

PROOF OF PUBLICATION

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MILWAUKEE COUNTY } S.S.

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Aug. 16, 2011

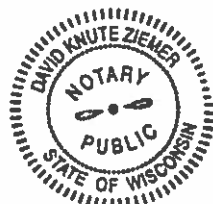
Ann S. Richmond

Ann Richmond

Sworn to me this 16th day of August 2011

MZ

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



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CHAPTER	<u>201.24 (2.18)</u>
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FROM THE OFFICE OF
JOSEPH J. CZARNECKI
MILWAUKEE COUNTY CLERK
County Ordinance No. 11-13
File No. ORD 11-9
AN ORDINANCE

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

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

2.18. Normal retirement age.
(1) Except as provided in subsections
(2), (3), (4), (5) and (6), normal
retirement age for all other members
shall be age sixty (60).

(2) Normal retirement age shall
be age fifty-seven (57) for a member
who is a deputy sheriff at the time
his employment terminates.

(3) Normal retirement age shall be
age sixty-four (64) for the following
members whose initial membership
date in the retirement system began
on or after January 1, 2010:

(a) A member (a) who is not covered
by a collective bargaining agreement
and who is not an elected official at
the time his employment terminates;

(b) A member who is represented
by the International Association of
Machinists and Aerospace Workers at
the time his employment terminates;

(c) A member who is represented
by the Technicians, Engineers and
Architects of Milwaukee County at
the time his employment terminates;

(d) A member who is represented
by the Association of Milwaukee
County Attorneys at the time his
employment terminates; and (e) a
member whose initial membership in the
retirement system began on or after
January 1, 2010, shall be age sixty-
four (64). For all other members,
normal retirement age shall be age
sixty (60).

(4) Normal retirement age shall be
age sixty-four (64) for a member who
is represented by the American
Municipal Employees District Council
48 at the time his employment
terminates and whose initial
membership date is on or after August
1, 2011.

(5) Normal retirement age shall be
age sixty-four (64) for a member who
is represented by the Federation of
Nurses and Health Professionals or
by the Milwaukee Building and
Construction Trades Council of the

(c) A member of the Federation of
Nurses and Health Professionals
whose initial membership date is prior
to January 1, 1997 shall be eligible
for a normal pension when the age of
the member when added to his years
of service equals seventy-five (75), but
this provision shall not apply to any
member eligible under section 4.5.

(d) A member of the Association of
Milwaukee County Attorneys whose
initial membership date is prior to
January 1, 2005 shall be eligible for
a normal pension when the age of the
member when added to his years of
service equals seventy-five (75), but
this provision shall not apply to any
member eligible under section 4.5.

(e) A member of the Milwaukee
Building and Construction Trades
Council whose initial membership
date is prior to February 21, 2005
shall be eligible for a normal pension
when the age of the member when
added to his years of service equals
seventy-five (75), but this provision
shall not apply to any member eligible
under section 4.5.

Section 3. Section 201.24(5.1) of
the General Ordinances of Milwaukee
County is amended as follows:

5.1. Normal pension.

(1) A member, other than a member
covered by the terms of a collective
bargaining agreement, a deputy
sheriff or elected official, whose
continuous membership began prior
to January 1, 1982 who meets the
requirements for a normal pension
shall receive an amount equal to two
(2) percent of his final average salary
multiplied by the number of his years
of service rendered prior to January
1, 2010, other than as a member
covered by the terms of a collective
bargaining agreement, a deputy
sheriff or elected official, and shall
receive an amount equal to one and
six-tenths (1.6) percent of his final
average salary multiplied by the
number of his years of service rendered
on and after January 1, 2010, other
than as a member covered by the
terms of a collective bargaining
agreement, a deputy sheriff or elected
official. A member, other than a
member covered by the terms of a
collective bargaining agreement, a
deputy sheriff or elected official, whose
continuous membership began after
January 1, 1982, who meets the
requirements for a normal pension
shall receive an amount equal to one
and one-half (1.5) percent of his final
average salary multiplied by the
number of his years of service rendered

ship began prior to July 1, 1995, and
who meets the requirements for a
normal pension shall receive an
amount equal to two and five-tenths
(2.5) percent of his final average salary
multiplied by the number of his years
of service as a deputy sheriff. A member
who is a deputy sheriff whose
continuous membership began on or
after July 1, 1995 and who meets the
requirements for a normal pension
shall receive an amount equal to two
(2) percent of his final average salary
multiplied by the number of his years
of service as a deputy sheriff. Incumbents
of positions of chief investigator or
investigator or investigator authorized
in the office of the district
attorney shall receive the same
pension benefit as a deputy sheriff.
Incumbents of the positions of airport
fire chief, assistant airport fire chief,
and firefighters shall receive an amount
equal to one and one-half (1.5) percent
of their final average salary multiplied
by the number of years of service for
all service in these classifications prior
to January 1, 1999, and two (2) percent
of their final average salary multiplied
by the number of years of service in
these classifications for all service in
after December 31, 1998.

(4) A member who is an elected
official whose continuous member-
ship began prior to January 1, 1982,
and who meets the requirements for
a normal pension, shall receive an
amount equal to two and one-half (2
1/2) percent of his final average salary
multiplied by the number of his years
of service as an elected official. A
member who is an elected official
whose continuous membership began
after January 1, 1982, and who meets
the requirements for a normal pension,
shall receive an amount equal to two
(2) percent of his final average salary
multiplied by the number of his years
of service as an elected official.
Regardless of when membership
began, an elected official shall receive
an amount equal to one and six-tenths
(1.6) percent of his final average salary
multiplied by the number of his years
of service rendered on and after
October 14, 2010 as an elected official.
(5) If a member has service in more
than one (1) of the foregoing job
capacities, his pension shall be the
sum of the amounts computed by
multiplying his final average salary
by the product of the foregoing benefit
percentage for each such capacity and
his service in each such capacity.
(6) If a member has service in one
(1) or more of the foregoing job
to a status eligible to accrue additional
service credit on or after January 1,
2001. The provisions of this section
shall not apply to years of service
earned on or after January 1, 2010,
by a member who, at the time the
service is earned, is not covered by
the terms of a collective bargaining
agreement, nor shall this section apply
to service credit earned on or after
October 14, 2010 by a member who,
at the time service is earned, is an
elected official, nor shall this section
apply to service credit earned on or
after the effective date of sections
201.24(5.1)(2)(c) through (d).

(1) If membership in the employees'
retirement system initially began on
or after January 1, 1982, the following
recruitment and retention incentives
shall apply:
(a) Except for a non-represented
deputy sheriff whose membership
began prior to July 1, 1995, or whose
appointment to a non-represented
position was first effective after June
30, 2009, and elected officials whose
membership began on or after March
15, 2002, all pension service credit
earned on and after January 1, 2001,
shall be credited in an amount equal
to an additional 0.5 percent of the
member's final average salary. For
each year of service credit earned after
January 1, 2001, eight (8) years of
service credit earned prior to January
1, 2001, shall be credited at an
additional 0.5 percent of the member's
final average salary. The additional
service credits under this section
5.15(1)(a) shall not apply to any elected
official whose membership began prior
to March 15, 2002, if such elected
official consents to revocably in writing
filed with the system to waive the
right to receive such additional
pension service credits.
(b) An employee shall not be eligible
for a deferred vested pension if his/her
employment is terminated prior to
his/her completion of five (5) years of
service.
(2) Retention incentive bonus. If
initial membership in the employees'
retirement system began prior to
January 1, 1982, or July 1, 1995, for
a non-represented deputy sheriff
whose appointment to a non-
represented position was first effective
prior to July 1, 2009, at the time of
retirement, the member shall have
their final average salary increased
by a bonus of seven (7) and five-tenths
(7.5) percent for each year of pension
service credit earned after January

Section 4.1. Normal retirement. (1) (a) A member shall be eligible for a normal pension if his employment is terminated on or after he has attained age fifty-five (55) and has completed thirty (30) years of service, or if his employment is terminated on or after he has attained normal retirement age as defined in section 2.18. Deputy sheriffs shall be eligible to retire at age fifty-seven (57) regardless of their number of years of service or at age fifty-five (55) with at least fifteen (15) years of creditable pension service.

(b) Notwithstanding the provisions of subparagraph (a), a member of the International Association of Machinists and Aerospace Workers whose initial membership date is before January 1, 2012 shall not be eligible for a normal pension until the member has attained normal retirement age as defined in section 2.18 and has completed five (5) years of service.

(c) Notwithstanding the provisions of subparagraph (a), a member of the Federation of Nurses and Health Professionals whose initial membership date is before January 1, 2012 shall not be eligible for a normal pension until the member has attained normal retirement age as defined in section 2.18 and has completed five (5) years of service.

(2) Rule of 75. (a) A member who is not covered by the terms of a collective bargaining agreement at the time his employment is terminated and whose initial membership in the retirement system under section 201.24 began prior to January 1, 2006, retires on and after September 1, 1993, shall be eligible for a normal pension when the age of the member when added to his years of service equals seventy-five (75), but this provision shall not apply to any member eligible under section 4.5 nor to any nonrepresented deputy sheriff who was hired as a deputy sheriff after December 31, 1993 and whose appointment to a non-represented position was first effective after June 30, 2009.

(b) A member of the American Federation of State, County and Municipal Employees District Council 48, of the Technicians, Engineers and Architects of Milwaukee County, or of the International Association of Machinists and Aerospace Workers, whose initial membership date is prior to January 1, 1994, shall be eligible for a normal pension when the age of the member when added to his years of service equals seventy-five (75), but this provision shall not apply to any

shall receive an amount equal to one and six-tenths (1.6) percent of his final average salary multiplied by the number of his years of service rendered on and after January 1, 2010, other than as a member covered by the terms of a collective bargaining agreement, a deputy sheriff or elected official.

(2) (a) A member covered by the terms of a collective bargaining agreement, other than a deputy sheriff, whose continuous membership began prior to January 1, 1982, who meets the requirements for a normal pension shall receive an amount equal to two (2) percent of his final average salary multiplied by the number of his years of service as a collective bargaining agreement member other than a deputy sheriff.

(b) A member covered by the terms of a collective bargaining agreement, other than a deputy sheriff, whose continuous membership began after January 1, 1982 who meets the requirements for a normal pension shall receive an amount equal to one and one-half (1 1/2) percent of his final average salary multiplied by the number of his years of service as a collective bargaining agreement member other than a deputy sheriff.

(c) A member shall receive an amount equal to one and six-tenths (1.6) percent of his final average salary multiplied by the number of his years of service, for service as a member represented by AFSCME District Council 48, rendered on or after February 1, 2011.

(d) A member shall receive an amount equal to one and six-tenths (1.6) percent of his final average salary multiplied by the number of his years of service, for service as a member represented by the Technicians, Engineers and Architects of Milwaukee County or by the International Association of Machinists, rendered on or after May 1, 2010.

(e) A member shall receive an amount equal to one and six-tenths (1.6) percent of his final average salary multiplied by the number of his years of service, for service as a member represented by the Association of Milwaukee County Attorneys, rendered on or after June 1, 2010.

(f) A member shall receive an amount equal to one and six-tenths (1.6) percent of his final average salary multiplied by the number of his years of service, for service as a member represented by the Federation of Nurses and Health Professionals or by the Milwaukee Building and Construction Trades Council, rendered on or after January 1, 2012.

(3) A member who is a member

two (2) percent respectively of his final average salary paid by the county multiplied by the number of years of service as an elected county or state official and two (2) percent or one and one-half (1 1/2) percent respectively multiplied by the number of years of service other than as an elected official.

(7) The pension payable to a member under the provisions of this section 5.1 shall not exceed eighty (80) percent of his final average salary increased by the post-retirement pension adjustment percentage in effect for each year of the member's continued employment after having accrued sufficient service to have become subject to the eighty (80) percent maximum percentage.

SECTION 4. Section 201.24

(5.15) of the General Ordinances of Milwaukee County is amended as follows:

Section 5.15. Recruitment and retention incentive effective January 1, 2001.

The provisions of this section shall apply to all members of the employees' retirement system eligible to accrue pension service credit as of January 1, 2001, who are not represented by a collective bargaining unit and file an application for retirement after January 1, 2001. This section shall supersede any provisions of section 5.1 that may conflict with this section. The provisions of this section shall not apply to any member of the employees' retirement system who filed an application for retirement prior to January 1, 2001, which shall be effective on or after January 1, 2001. The provisions of this section shall not apply to members of the employees' retirement system who, as of January 1, 2001, are either eligible for a deferred vested benefit or a deferred vested retirement benefit under section 4.5 or are receiving a retirement benefit, unless such members return

provisions shall not apply to a member who became a member of the system prior to January 1, 1982, and as of January 1, 2001, is either eligible for a deferred vested benefit under section 201.24(4.5), or is receiving a pension benefit, unless such member returns to a status whereby the member is eligible to earn additional pension service credit on or after January 1, 2001. The retention incentive bonus under this section 5.16(2) shall not apply to any elected official who is otherwise eligible to receive such bonus if such elected official consents irrevocably in writing filed with the system to waive the right to receive such retention incentive bonus.

(3) Members who hold positions for which membership in the employees' retirement system is optional and opt for such membership, shall have pension service credit earned after January 1, 2001, credited at two (2) percent. However, such service credit shall not result in a multiplier increase for service credit earned prior to January 1, 2001, nor shall such service credit qualify the member for a retention incentive bonus.

The provisions of this section shall not apply to a member of the employees' retirement system who is either eligible for a deferred vested benefit under section 201.24(4.5), or is receiving a pension benefit as of January 1, 2001, unless such member returns to active county employment and is eligible to earn additional pension service credit under section 201.24.

Section 5. The provisions of this ordinance shall be effective upon passage and publication.

Adopted by the Milwaukee County Board
July 28, 2011

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