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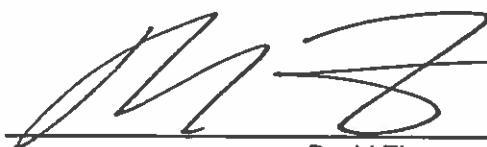
STATE OF WISCONSIN }
MILWAUKEE COUNTY } S.S.

Ann Richmond, being the first duly sworn on oath, says that she is the Publisher of THE DAILY REPORTER, which is a public newspaper of general circulation, printed and published daily in the English language in the City of Milwaukee, in said county, and fully complying with the laws of Wisconsin, relating to the publication of legal notices; that the notice of which the printed one attached is a true copy, which was clipped from the said newspaper, was inserted and published in said newspaper on

Jan. 25, 2013


Ann Richmond, Publisher

Sworn to me this 25th day of January 2013


David Ziemer
Notary Public, Milwaukee County, Wisconsin
My Commission Is Permanent



PROOF OF PUBLICATION

FROM THE OFFICE OF JOSPEH J. CZARNEZKI
MILWAUKEE COUNTY CLERK
County Ordinance No. 13-1
File No. 12-395

AN AMENDED ORDINANCE
The County Board of Supervisors of the County of Milwaukee does ordain as follows:

SECTION 1. Section 201.24(4.1) of the General Ordinances of Milwaukee County is amended as follows:

5.16 Back drop pension benefit.

(1) The provisions of this section shall apply to any member whose application to retire is filed and effective after January 1, 2001, but shall not apply to any member of the retirement system who

(a) is an elected official or who was in a position that was not in a certified collective bargaining unit on June 29, 2011, and who began membership in said system on or after March 15, 2002,

(b) was in a position in a certified collective bargaining unit represented by the American Federation of State, County and Municipal Workers on June 29, 2011, and who began membership on or after February 1, 2007,

(c) was in a position in a certified collective bargaining unit represented by the Milwaukee Building and Construction Trades Council on June 29, 2011 and who began membership on or after February 21, 2006,

(d) was in a position in a certified collective bargaining unit represented by the Association of Milwaukee County Attorneys on June 29, 2011 and who began membership on or after January 1, 2006,

(e) was in a position in a certified collective bargaining unit represented by the International Association of Machinists or by the Technicians, Engineers and Architects of Milwaukee County on June 29, 2011 and who began membership on or after November 4, 2005,

(f) was in a position in a certified collective bargaining unit represented by the Federation of Nurses and Health Professionals on June 29, 2011 and who began membership on or after December 16, 2005,

(g) was in a position in a certified collective bargaining unit represented by the Milwaukee County Firefighters Association on June 29, 2011 and who began membership on or after June 19, 2007,

(h) or to a member who was formerly a represented deputy sheriff and who was appointed to a non-represented position effective after June 30, 2009,

(i) or who is eligible for a deferred pension benefit under section

201.24(4.5) or a disability pension benefit under sections 201.24(5.3) (5.31) or (5.4)-or

(j) The "back drop" pension benefit under this section 5.16 shall not apply to any is an elected official whose membership began prior to March 15, 2002, if such elected official consents irrevocably in writing filed with the system to waive the right to elect to receive a "back drop" pension benefit

(2) Upon retirement, the provision as hereafter described shall be the sole method for calculating retirement benefits under this section. A member eligible under paragraph (1) may opt for a "back drop" pension benefit as follows:

(a)(4) A member may request a "monthly pension benefit" based on accrued pension service credit and final average salary calculation as of a specific date in the past which shall be referred to as the "back drop date." The "back drop date" may not be prior to the earliest date that the member was eligible to retire, and shall not be less than one (1) year prior to the date the member leaves active county service. The monthly pension benefit the member was eligible to receive as of the "back drop date" shall be referred to as the "monthly pension drop benefit."

(b)(2) In addition to the monthly pension benefit set forth in paragraph (a), a member will receive a "total drop benefit" equal to the total amount of the "monthly drop benefit" payments, as defined in paragraph (c), the member would have received (including the annual two (2) percent pension increase) between the "back drop date" and the date the member is removed from the county payroll due to actual retirement (after exhausting all accrued time balance as documented by an ETCR form plus interest earnings (compounded monthly) equal to the pension fund rate of return used by the ER actuary, shall be referred to as the "total drop benefit."

(c)(1) If the backdrop date requested by the member is on or after January 1, 2013, then the "monthly drop benefit" utilized in calculating the "total drop benefit" in paragraph (b) shall be the monthly amount calculated based on the member's final average salary service credit and applicable multiplier(s) as of January 1, 2013. If such a member was not employed on January 1, 2013, but returns to county employment thereafter, then the "monthly drop benefit" shall be the monthly amount calculated based on the member's final average salary service credit and applicable multiplier(s) as of the

or her last day of employment prior to ~~January~~ April 1, 2013.

(2) If the backdrop date requested by the member is prior to January April 1, 2013, then the "monthly drop benefit utilized for calculating the "total drop benefit" in paragraph (b) shall be the "monthly pension benefit" in paragraph (a) on the "back drop date" requested by the member.

(3) Notwithstanding subparagraphs (c)(1) and (2), if the member is represented at the time of retirement by the Milwaukee County Firefighters Association, then the "monthly drop benefit utilized for calculating the "total drop benefit" in paragraph (b) shall be the "monthly pension benefit" in paragraph (a) on the "back drop date" requested by the member.

(3) If the member opts for a "back drop" pension benefit:

a. ~~The~~ "total drop benefit" shall be paid to the member with appropriate deductions for state and federal taxes; or if permitted by IRS regulations, the member may "roll over" all or a portion of the "total drop benefit" to an IRA.

b. ~~The "monthly drop benefit" shall be paid to the member.~~

(4) The standard pension options shall be available to a member who opts for a "back drop benefit", and the retention incentives incorporated into the pension benefit effective January 1, 2001, shall be included when calculating the "monthly pension benefit" or the "monthly drop benefit." Therefore, a member who opts for a "back drop benefit" with a "back drop date" prior to January 1, 2001, shall be eligible for the retention incentives which became effective as of January 1, 2001, based on continued service after January 1, 2001.

(5) A member who opted for a "back drop benefit" upon retirement and later returns to active service and is eligible to earn additional pension service credit, shall cease receiving the ~~monthly pension~~ benefit until the member once again terminates active service. Upon once again retiring, the member shall have any new service credit added to the service credit used to calculate the ~~"monthly pension"~~ benefit, and the member's final average salary shall be recalculated to incorporate the most recent earnings.

SECTION 2. This ordinance is effective upon passage and publication.

Adopted by the Milwaukee County
Board of Supervisors
December 20, 2012

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