O-21-1016

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR AN ANNUAL COST-OF-LIVING INCREASE FOR RETIRED MAYORS AND CITY CLERK-TREASURERS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Ark. Code Ann. § 24-12-123, any person who shall serve as mayor of a city of the first class for a minimum period of time is entitled to an annual retirement benefit during the remainder of the person's natural life, payable at the rate of one-half (1/2) of the person's mayoral salary at the completion of his or her last term as mayor; and

WHEREAS, pursuant to Ark. Code Ann. § 24-12-123(a)(5), on January 1 of each year, if a retired mayor who is entitled to benefits under the statute has been retired for at least twelve (12) full months, a cost-of-living increase of up to three percent (3%) shall be added to the mayor's retirement benefit, provided that such cost-of-living increase is approved by the City Council; and

WHEREAS, pursuant to Ark. Code Ann. § 24-12-121, any person who shall serve as city clerk-treasurer of a city of the first class for a minimum period of time is entitled to an annual retirement benefit during the remainder of the person's natural life, payable at the rate of one-half (1/2) of the person's city-clerk treasurer salary at the completion of his or her last term as city clerk-treasurer; and

WHEREAS, pursuant to Ark. Code Ann. § 24-12-121(a)(2), on January 1 of each year, if a retired city clerk-treasurer who is entitled to benefits under the statute has been retired for at least twelve (12) full months, a cost-of-living increase of up to three percent (3%) shall be added to the city clerk-treasurer's retirement benefit, provided that such cost-of-living increase is approved by the City Council; and

WHEREAS, the North Little Rock City Council has determined that it is in the best interest of the City and its residents to provide an annual cost-of-living increase to retired mayors and city-clerk-treasurers.

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

SECTION 1: That on January 1 of each year, a retired mayor who has been retired for at least twelve months and who is receiving a retirement benefit pursuant to Ark. Code Ann. § 24-12-123 shall receive a cost-of-living increase of up to three percent (3%), but not to exceed the percentage amount of raises given to non-uniformed full-time City employees. In the event that non-uniformed full-time employees do not receive a raise, the retired mayor(s) will not receive a cost-of-living increase.

SECTION 2: That on January 1 of each year, a retired city clerk-treasurer who has been retired for at least twelve months and who is receiving a retirement benefit pursuant to Ark. Code

Ann. § 24-12-121 shall receive a cost-of-living increase of up to three percent (3%), but not to exceed the percentage amount of raises given to non-uniformed full-time City employees. In the event that non-uniformed full-time employees do not receive a raise, the retired mayor(s) will not receive a cost-of-living increase.

SECTION 3: That all ordinances of parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this 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 5: That it is hereby found and determined that the current retired mayors should receive a cost-of-living increase in 2022, and the immediate effective date of this ordinance is in the best interest of the City and its residents; 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

SPONSORS:

Debi Ross

Council Member Debi Ross By AF

Nathan Hamilton

Council Member Nathan Hamilton By AF

Linda Robinson

Council Member Linda Robinson By AF

Maurice Taylor

Council Member Maurice Taylor By AF

Steve Baxter

Council Member Steve Baxter By AF

Ron Harris

Council Member Ron Harris By AF

Jane Ginn

Council Member Jane Ginn By AF

ATTEST:

Diane Whitbey, City Clerk

FILED 11:20 A.M. _____ P.M.

By A. Fields

DATE 12·21·21

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

RECEIVED BY S. Ussery

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/ABF