

ORDINANCE S-41592

AN ORDINANCE ESTABLISHING THE FORM OF THE  
BALLOT FOR THE CITY OF PHOENIX MAYOR AND  
COUNCIL ELECTION ON TUESDAY, AUGUST 25, 2015.

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BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as

follows:

SECTION 1. That the form of the ballot for the City of Phoenix Mayor and  
Council Election on August 25, 2015, shall be established to read substantially as

follows:

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**(FOR ALL BALLOTS)**




(Precinct Name)

District (No.)

**OFFICIAL BALLOT**  
**MAYOR AND COUNCIL ELECTION**  
**AUGUST 25, 2015**  
**CITY OF PHOENIX, ARIZONA**

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**INSTRUCTIONS TO VOTERS**

**TO VOTE:** Complete the arrow(s)   pointing to your choice with a single bold line, like this  using blue or black ink.

If you wrongly mark or damage your ballot, return it to the Election Official and obtain another.

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**MAYOR**

**Vote for not more than one**

***(Candidates for Mayor as certified and filed by the City Clerk pursuant to Chapter XII, Section 3 of the City Charter shall be listed here.)***

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***(FOR BALLOTS IN DISTRICTS 1, 3, 5 & 7)***

**COUNCIL MEMBER**

**Vote for not more than one**

***(Candidates for Council as certified and filed by the City Clerk pursuant to Chapter XII, Section 3 of the City Charter shall be listed here.)***

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***(FOR BALLOTS IN DISTRICTS 2, 4, 6 & 8)***

**THERE IS NO REGULAR ELECTION FOR COUNCIL MEMBER IN THIS DISTRICT THIS YEAR.**

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***(FOR ALL BALLOTS)***

**PROPOSITION NUMBER 100**  
**GENERAL PLAN**

**OFFICIAL TITLE:** Ratification Of The City Of Phoenix General Plan

**Descriptive Title**

Proposed ratification of the City of Phoenix General Plan, pursuant to A.R.S. § 9-46.06(M), as set forth in Resolution 21307 adopting the Phoenix General Plan, approved by the Council of the City of Phoenix on March 4, 2015. The General Plan

provides direction for development, conservation and infrastructure investments in the City. It does not change any current land use designations, zoning or raise any taxes.

Question

**Shall the City of Phoenix General Plan as set forth in Resolution 21307 adopted by the Phoenix City Council on March 4, 2015 be approved?**

**YES                      NO**

**PROPOSITION NUMBER 101**  
**LOCALLY CONTROLLED ALTERNATIVE EXPENDITURE LIMITATION**

**OFFICIAL TITLE:**

A Resolution Of the Council Of The City Of Phoenix Proposing The Continuance Of A Locally Controlled Alternative Expenditure Limitation. This Alternative Expenditure Limitation Would Set the Limit Equal To The Budget Adopted by the City Council. (Resolution No. 21311)

Descriptive Title

Article IX, Section 20 (9) of the Arizona Constitution allows the voters to extend the locally controlled alternative expenditure limitation for the City of Phoenix, continuing it for the next four years. This alternative expenditure limitation has been in place since fiscal year 2000-01. If approved, it would keep the City of Phoenix's expenditure limitation equal to the amount of the budget adopted by the City Council. Annually, the Mayor and City Council will adopt a budget after public hearings for all Council districts. Constitutional and previously authorized voter exclusions shall continue to apply. If the alternative expenditure limitation, which is currently in effect for the City of Phoenix, is not extended, the state-imposed expenditure limitation will go into effect.

Effect

A "Yes" vote shall have the effect of continuing local control by allowing the Mayor and City Council, by a majority vote, and after public meetings and hearings to establish a local expenditure limitation.

A "No" vote shall have the effect of the city operating under the state imposed expenditure limitation formula based on 1979-80 expenditures adjusted for inflation and population. This will result in an estimated \$928 million reduction in the fiscal year 2016-17 budgeted expenditures and reductions in or eliminations across all City services.

Question

**Shall the Alternative Expenditure Limitation set forth in Phoenix City Council Resolution No. 21311 be adopted as part of the local expenditure control program of the City of Phoenix?**

**YES                      NO**

**PROPOSITION NUMBER 102**  
**ELECTRONIC PAYMENTS**

Descriptive Title

Proposed Amendment To The Charter Of The City of Phoenix That Updates The Payment System To Authorize The City Of Phoenix To Issue Electronic Payments, In Addition To The Ability To Issue Physical Warrants.

Statement

This is a proposal authorizing the City to issue payments in the form of warrants, checks, electronic transfers or any other form or method of payment authorized by the City Manager. Currently, payments must be issued using a physical warrant.

Note: See page \_\_\_ for the full text of the proposed amendment.

Question

**Shall Chapter XVIII, Sections 14 and 15 of the Charter of the City of Phoenix be amended authorizing the City to issue payments in the form of warrants, checks, electronic transfers or any other form of method or payment authorized by the City Manager?**

**YES                      NO**

**PROPOSITION NUMBER 103**  
**PENSION REFORM**

Descriptive Title

Proposed Amendment To The Charter Of The City Of Phoenix To Reform The City of Phoenix Employees' Retirement Plan To Reduce City Expenditures By Changing The Terms Of The Plan For Employees Hired On Or After January 1, 2016, And Capping Contributions For Employees Hired On Or After July 1, 2013.

Statement

This is a proposal to amend the City of Phoenix Employees' Retirement Plan for new hires to: (1) limit compensation used to calculate pensions; (2) use a five year compensation average to determine pension amounts; (3) replace automatic post-retirement increases with an option to reduce initial pension payments to fund post-retirement increases; and (4) eliminate credit for unused sick leave. Additionally, this proposal would amend the retirement plan to: (1) cap future plan contributions for employees hired on or after July 1, 2013 at 11 percent of annual compensation, and (2) limit the interest rate applied to contributions refunded to withdrawing members.

Note: See page \_\_\_ for the full text of the proposed amendment.

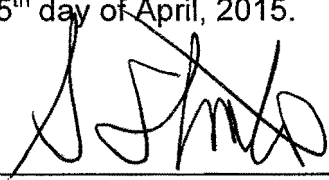
Question

**Shall Chapter XXIV, Part II of the Charter of the City of Phoenix be amended as described to reform the City of Phoenix Employees' Retirement Plan?**

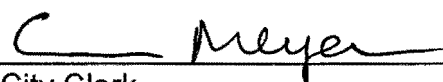
**YES**

**NO**

PASSED by the Council of the City of Phoenix this 15<sup>th</sup> day of April, 2015.

  
\_\_\_\_\_  
MAYOR

ATTEST:

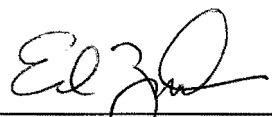
  
\_\_\_\_\_  
City Clerk



APPROVED AS TO FORM:

  
\_\_\_\_\_  
Acting City Attorney

REVIEWED BY:

  
\_\_\_\_\_  
City Manager

DRL:tml; 1176656v2; (CM 80 ) (Item 46 ) 4/13/15

**Proposition 102**  
**Electronic Payments**

**Full Text of Proposed Charter Amendment**

Chapter XVIII, Sections 14 and 15 of the Charter of the City of Phoenix shall be amended as follows:

**14 Claims or demands against the City.**

The City Manager or his designee must not hear or consider any claim in favor of anyone against the City unless an account properly made out giving all the items of the claim, is presented to him within one year after the last item of the account accrued, except claims of officers and employees of the City for their salaries. When the Manager finds that any claim presented is not payable by the City, or is not a proper City charge, it must be rejected; if he finds it to be a proper City charge but for a greater amount than is due, the Manager may allow the claim in part and order paid the portion allowed. A claimant who is not satisfied with the rejection of his claim or demand, or the amount allowed him on his account may sue the City therefor at any time within three months after final action of the Manager. No demand on the City shall be allowed by the Manager in favor of any person in any manner indebted to the City, without first deducting such indebtedness, or in favor of any officer whose accounts shall not have been rendered and approved or who shall have neglected or refused to make his official returns or reports in writing, as required by the provisions of this Charter, or in favor of any officer who shall willfully neglect and refuse to perform any of the duties of his office.

The Manager or his designee shall have the power to question any person presenting a demand on the City, or the agent or attorney of such person, or any other person, in order to ascertain any facts necessary or proper for him to know in order to determine the allowance or disallowance of such demand. **ONLY THOSE CLAIMS AND DEMANDS BEING DULY ALLOWED BY THE MANAGER OR HIS DESIGNEE SHALL BE DRAWN FROM MONEY** ~~money shall be drawn from the Treasury, except as otherwise provided in this Charter. , only upon signed warrants, by the Manager and City Clerk. and claims and demands against the City shall be paid only upon such claims and demands being duly allowed by the Manager or his designee.~~

**15 Warrants PAYMENT OF CLAIMS AND DEMANDS.**

**PAYMENT OF CLAIMS AND DEMANDS AUTHORIZED BY THE MANAGER OR HIS DESIGNEE SHALL** ~~to be drawn FROM MONEY FROM THE~~ ~~upon~~ **TREASURY IN THE FORM OF WARRANTS, CHECKS, ELECTRONIC TRANSFERS OR ANY OTHER FORM OR METHOD OF PAYMENT AUTHORIZED BY THE MANAGER AND CITY CLERK** only if money IS available in THE appropriate fund; claims for running expenses and purchases not to exceed amount appropriated for running expenses.

No ~~warrant~~ PAYMENT shall be drawn upon FROM the Treasury for running expenses, nor shall any claim for such expense be allowed, unless there shall then be money in the appropriate fund in the Treasury sufficient to pay the same. Any ~~warrant~~ PAYMENT issued in violation of this section or any claim allowed contrary to its provisions, shall be invalid and unenforceable.

And no claim, on account of running expenses, which with the aggregate with all other claims theretofore allowed for such expenses during any fiscal year, which exceeds the amount appropriated for running expenses for that year, shall constitute a valid demand against the City.

And it shall be unlawful for any officer, agent, or employee of the City to purchase any materials, or supplies, or employ any labor, or service, the cost of which, with the aggregate of the cost of materials, or supplies, labor or service theretofore purchased or employed during the then current year, shall exceed the amount appropriated for running expenses for that year.

Notwithstanding any provision of this Charter to the contrary the Council shall have the power to establish a Check Purchase Order System utilizing an Imprest Checking Account for limited routine expenditures. Any Ordinance establishing such a system shall specify the circumstances under which the system may be employed, including the limitations on the type of transactions subject to the system, amounts that may be expended and the classes of employees that may be authorized to make use of the system. The City Manager shall designate and appoint in writing those individual employees authorized to use the Check Purchase Order System. The Imprest Checking Account shall be funded by warrant in an amount determined by the Council.

Note: Mark the ballot for this proposition on page 1 of the ballot.



**Proposition 103**  
**Pension Reform**

**Full Text of Proposed Charter Amendment**

Chapter XXIV, Part II of the Charter of the City of Phoenix shall be amended as follows:

**Sec. 2. – Definitions.**

\* \* \* \*

2.14. "Final average compensation" means:

**(a) for a Tier 1 Member and Tier 2 Member, the average of the highest annual compensations paid a member for a period of 3 consecutive, but not necessarily continuous, years of his credited service contained within his 10 years of credited service immediately preceding the date of his City employment last terminates. If he has less than 3 years of credited service, his final average compensation shall be the average of his compensations for his total period of service.**

**(b) for a Tier 3 Member, the average of the highest annual compensations paid a member for a period of 5 consecutive, but not necessarily continuous, years of his credited service contained within his 10 years of credited service immediately preceding the date his City employment last terminates. If he has less than 5 years of credited service, his final average compensation shall be the average of his compensations for his total period of service.**

For the purposes of determining benefits based on final average compensation, any compensation in excess of the limitations established by Section 401(a)(17) of the Internal Revenue Code (including applicable adjustments), shall be disregarded; further, for any Tier 3 Member, any annual compensation in excess of \$125,000 in any one year shall be disregarded, provided that such \$125,000 limitation shall be adjusted annually each January 1, commencing on January 1, 2017, by the annual unadjusted percentage increase or decrease in The Consumer Price Index for All Urban Consumers (CPI-U); U.S. City Average; All items, not

seasonably adjusted, 1982-1984=100 reference base, published by the Bureau of Labor Statistics of the United States Department of Labor (such adjustments to be cumulative and compounded) for the twelve month period ending on the immediately preceding September 30. For an individual who was a member of the retirement plan before the first plan year beginning after December 31, 1995, the limitation on compensation for eligible employees under Section 401(a)(17) of the Internal Revenue Code shall not be less than the amount which was allowed to be taken into account under the plan as in effect on July 1, 1993. For this purpose an eligible employee is an individual who was a member of the retirement plan before the first plan year beginning after December 31, 1995.

\* \* \* \*

2.22. "Tier 1 Member" means: (A) any member hired into a position of employment with the City before July 1, 2013; and (B) any member hired into a position of employment with the City ~~on or after~~ between July 1, 2013 and December 31, 2015 who prior to July 1, 2011 participated in the Arizona State Retirement System established pursuant to Title 38, Chapter 5, Articles 1, 2 and 2.1 of the Arizona Revised Statutes ("ASRS"), and is either an active member or an inactive member of the ASRS as defined by Title 38, Chapter 5, Article 2, Section 38-711 of the Arizona Revised Statutes at the time of hire by the City. Additionally, if a member is hired into a position of employment with the City on or after July 1, 2013, but was previously employed with the City prior to July 1, 2013, and the member is not eligible to be a Tier 1 Member under the terms of the preceding sentence, the member shall be a Tier 1 Member only if the member did not withdraw his or her accumulated contributions from the retirement plan as provided for in Section 26 prior to his or her most recent date of hire with the City.

2.23. "Tier 2 Member" means any member hired into a position of employment with the City ~~on or after~~ between July 1, 2013 and December 31, 2015 who is not a Tier 1 Member. Additionally, if a member is hired into a position of employment with the City on or after January 1, 2016, but was previously employed with the City prior to January 1, 2016, and the member is not eligible to be a Tier 1 Member or Tier 2 Member under the terms of the preceding sentence, the member shall be a Tier 2 Member only if the

member did not withdraw his or her accumulated contributions from the Retirement Plan as provided for in Section 26 prior to his or her most recent date of hire with the City.

2.24. "Tier 3 Member" means any member hired into a position of employment with the City on or after January 1, 2016 who is not a Tier 1 Member or a Tier 2 Member.

\* \* \* \*

**Sec. 14. – Credited service.**

14.1. The Retirement Board shall fix and determine by appropriate rules and regulations, consistent with the provisions of this Article, the amount of service to be credited any member; provided, that in no case shall less than 10 days of service rendered by a member in any calendar month be credited him as a month of service, nor shall less than 6 months of service rendered in any calendar year be credited as a year of service, nor shall more than one year of service be credited any member for all service rendered him in any calendar year. Additionally, for all Tier 2 Members and Tier 3 Members, in no case shall a month of service be credited to such a member unless the member has rendered at least 20 days of service in the calendar month at issue.

\* \* \* \*

14.4. A member, other than a Tier 3 Member, shall be granted unused sick leave credited service for the period of unused sick leave standing to the member's credit at time of retirement, death or termination of City employment. Unused sick leave credited service may be used only as credited service under the provisions of Section 17, Section 18, Section 20, Section 21 and Section 25 and further as provided in Section 19.1(a).

\* \* \* \*

**Sec. 17. – Voluntary retirement.**

17.3. Any Tier 1 Member whose age and years of service, when added, equals 80 or more may retire upon the member's written application filed with the Retirement Board setting forth the date the member desires to be retired. Any Tier 2 Member or Tier 3 Member whose age and years of service, when added, equals 87 or more may retire upon the

member's written application filed with the Retirement Board setting forth the date the member desires to be retired. Upon retirement, the member shall be paid the pension provided in Section 19.1.

\* \* \* \*

**Sec. 19. – Pension.**

19.1. The amount of a member's straight life pension, payable upon retirement as provided in this Article, shall be calculated as follows:

(a) A Tier 1 member's straight life pension, payable upon retirement as provided in this Article, shall be the greater of the sum of subsections (i), (ii), and (iii) below, or the amount set forth in subsection (iv)(1) or (iv)(2) below.

(i) 2.0 percent of the member's final average compensation multiplied by the sum of the member's credited service, subject to a maximum of 32.5 years, plus the member's unused sick leave credited service; and

(ii) 1.0 percent of the member's final average compensation multiplied by the portion, if any, of the member's credited service which is in excess of 32.5 years, subject to a maximum of 3 years; and

(iii) 0.5 percent of the member's final average compensation multiplied by the portion, if any, of the member's credited service which is in excess of 35.5 years;

(iv)

(1) or \$500.00 per month if member has 15 or more years of credited service, or

(2) \$250.00 per month if member has less than 15 years of credited service.

(v) Unused sick leave shall not be included as credited service for computation of years of

service under foregoing subsections 19.1(a)(ii), 19.1(a)(iii),—19.1(a)(iv), and Tier 2 Members shall have the portion of their straight life pension attributable to unused sick leave credited service calculated in accordance with subsection 19.1(a)(i) above.

**(b)** A Tier 2 Member's straight life pension, payable upon retirement as provided in this Article, shall be calculated as provided in subsections (i), (ii), (iii) and (iv) below, but without including unused sick leave credited service in the calculation:

**(i)** if the member has less than 20 years of credited service, 2.1 percent of the member's final average compensation multiplied by the sum of the member's credited service; or

**(ii)** if the member has 20 or more years of credited service, but less than 25 years of credited service, 2.15 percent of the member's final average compensation multiplied by the sum of the member's credited service; or

**(iii)** if the member has 25 or more years of credited service, but less than 30 years of credited service, 2.20 percent of the member's final average compensation multiplied by the sum of the member's credited service; or

**(iv)** if the member has 30 or more years of credited service, 2.30 percent of the member's final average compensation multiplied by the sum of the member's credited service.

**(c)** In addition to the amount specified in subsections (b)(i), (b)(ii), (b)(iii) and (b)(iv) above, an amount will be added to each Tier 2 Member's straight life pension, payable upon retirement as provided in this Article, as specified in subsection 19.1(a)(v) above.

**(d)** A Tier 3 Member's straight life pension, payable upon retirement as provided in this Article, shall be calculated as provided in subsections (i), (ii), (iii) and (iv) below:

**(i)** if the member has less than 10 years of

credited service, 1.85 percent of the member's final average compensation multiplied by the sum of the member's credited service; or

(ii) if the member has 10 or more years of credited service, but less than 20 years of credited service, 1.9 percent of the member's final average compensation multiplied by the sum of the member's credited service; or

(iii) if the member has 20 or more years of credited service, but less than 30 years of credited service, 2.0 percent of the member's final average compensation multiplied by the sum of the member's credited service; or

(iv) if the member has 30 or more years of credited service, 2.1 percent of the member's final average compensation multiplied by the sum of the member's credited service.

A member may elect, at any time prior to the date of the first payment of the member's pension is made, to be paid the pension under an optional form of payment provided in Section 24.1 in lieu of the straight life form of payment.

\* \* \* \*

## **Sec. 20 – Deferred pension.**

20.1. Should any member who has five or more years of credited service leave City employment for any reason except his retirement or death he shall be entitled to a pension as provided in Section 19.1 as that section was in effect at the time he left City employment. His pension shall begin the first day of the calendar month next following the month in which his written application for same is filed with the Retirement Board on or after his attainment of age 62 years. In the event he withdraws his accumulated contributions from the Employees' Savings Fund, he shall thereupon forfeit his rights to a deferred pension as provided in this section. Except as otherwise provided in this Article, he shall not receive service credit for the period of his absence from City employment and his balance in the Employees' Savings Fund shall accumulate at regular interest, not to exceed 3.75 percent per annum beginning January 1, 2016.

\* \* \* \*

**Sec. 24. – Pension Options**

24.2. Optional Cost of Living Adjustment. Any Tier 3 Member who is eligible to retire with a pension benefit under the Retirement Plan shall have the option of receiving a pension in the form of an annuity for the life of the member, or for any optional form otherwise permitted under Section 24.1, but reduced by a percentage determined by the Retirement Board's actuary to allow for the member to receive an annual cost of living adjustment in the future, funded by the reduction in the initial amount of the member's annuity benefit. A Tier 3 Member who elects to participate in this Optional Cost of Living Adjustment will be eligible to receive a cost of living adjustment to the member's pension benefit equal to the percentage increase, not less than zero, in the Phoenix area Consumer Price Index as determined by the Center for Business Research at Arizona State University, or if this index is not available, the Consumer Price Index of the Department of Labor.. A Tier 3 Member who elects to participate in this Optional Cost of Living Adjustment will not be eligible to receive a cost of living adjustment hereunder unless the Member has received 36 monthly pension payments as of the January 1 of the year in which such adjustment is to be provided. The final percentage adjustment, if any, shall be applied to each Eligible Person's annual benefit and paid on a monthly basis, commencing in March of each year for which applicable, retroactive to January 1 of that year, and shall constitute a permanent adjustment to such pension benefit.

\* \* \* \*

**Sec. 27. – Employees' savings fund.**

27.1. (a) The employees' savings fund is hereby continued. It shall be the fund in which shall be accumulated, at regular interest (not to exceed 3.75 percent per annum beginning January 1, 2016), the contributions deducted from the compensations of members and from which shall be made transfers and refunds of accumulated contributions as provided in this Article.

(b) The contributions of a Tier 1 Member to the Retirement Plan shall be 5 percent of his annual compensation as reflected in Section 28.1(b). The

contributions of a Tier 2 or Tier 3 Member to the Retirement Plan shall be a percentage of his annual compensation determined pursuant to Section 28.1(b). The officer or officers responsible for preparing the payroll shall cause the contributions provided herein to be deducted from the compensation of each member on each and every payroll, for each and every payroll period so long as he remains a member of the Retirement Plan. When deducted each of said amounts shall be paid to the Plan and shall be credited to the individual account in the employees' savings fund of the member from whose compensations said deductions were made.

\* \* \* \*

**Sec. 28. – Pension accumulation fund.**

28.1.

(b) Upon the basis of such mortality and other tables of experience, and regular interest, as the Retirement Board shall from time to time adopt the actuary shall annually compute (1) the actuarially-required pension reserves for pensions being paid retirants and beneficiaries, and (2) the actuarially-required pension reserves for service rendered and to be rendered by members. The pension reserves so computed shall include the reserves already held in (and to be deposited in) the employees' savings fund and the pension accumulation fund for purposes of the calculation of the annual contributions determined under this Section. The actuarially-required pension reserves shall be financed jointly by the City and members by annual contributions determined by the Retirement Board in accordance with the provisions of paragraphs (1) and (2) below:

(1) The total required annual contribution to the Retirement Plan for members' current and accrued service, as well as for pensions being paid retirants and beneficiaries, shall be calculated as follows:

(i) an amount which if paid annually during the members' future service is expected to be sufficient to provide the actuarially-required pension reserves at the time of their retirements for the portions of the pensions to be paid them based upon their future service; plus



(ii) an amount which if paid annually over a period of years, to be determined by the Retirement Board, will amortize at regular interest the actuarially-required pension reserves (to the extent not funded by current assets), if any, for the accrued service portions of the pension to be paid members upon their retirements and pensions being paid retirants and beneficiaries.

(2) Once calculated, the total required annual contribution to the Retirement Plan described in subparagraph (b)(1) above will be stated in the form of a percentage of members' projected annual compensations for the applicable fiscal year (the "Projected Percentage"). The total required annual contribution will then be paid to the Retirement Plan by both the City and members as follows:

(i) Each Tier 1 Member will pay to the Retirement Plan 5 percent of his annual compensation.

(ii) Each Tier 2 Member and Tier 3 Member will pay to the Retirement Plan a percentage of his annual compensation equal to one-half of the Projected Percentage, but, as of the start of the first full pay period after January 1, 2016, such percentage shall not exceed 11 percent of the member's annual compensation (i.e., if one-half of the Projected Percentage is 11 percent or less of the member's annual compensation then the member pays one-half of the Projected Percentage, but if one-half of the Projected Percentage is more than 11 percent of the member's annual compensation then the member pays only 11 percent of his annual compensation).

(iii) The City will pay to the Retirement Plan (A) one-half of the Projected Percentage of the aggregate compensation of all Tier 2 Members and Tier 3 Members, plus (B) as of the first full pay period after January 1, 2016, if one-half of the Projected Percentage is in excess of 11 percent of members' projected annual compensations for the applicable fiscal year,

the difference between 11 percent of the aggregate compensation of all Tier 2 Members and Tier 3 members for that fiscal year and one-half of the Projected Percentage of the aggregate compensation of all Tier 2 Members and Tier 3 Members, plus (C) the Projected Percentage less 5 percent (but not less than zero) of the aggregate compensation of all Tier 1 Members.

(iv) If the Projected Percentage is less than 5 percent, each Tier 1 Member will still pay to the Retirement Plan 5 percent of his annual compensation as specified in subparagraph (b)(2)(i) above, however, the Projected Percentage shall be adjusted (but shall not be less than zero) so that 5 percent of the projected aggregate compensation of all Tier 1 Members plus the Projected Percentage times the projected aggregate compensation of all Tier 2 Members and Tier 3 Members equals the total required annual contribution.

(c) The Retirement Board shall, in each fiscal year, certify to the City Council the contributions determined in Subsection (b) of this Section and the City Council shall appropriate and the City and members shall pay, within the next fiscal year, the contributions so certified. When paid the contributions from the City shall be credited to the pension accumulation fund. When paid the contributions from members shall be credited to the individual account in the employees' savings fund of the member from whose compensation said deductions were made in accordance with Section 27.

\* \* \* \*

**Sec. 32 – Allowance of regular interest.**

32.1. At the end of each fiscal year the Retirement Board shall allow and credit regular interest, not to exceed 3.75 percent per annum beginning January 1, 2016, to each member's account in the employees' savings fund; said interest for a member shall be computed on the mean balance in his account during the year. At the end of each fiscal year the Board shall allow and credit regular interest on the mean balances in the pension accumulation fund and

the pension reserve fund. The interest so allowed and credited shall be transferred from the income fund.

\* \* \* \*

**Sec. 41. – Post-retirement distribution benefit for City employees.**

41.7. The terms of this Section 41 will not apply to Tier 3 Members.

\* \* \* \*

**Sec. 42. – Post-retirement pension benefits equalization program.**

42.7. The terms of this Section 42 will not apply to Tier 3 Members.

Note: Mark the ballot for this proposition on page 1 of the ballot.