O-21- 103

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE RETIREMENT SYSTEM OF THE CITY OF NORTH LITTLE ROCK (ORDINANCE NO. 9321) REGARDING MEMBER CONTRIBUTIONS AND THE COMPOSITION OF THE RETIREMENT BOARD; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Ordinance No. 9321, adopted January 25, 2021, the City of North Little Rock restated and amended the current Retirement System of the City of North Little Rock ("Retirement Plan" or "Plan"); and

WHEREAS, the Retirement Plan provides in Article VII for its amendment from time to time by ordinance duly adopted by the City Council; and

WHEREAS, a review of the present benefit options indicates a need for change in Member Contributions; and

WHEREAS, it is in the best interests of the City to allow the Mayor's designated agent to attend the Non-Uniformed Employees Retirement Board meetings to insure the efficiency of such meetings.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Article II Contributions Section 2.2.1(a) of the current North Little Rock Non-Uniformed Retirement Plan shall be amended as follows:

Editor's note: Changes are in bold; deletions are denoted in "red" by ~~strikethrough~~ and additions in "blue" by underline.

2.2.1 Member Contributions

(a) **Amount of Contribution.** The rate of Contributions for Members is ~~**five percent (5%)**~~ **five and one quarter percent (5.25%)** of each Member's Compensation from the City.

SECTION 2: That the amendment of the above-reference section of the Plan shall become effective on February 19, 2022 in order to give employees sixty (60) days' notice of the change in contributions.

SECTION 3: That Article II Plan Administrator Section 3.2.1(a) of the North Little Rock Non-Uniformed Retirement Plan shall be amended as follows:

Editor's note: Changes are in bold; deletions are denoted in "red" by ~~strikethrough~~ and additions in "blue" by underline.

3.2.1 Administration of Plan

(a) Retirement Board. The Retirement Board shall consist of the Mayor **or designated agent**, the Director of the Human Resources Department or designated agent, the Finance Director or designated agent, one Alderman appointed by the Mayor, and one representative from four separate City Departments that are covered by this Plan. All four separate Department members will be appointed by the Mayor and confirmed by the City Council. Each member appointed will serve a staggered four year term, as follows: the first term shall begin January 1, 1989; the second term, January 1, 1990; the third term, January 1, 1991; the fourth term, January 1, 1992. Members of the Retirement Board shall serve without compensation but shall be reimbursed for necessary expenses incurred by them as members of the Board. The Board shall organize and elect officers. The Retirement Board shall meet at any time that the business of the Retirement System shall **be** required, and the Chairman shall have the power to call the meetings any time that it is necessary in order to carry out the business of the Board. Four members of the Board shall constitute a quorum to transact any business, but it shall require not less than four affirmative votes to carry out any matter before the Board.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 5: That the provisions of the Ordinance are hereby declared to be severable and if any section, phrase, or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 6: It is hereby found and determined that immediate passage of this Ordinance is necessary for the preservation of the public health and welfare of the citizens of the City of North Little Rock; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

_____

_____
Mayor Terry C. Hartwick

SPONSOR:

ATTEST:

Terry C Hartwick
Mayor Terry C. Hartwick

_____
Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/ABF

FILED 10:48 A.M. _____ P.M.
By A. Fields
DATE 12-7-21

Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas

RECEIVED BY S Ussery