

ORDINANCE NO. 0-78-103

An ordinance declaring the policy and purpose of the ~~City~~(or Town) of Brookwood, Alabama to extend to the employees and officials of said ~~City~~(or Town) of Brookwood, Alabama, not excluded by law or by this ordinance, whether employed in connection with a governmental or proprietary function of said ~~City~~(or Town), the benefits of the systems of Federal Old Age and Survivor's Insurance, as authorized by the Federal Social Security Act, and amendments thereto, upon the basis of applicable State and Federal laws or regulations; authorizing and directing the Mayor, or other chief executive officer, to execute agreements and amendments thereto with the State Agency authorized to enter into such agreements, for coverage of said employees and officials; providing for withholdings from salaries and wages of employees and officials of said ~~City~~(or Town) so covered to be made and paid over as provided by applicable State or Federal laws or regulations; providing that said ~~City~~ or (Town) shall appropriate and pay over employer's contributions as provided by applicable State or Federal laws or regulations; providing that said ~~City~~(or Town) shall keep records and make reports as required by applicable State or Federal laws or regulations; excluding from this ordinance any authority to make any agreement with respect to any position, employee, or official now covered or authorized to be covered by any other ordinance or law creating any retirement system for any employee or official of said ~~City~~(or Town); excluding from this ordinance, and further providing for the exclusion of certain groups permitted to be excluded by appropriate State or Federal law.

BE IT ORDAINED BY THE ~~CITY~~(OR TOWN) COUNCIL OF THE ~~CITY~~(OR TOWN) OF Brookwood, Alabama as follows:

Section 1. It is hereby declared to be the policy and purpose of the ~~City~~(or Town) of Brookwood, Alabama, to extend, effective as of April 1, 19 78, to the employees and officials thereof, not excluded by law or by this ordinance, and whether employed in connection with a governmental or proprietary function, the benefits of the system of Old Age and Survivor's Insurance as authorized by the Federal Social Security Act and amendments thereto, including Public Law 734 of 81st Congress. In pursuance of said policy, and for that purpose, the ~~City~~(or Town) shall take such action as may be required by applicable State or Federal laws or regulations.

Section 2. The Mayor, or other chief executive officer, of the ~~City~~(or Town) of Brookwood, Alabama, is hereby authorized and directed to execute all necessary agreements and amendments thereto with the State Agency authorized to act to secure coverage of employees and officials as provided in Section 1 hereof.

Section 3. Withholdings from salaries or wages of employees and officials for the purpose provided in Section 1 hereof are hereby authorized to be made in the amounts and at such times as may be required by applicable State or Federal laws or regulations, and shall be paid over to the State or Federal Agency designated by said laws or regulations to receive such amounts.

Section 4. There shall be appropriated from available funds such amounts at such times as may be required by applicable State or Federal laws or regulations for employer's contributions, which shall be paid over to the State Agency designated by such laws or regulations to receive same.

Section 5. The ~~City~~(or Town) shall keep such records and make such reports as may be required by applicable State or Federal laws or regulations.

Section 6. There is hereby excluded from this ordinance any authority to make any agreement with respect to any position or any employee or official now covered, or authorized to be covered, by any other Ordinance or law creating any retirement system for any employee or official of the said ~~City~~(or Town).

Section 7. The ~~City~~(or Town) of Brookwood, Alabama does hereby adopt the terms, conditions, requirements, reservations, benefits, privileges, and other conditions thereunto appertaining, of Title II of the Social Security Act as amended by Public Law No. 734, 81st Congress, for and on behalf of all the officers and employees thereof, save and except any of such officers and employees now covered or authorized to be covered by any retirement system provided by law, and further excepting any official

or employee who occupies any position, office, or employment not authorized to be covered by applicable State or Federal laws or regulations; and further excluding:

- Elected Officials
- Part-time employees. (Part-time positions are all positions, less than full time, the compensation for which is less than \$50.00 per calendar quarter).
- Officials or employees whose compensation is on a fee basis.
- Services performed by a student which would be excluded if performed for a private employer.
- Agricultural labor, but only those services which would be excluded if performed for a private employer.

(Check those desired to be excluded)

Section 8. This Ordinance shall take effect upon its approval and publication as required by law.

Passed and approved this 25th day of April, 19 78.

Alton C. Nyche
Mayor ~~(City or Town) Chief Executive~~

Attest: Patricia A. Harris
~~City or Town~~ Clerk

Clerk's Certificate

I hereby certify that the above is a true and correct copy of Ordinance No. 0-78-103, passed and approved the 25th day of April 19 78, and that it has been published according to Code of Ala. 1975, § 11-45-8, and that it has been published according to law and is now in full force and effect.

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Tuscaloosa News.

Patricia A. Harris
~~City or Town~~ Clerk