by December 31, 1986, may join the
5 retirement system while holding a position exempt from civil service under Option (2) as authorized by
6 subsection F of this Section and may acquire creditable service only for City service performed after the
7 date of his or her membership. This subsection does not apply to officers or employees covered by
8 subsections D, E and G of this Section, or subject to RCW 41.04.120, officers or employees re-entering
9 City service after December 31, 1986.

10 D. Elective Officials. An elective official may elect to join the retirement system at any time during his
11 or her City service, and may contract for credit for continuous "prior service" in accord with Seattle
12 Municipal Code Section 4.36.190 B, provided that credit for such "prior service" shall not cover any
13 period during which the City made payments to another retirement system on the official's behalf nor
14 after December 31, 1987, shall a contract authorize more than five (5) years' "prior service" credit for
15 prior City service.

16 E. Election Under Statutory Right. An officer or employee, who has a statutory right to continue his or
17 her membership in a retirement system of the State of Washington or the United States of America
18 during his or her City service may in lieu of membership in the City Employees' Retirement System
19 arrange with the Personnel Director for a deduction from his or her pay and the City's payment for
20 retirement system purposes to be paid directly to his or her other governmental retirement system.

21 F. Election by Officers Exempt from Civil Service. An officer, who holds a position exempt from the
22 civil service system and is not already a member of the City Employees' Retirement System, may
23 become a member of the system (~~upon completion of six (6) months' continuous City service,~~) by
24

1 filing with the Executive Director of the City Employees' Retirement System his or her election to
2 participate in the system. Such an officer shall receive "creditable service" for retirement system
3 purposes only for City service accruing from and after the date of his or her membership. However, that
4 member may purchase creditable service for City service previously rendered but not credited if the
5 member pays into the retirement fund, at the time of resignation or at retirement, the actuarial present
6 value of the resulting increase in his or her benefit. Terms and conditions of the purchase shall be in
7 accordance with the provisions of SMC 4.36.190(B)(4). If an officer who is a member should leave City
8 service and later return, the officer shall ~~((within sixty (60) days))~~ resume his or her membership by
9 making a redeposit as contemplated by Section 4.36.190 or become a member upon ~~((completion of six~~
10 ~~(6) months' continuous service on))~~ his or her returning employment with creditable service accruing
11 thereafter. An officer or employee, who is a member of the retirement system at the time of his or her
12 appointment or election to an exempt position, shall maintain his or her membership.

13 G. Re-Entry. An officer or employee who withdrew his or her deposit in the retirement system before
14 or upon his or her separation from City service and later re-enters City service, shall either (a) ~~((within~~
15 ~~sixty (60) days))~~ resume his or her membership by making a redeposit as contemplated by Section
16 4.36.190 , or (b) rejoin the retirement system ~~((upon six (6) months' continuous service after his or her~~
17 ~~re-entry))~~ with creditable service accruing thereafter. An officer or employee who is called to active duty
18 in the armed forces of the United States of America or the State of Washington or who is given other
19 military leave prior to completing six (6) months of continuous service may on re-entering City service
20 include his or her active duty time in computing six (6) months of continuous City service for purpose of
21 determining eligibility to join the retirement system. An officer or employee, who maintains his or her
22 deposit in the retirement system during a separation from City service, shall continue his or her
23 membership upon re-entry into City service.



1 H. The following employees shall not become members of the retirement system, except as
2 contemplated by RCW 41.04.110:

3 1. Members of the Police Department entitled to the benefits of the Police Relief and Pension
4 Fund under State law;

5 2. Members of the Fire Department entitled to the benefits of the Firemen's Relief and Pension
6 Fund under State law;

7 3. Members of the Police Department and Fire Department entitled to the benefits of the
8 Washington Law Enforcement Officers' and FireFighters' Retirement Fund;

9 4. Employees in positions established primarily to provide training leading to qualification for
10 positions of Police Officer or Firefighter.

11 I. The head of each office or department of the City shall give immediate notice in writing to the Board
12 of the change in status of any member of his office or department, resulting from transfer, promotion,
13 leave-of-absence, family and medical leave, resignation, reinstatement, dismissal or death. The head of
14 each office or department shall furnish such other information concerning any member as the Board may
15 require.

16 J. Each member shall be subject to all the provisions of this chapter and the rules and regulations of the
17 Board. Should any member be, in the opinion of the Board, permanently separated from City service or
18 should the member die he or she shall thereupon cease to be a member.

19 K. Temporary, Interim, Intermittent, Provisional and Part-time Workers. See Sections 4.36.103 and
20 4.36.195 , and for 1989-1990 opportunity, Section 4.36.197.

21 L. Membership On and After January 1, 1999. The six (6) months' continuous service requirement
22 shall not apply to any officer or employee, including any part-time employee authorized to become a
23 member pursuant to Section 4.36.103, who would otherwise be obliged or have the option to become a
24

1 member of the retirement system upon completion of six (6) months' continuous service, if such officer
2 or employee enters City service on or after January 1, 1999, or has been in City service less than six (6)
3 months as of January 1, 1999. Officers and employees who have been in City service less than six(6)
4 months as of January 1, 1999 may become members as of January 1,1999.

5
6 **Section 3.** A new Section 4.36.101 is added to the Seattle Municipal Code as follows:

7 **4.36.101. Use of other Plan funds for purchase of service credit.**

8 Direct Transfers. Effective January 1, 2002, the retirement fund possesses the specific authority to enter
9 into direct transfer of assets agreements with the trustees of an eligible plan under Section 457 of the
10 Internal Revenue Code which is maintained by a state, political subdivision of a state, or any agency or
11 instrumentality of a state or political subdivision of a state or from a plan under Section 403(b) of the
12 Internal Revenue Code, for the purchase of creditable service otherwise available pursuant to Chapter
13 4.36 SMC.

14 **Section 4** A new Section 4.36.124 is added to the Seattle Municipal Code as follows:

15 **4.36.124 Purchase of creditable service for Military Service.**

16 A member may purchase creditable service for past active duty in the armed forces of the United States of
17 America or the State of Washington, by paying into the Retirement Fund, at the time of resignation from
18 City service or at the time of retirement, the actuarial present value of the resulting increase in his or her
19 benefit. Terms and conditions of purchase shall be in accordance with the provisions of SMC
20 4.36.190(B)(4). In no instance shall military service in excess of five years be credited under this Chapter.
21 In no instance shall military service be credited to any member who is receiving full military retirement
22 benefits pursuant to Title 10 United States Code.

Section 5. Subsection B of Section 4.36.190 of the Seattle Municipal Code is amended as follows:

4.36.190 Discontinuance or reentrance of eligible employee - purchase of creditable service.

A. 1. Should the City service of a member not eligible for retirement under the provisions of this chapter, be discontinued, except by death, prior to completion of five (5) years' membership in the retirement system, he shall be paid six (6) months after the date of discontinuance such part of his accumulated contributions as he shall demand; provided, however, that such member may apply to the Board and by unanimous vote the Board may grant a request for immediate withdrawal of contributions. If in the opinion of the Board such member is permanently separated from City service by reason of such discontinuance, he shall be paid forthwith all his accumulated contributions, with interest. Should the City service of an employee not eligible for retirement under subsections A and B of Section 4.36.200 who has been a member of the retirement system for at least five (5) years be discontinued, except by death, he may apply for immediate withdrawal of his accumulated contributions as hereinabove provided, or elect in writing within six (6) months after such termination to leave his accumulated contributions in the retirement fund, and thereafter, upon reaching the required age and making application therefor, he shall receive a retirement allowance as provided in Section 4.36.200 C; provided, that if discontinuance of City service is caused by intemperance, wilful misconduct or violation of law on the part of the member, of which the Board shall be the judge, the Board, in its discretion, may pay to the member, in one (1) lump sum, his accumulated contributions, in lieu of all other rights, privileges or benefits under this chapter; and such payment shall constitute full satisfaction of all obligations of the City to such member, and upon receipt of such payment he shall cease to be a member of the system.

2. Any member eligible for retirement under subsections A and B of Section 4.36.200 whose City service has been discontinued, except by death, and any member whose City service has been



1 discontinued and who has elected to leave his accumulated contributions in the retirement fund, may, in
2 the manner hereinabove provided, apply to the Board for withdrawal of contributions, but in such case
3 the Board may, in its discretion, approve such request or disapprove the same and, if such member then
4 be eligible, authorize his retirement. Upon withdrawal of contributions the full amount deposited by the
5 City in the retirement fund for such member's benefit, plus interest, shall be available to meet the
6 obligations of the City under this chapter.

7 **B. Redeposit and Purchase of Creditable Service.**

8 1. Subject to rules and regulations established by the Board, any member or former member who reenters
9 City service may redeposit in the retirement fund an amount equal to that which he or she previously
10 withdrew therefrom at the last termination of his or her membership, or some part thereof, plus compound
11 interest, at the actuarial assumed rate of investment return, which would have accumulated on the amount,
12 as determined by the Board, between the date of his or her last termination of his or her membership and the
13 date of redeposit (~~((his or her reinstatement in the system)).~~ ~~((Such redeposit shall be paid into the~~
14 ~~retirement fund.))~~ Within ~~((thirty (30) days))~~ two (2) years after his or her re-entry into City service, a
15 former member must redeposit the entire sum determined to be due to purchase all, or part of, their former
16 creditable service, or sign and file with the Board a redeposit contract in accord with subsection C in order
17 to reestablish all or part of his or her ("prior service" credit) former creditable service. In the event such
18 redeposit is made by a member, the City shall reinstate all or that part of the former creditable service
19 purchased by the member.

20 2. 2001-2002 window period. During the period December 1, 2001 through December 31, 2002, a current
21 member may redeposit into the retirement fund an amount equal, or some part thereof, to that which he or
22 she previously withdrew therefrom at the date of his or her last termination of membership plus compound
23 interest, at the actuarial assumed rate of investment return, which would have accumulated on the amount,
24

1 as determined by the Board, between the date of his or her last termination of membership and the date of
2 redeposit. In the event such redeposit is made by a member, the City shall reinstate all, or part of, the
3 former creditable service purchased by the member.

4 3. If a member within ((thirty (30) days)) two (2) years after reentering the retirement system after a
5 termination of his or her membership does not make such a redeposit or file a properly executed redeposit
6 contract, he or she may purchase all, or some part of, his or her former creditable service ((“credit for prior
7 service”)) only by paying into the retirement fund the amount, or some part thereof, he or she previously
8 withdrew plus compound interest as determined by the Board. The following provisions apply to redeposits
9 made pursuant to this subsection SMC 4.36.190(B)(3):

10 a. Determination of applicable interest rates. The interest rate for each year since the date of withdrawal of
11 contributions shall be the greater of the rate the retirement fund has earned, net of fees, as reported by the
12 Retirement System’s Investment Performance Consultant, or the interest rate equivalent to the actuarial
13 assumed rate of investment return at the time of executing the redeposit contract.

14 b. Calculation of “accumulated contributions.” For purposes of determining a member’s accumulated
15 contributions pursuant to SMC 4.36.030(B), only a portion of the total amount deposited shall be
16 considered. The portion to be considered as the member’s accumulated contributions shall be only the
17 amount previously withdrawn plus interest calculated at the actuarial assumed rate of investment return.

18 c. Withdrawal of contributions limited. The total amount deposited for the purchase of said former
19 creditable service will be available for withdrawal by the member only if the member terminates
20 employment with the City and withdraws his or her total accumulated contributions prior to retirement or
21 dies and benefits are not payable under subsections 4.36.270(B) and (C) ((shall not be reestablished and the
22 rate of his or her contributions for future years shall be at the rate provided for in subsection A of Section
23 4.36.110)).

1 In the event such redeposit is made by a member, his rate of contribution shall be as determined under
2 Section 4.36.110 A, and the City shall reinstate ~~((the))~~ all, or that part of, the former creditable service
3 purchased by the ((“prior service” credit for such)) member.

4 4. Unless otherwise stated, members allowed to purchase creditable service pursuant to SMC Chapter 4.36,
5 shall pay as a single lump sum payment at the time of retirement, the actuarial present value of the resulting
6 increase in their benefit as provided in this subsection SMC 4.36.190(B)(4).

7 a. The actuarial present value shall be calculated by the Retirement Board using the current actuarial
8 assumptions as approved by the Retirement Board.

9 b. For purposes of determining the member’s accumulated contributions pursuant to SMC 4.36.030(B),
10 only a portion of the total amount deposited shall be considered. The portion to be considered as the
11 member’s accumulated contributions shall be calculated at the employee’s current hourly rate times the
12 current contribution rate times the number of hours to be purchased.

13 c. If a member elects to pay at resignation from City service, the actuarial present value will be estimated at
14 the time of resignation and adjusted at retirement for factors existing at the time of retirement, if necessary,
15 according to rules established by the Retirement Board.

16 d. In the event such payment is made by a member, the City shall consider such City service previously
17 rendered as creditable service for the member.

18 ~~((2. Any former employee who prior to March 1, 1977, discontinued City service to accept other public~~
19 ~~employment and who because of such subsequent public employment was permitted to leave his~~
20 ~~contributions in the retirement fund and retain membership in the retirement system shall be eligible to~~
21 ~~receive a retirement allowance as provided in Section 4.36.200 C.))~~

22 C. Redeposit and Purchase Contracts. These terms and conditions govern redeposit contracts for
23 reentering City officers and employees, ~~((and))~~ deposit contracts of officers and employees joining the
24

1 system under subsections C and E of Section 4.36.110 and the purchase of creditable service for past
2 City service.

3 1. The unpaid balance shall accrue interest at the assumption rate established by the Board for actuarial
4 purposes and in effect at the time the redeposit agreement is signed;

5 2. The redeposit must be completed within ~~((five (5)))~~ ten (10) years from the date of the member's re-
6 entry into City service;

7 3. After deducting any immediate redeposit, the balance shall be payable in approximately equal
8 installments every pay period, computed by amortizing interest over the contract term, unless the Board
9 by rule authorizes redeposit in installments of equal payments of principal with interest computed on
10 declining balances;

11 4. Installment payments shall be deducted from the member's pay during each pay period; and

12 5. Redeposit agreements shall be subject to the approval of the Board.

13 The Board of Administration in its discretion may include supplemental terms and conditions by rule or
14 by approving a form of agreement on the following subjects, among others:

15 a. A minimum installment payment per pay period;

16 b. The deferral of a redeposit of an installment during a member's layoff, military leave, or other
17 approved leave, with catch-up redeposits upon the member's resumption of pay status;

18 c. Allocation of payments between interest and principal;

19 d. Appropriate arrangements in the event of a member's suspension or separation from City service,
20 including the making of set-offs, acceleration of payments, continuation of payments from other sources
21 during the interim, or adjusting the creditable service being purchased (~~("prior service" credit)~~) on a pro-
22 rata basis;

23 e. Other terms and conditions as the Board may deem appropriate.



1 The Board may also require the execution of contracts by members, who are redepositing in installments
2 through payroll deductions on August 31, 1986.

3
4 **Section 6.** Effective December 1 of the year the Retirement Board files with the City Clerk
5 notification that the funding ratio of the retirement fund is ninety-five (95) percent or higher, a new Section
6 44.36.191 is added to the Seattle Municipal Code as follows:

7 **4.36.191 Purchase of creditable service for initial six months of City service.**

8 A. Buy back. Employees who were hired during the period 1988 through 1998 who have not purchased
9 creditable service for the initial six months of employment may purchase said creditable service by paying
10 into the retirement fund, at the time of resignation or retirement from City service, the actuarial present
11 value of the resulting increase in their benefit. The terms and conditions of purchase shall be in accordance
12 with the provisions of SMC 4.36.190(B)(4).

13 B. One year window. During a window period of one year, beginning on the effective date of this Section,
14 employees who were hired during the period 1988 through 1998 who have not purchased creditable service
15 for the initial six months of City employment may purchase said creditable service by paying the purchase
16 price, as determined by the Board, into the retirement fund, or signing a creditable service purchase contract
17 pursuant to SMC 4.36.190 (C) and filing it with the Retirement Board. The creditable service may be
18 purchased based on the following price formula:

19 $(\text{current hourly rate}) \times (\text{current member contribution rate}) \times (\text{amount of hours to be purchased}).$

20 C. City matching contributions. As matching contributions pursuant to SMC 4.36.110(A), each year the
21 employing department shall pay into the retirement fund the matching amount equivalent to any member
22 lump sum payment made pursuant to this Section or, if a member purchased pursuant to a contract under
23 Section 4.36.190(C), the member's current year buy back payments all as billed by the Retirement office.
24



Section 7. A new Section 4.36.192 is added to the Seattle Municipal Code as follows:

4.36.192 Purchase of creditable service by past employees.

A. This Section allows members who are City employees on December 1, 2001, to purchase creditable service after termination of City employment.

B. The creditable service purchase provisions established by Council Bill 113988, Ordinance _____, shall be available to said employees until December 31, 2002 except for the purchase provisions of Section 4.36.191(B) which shall be available to said employees during the entire window period described therein.

C. Creditable service purchased pursuant to this Section must be paid in full by lump sum payment by the earlier of December 31, 2002, or by the date of retirement except purchases made pursuant to 4.36.191(B). Purchases made pursuant to 4.36.191(B) must be paid in full by lump sum payment by the end of the window period established in said subsection or the date of retirement, whichever occurs first.

Section 8. A new Subsection H is added to Section 4.36.195 of the Seattle Municipal Code as follows:

4.36.195 Buy-in of creditable service by temporary, interim, intermittent, provisional and part-time workers.

H. Members who have otherwise failed to exercise an option to purchase creditable service for prior service previously rendered as a temporary worker, as that term is defined at SMC 4.04.030(30), shall be allowed to purchase creditable service for service previously rendered but not credited as a temporary worker, by paying into the retirement fund, at the time of resignation from City service or at retirement, the



1 actuarial present value of the resulting increase in his or her benefit. The terms and conditions of purchase
2 shall be in accordance with the provisions of SMC 4.36.190(B)(4).

4 **Section 9.** Section 4.36.400 of the Seattle Municipal Code is amended as follows:

5 **4.36.400 Election to participate in RCW Chapter 41.54.**

6 A. As authorized by RCW 41.54.061, the City irrevocably elects to participate in the portability of
7 public retirement systems as contemplated by RCW Chapter 41.54, and to pay for the additional cost it
8 may incur as a result of the benefits provided.

9 B. The eligibility of members for the portability of public retirements benefits, the benefits available
10 thereunder, the limitations(including RCW 41.54.080), and the procedures shall be as set out in RCW
11 Chapter 41.54. A member may aggregate service credit in two (2) or more retirement systems for the
12 purpose of determining the percentage factor to be used in calculating a service retirement allowance
13 pursuant to SMC Section 4.36.210 B.

14 C. During the period December 1, 2001 through December 31, 2002, an active dual member, as defined
15 at RCW 41.54.010(4), who has failed to restore creditable service pursuant to RCW 41.54.020(2), may
16 redeposit in the retirement fund an amount equal to that which he or she previously withdrew therefrom
17 at the date of his or her last termination of membership plus compound interest, at the actuarial assumed
18 rate of investment return, which would have accumulated on the amount as determined by the Board,
19 between the date of his or her last termination of his or her membership and the date of redeposit.

20 D. Beginning January 1, 2003, a dual member, as defined at RCW 41.54.010(4), who has failed to
21 restore creditable service pursuant to RCW 41.54.020(2), or subsection C of this Section, may redeposit
22 in the retirement fund an amount equal to that which he or she previously withdrew therefrom at the date
23 of his or her last termination of membership plus compound interest as determined by the Board. The
24



1 terms and conditions of purchase shall be in accordance with the provisions of subsection
2 4.36.190(B)(3).

3 **Section 10.** Any acts consistent with the authority and prior to the effective date of this ordinance
4 are hereby ratified and confirmed.

5 **Section 11.** This ordinance shall take effect and be in force thirty (30) days from and after its
6 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after
7 presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

8 Passed by the City Council the 10th day of December, 2001, and signed by me in open
9 session in authentication of its passage this 10th day of December, 2001.

10
11 _____
President _____ of the City Council

12 Approved by me this _____ day of _____, 2001.

13
14 _____
Mayor

15
16 Filed by me this _____ day of _____, 2001.

17
18 _____
City Clerk

19 (Seal)



STATE OF WASHINGTON – KING COUNTY

--SS.

139517
City of Seattle, Clerk's Office

No. ORDINANCE IN FULL

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:120684 ORD. IN FULL

was published on

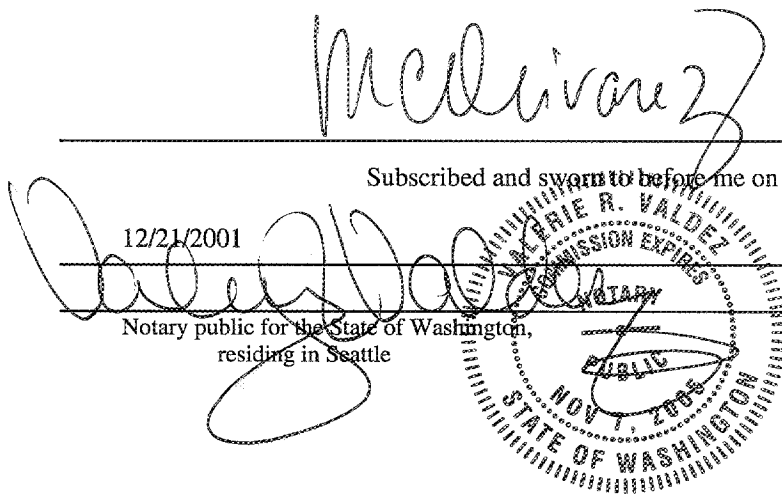
12/21/2001

Subscribed and sworn to before me on

12/21/2001

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



ORDINANCE FILES 120684

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STATE OF WASHINGTON - KING COUNTY

--SS.

139522
PUBLICATION
City of Seattle, Clerk's Office

No. TITLE-ONLY

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

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CTOT:120669-90 TITLE-ONLY

was published on

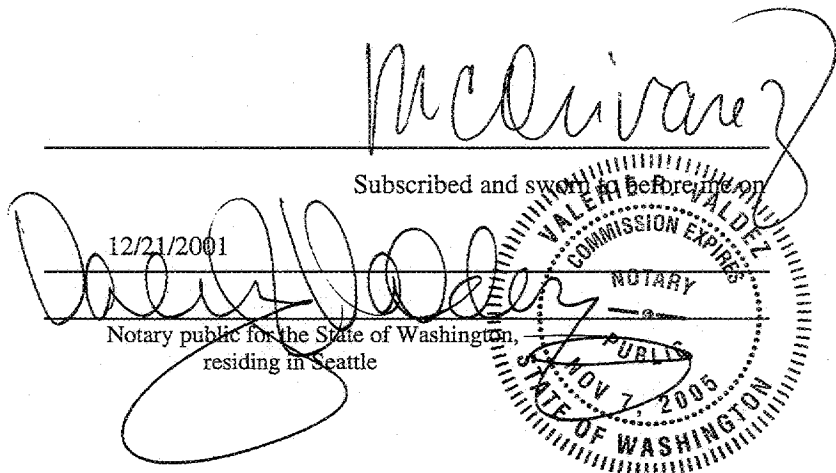
12/21/2001

Subscribed and sworn to before me on

12/21/2001

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



State of Washington, King County

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on December 10, 2001, and published here by title only, will be mailed upon request, or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

ORDINANCE NO. 120669

AN ORDINANCE relating to the Police Department; authorizing the execution of an agreement with the U.S. Department of Justice, Bureau of Justice Assistance for financial assistance to continue the development of technologies and automated systems that will assist state and local law enforcement agencies in investigating and responding to crime (Technology Earmark II); accepting the money when received; and increasing the 2001 budgets of various departments by making reimbursable appropriations; all by a three-fourths vote of the City Council.

ORDINANCE NO. 120670

AN ORDINANCE authorizing an expenditure from the Judgment/Claims Fund to settle the claim of Esther Wolf (C-67345), all by a two-thirds vote of the City Council.

ORDINANCE NO. 120671

AN ORDINANCE relating to the Police Department; authorizing an agreement with Safe Horizon, a victim assistance program, for financial assistance in support of a study surrounding victim needs and help-seeking behavior; and increasing the 2001 Budget of the Police Department by making a reimbursable appropriation; all by a three-fourths vote of the City Council.

ORDINANCE NO. 120672

AN ORDINANCE relating to the Police Department; authorizing an agreement with Todd Pacific Shipyards Corporation for the Seattle Police Department to help ensure the security of United States Navy vessels in dry-dock by providing marine patrol law enforcement services in Elliott Bay; accepting the money when received; increasing the 2001 Budget of the Police Department by making a reimbursable appropriation; and ratifying and confirming prior acts; all by a three-fourths vote of the City Council.

ORDINANCE NO. 120673

AN ORDINANCE relating to the Light Fund and the Department of Finance; authorizing the loan of funds from the City's Consolidated (Residual) Cash Portfolio to the Light Fund.

ORDINANCE NO. 120674

AN ORDINANCE assigning jurisdiction of certain real property referred to as the Belltown Cottage property to the Department of Parks and Recreation for park and open space purposes.

ORDINANCE NO. 120675

AN ORDINANCE relating to 2000 Conservation Futures Levy proceeds allocated to The City of Seattle for the acquisition of property located at 10 Broad Street; authorizing the Mayor to amend the Interlocal Cooperation Agreement between The City of Seattle and King County authorized by Ordinance 114978; authorizing deposit of Conservation Futures Levy proceeds received from King County in the Conservation Futures Fund; making an appropriation from the Conservation Futures Fund; and reimbursing the Cumulative Reserve Subfund Unrestricted Subaccount.

and agencies from various City funds to provide for costs and expenses not provided for in the 2001 Budget; authorizing the acceptance of certain monies; appropriating and transferring money from various City funds and subfunds; all by a three-fourths vote of the City Council.

ORDINANCE NO. 120688

AN ORDINANCE authorizing the Mayor to sign and/or execute individual collective bargaining agreements by and between the City and the individual Unions which are part of the Coalition of City Unions to be effective through December 31, 2004; superseding inconsistent ordinances; and providing payment therefor.

ORDINANCE NO. 120689

AN ORDINANCE related to Public Service and Industrial Employees, Local 1239 authorizing the execution of a Memorandum of Understanding. This Memorandum of Understanding will add the title Lifeguard to the existing contract between Public Service and Industrial Employees, Local 1239 and the City of Seattle, and provide wage adjustments and conditions of employment as contained in the existing agreement, effective through December 31, 2001, superseding inconsistent ordinances and providing payment therefor.

ORDINANCE NO. 120690

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Publication ordered by JUDITH PIPPIN, City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, December 21, 2001.
12/21/139522CD

ORDINANCE NO. 120676

AN ORDINANCE adopting updated administrative procedures relating to the Denny Triangle Amenity Credit Fund and superseding certain Sections of Ordinance 119729; and increasing the expenditure authority of the Seattle Transportation Department; all by a three-fourths vote of the City Council.

ORDINANCE NO. 120677

AN ORDINANCE relating to economic development; authorizing acceptance of a grant from King County under the Brownfields Showcase Community Program; appropriating the grant funds for purposes of environmental studies; authorizing the Director of the Office of Economic Development to enter into such agreements as shall be necessary and appropriate; and ratifying and confirming prior acts.

ORDINANCE NO. 120678

AN ORDINANCE authorizing an expenditure from the Judgment/Claims Fund to settle the claim of Stefani Bjornsen (C-68254), all by a two-thirds vote of the City Council.

ORDINANCE NO. 120679

AN ORDINANCE authorizing an expenditure from the Judgment/Claims Fund to be reimbursed by the Solid Waste Fund to settle the claims of Bruce Appleberry (C-66439), all by a two-thirds vote of the City Council.

ORDINANCE NO. 120680

AN ORDINANCE authorizing an expenditure from the Judgment/Claims Fund to be reimbursed by the Light Fund to settle the claims of Carl C. Stebbins (C-64901), all by a two-thirds vote of the City Council.

ORDINANCE NO. 120681

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the transfer of property located at 10 Broad Street in the City of Seattle to the Museum Development Authority.

ORDINANCE NO. 120682

AN ORDINANCE authorizing the Personnel Director to continue health care coverage for employees who are mobilized by the United States Armed Forces for active military service for "Operation Enduring Freedom" between September 11, 2001 and December 31, 2002.

ORDINANCE NO. 120683

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing execution of a lease agreement together with an option to purchase property at 4201 West Marginal Way Southwest.

ORDINANCE NO. 120684

AN ORDINANCE relating to the City Employees' Retirement System; authorizing the purchase of service credit for prior City Service; and amending Chapter 4.36 of the Seattle Municipal Code.

ORDINANCE NO. 120685

AN ORDINANCE relating to the Seattle City Employees' Retirement System; providing for cost of living benefit adjustments effective only upon certain events; and amending Chapter 4.36 of the Seattle Municipal Code.

ORDINANCE NO. 120686

AN ORDINANCE authorizing execution of a Collective Bargaining Agreement between the City of Seattle and International Federation of Professional and Technical Engineers, Local 17, Information Technology Professional Unit, effective through December 31, 2004, and providing payment therefor.

ORDINANCE NO. 120687

AN ORDINANCE revising the 2001 annual budget and accounts by increasing certain expenditure allowances in the 2001 budgets of various City departments.

ORDINANCE FILES 120684

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