

ORDINANCE NO. 465

AN ORDINANCE PROVIDING FOR PARTICIPATION IN THE TEXAS MUNICIPAL RETIREMENT SYSTEM BY THE CITY OF MESQUITE, TEXAS, PROVIDING FOR AND ELECTING TO HAVE ALL OF THE EMPLOYEES OF ALL DESIGNATED DEPARTMENTS OF THE CITY GOVERNMENT, PARTICIPATE IN SUCH SYSTEM; AND ACCEPTING ALL OF THE OBLIGATIONS AND BENEFITS OF SUCH SYSTEM .

WHEREAS, the Constitution of the State of Texas was amended on November 7, 1944, by the addition of Section 51-f Article III, which authorized the Legislature to establish a state-wide retirement and disability pension system for city employees;

WHEREAS, Chapter 75, Acts 50th Legislature (1947) as amended established The Texas Municipal Retirement System, and authorizes the governing body of each city or town to elect, at its option, to have one or more of the city departments participate in such system; and

WHEREAS, the governing body of the City of Mesquite, Texas, finds that it will be in the public interest for the city to have its employees, participate in The Texas Municipal Retirement System as hereinafter provided; Now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF MESQUITE, TEXAS;

SECTION 1. That, on behalf of the City of Mesquite, Texas, the City Council hereby exercises its option and elects to have the city and all of the employees of ~~all departments~~ of said city participate in the Texas Municipal Retirement System as provided in Chapter 75, Acts of the 50th Legislature, as amended, (Article 6243h of Vernon's Civil Statutes of Texas); and all of the benefits and obligations of such system are hereby accepted as to such employees. The System is to become effective July 1, 1963 for all city of Mesquite employees.

SECTION 2. The City Manager is hereby directed to notify the Board of Trustees of the Texas Municipal Retirement System that the City of Mesquite, Texas, has elected to participate and have the employees of the above departments participate in said system effective July 1, 1963.

SECTION 3. Each person who becomes an employee of any participating department on or after the effective date of participation of such department shall become a member of The Texas Municipal Retirement System as a condition of his employment. The City of Mesquite, Texas, may in the future refuse to add new departments or new employees to such system, but shall never discontinue as to any participants.

SECTION 4. In accordance with the provisions of the statute, the deposits to be made to The Texas Municipal Retirement System on account of current service of the employees of the several participating departments are hereby fixed at the rate of five (5%) per cent of the earnings of each employee of said departments, and in determining the deposits to be made on account of such service the earnings of any employee of any such department in excess of the sum of no salary limitation Dollars in any one year shall not be considered.

SECTION 5. The Director of Finance is hereby directed to remit to the Board of Trustees of The Texas Municipal Retirement System, at its office in Austin, Texas, the city's contributions to the System and the amounts which shall be deducted from the compensation or payroll of employees, all as required by said Board under the provisions of Chapter 75, Acts of the 50th Legislature of the State of Texas, as amended, and the said Director of Finance is hereby authorized and directed to ascertain and certify officially on behalf of the City of Mesquite, Texas, the prior service rendered to the said municipality by each of the employees of the participating departments, and the average prior service compensation received by each, and to make and execute all prior service certifications and all other reports and certifications which may be required of the City of Mesquite, Texas, under the provisions of Chapter 75, Acts Regular Session, 50th Legislature as amended, or in compliance with the rules and regulations of the Board of Trustees of the Texas Municipal Retirement System.

Passed and approved this the 21 day of January, 1963.

APPROVED:

B. W. Crumley
Mayor

ATTEST:

Norm E. M. Gray
City Secretary or Clerk

APPROVED AS TO FORM:

H. Louis Nichols
City Attorney