

ORDINANCE TO AMEND EMERGENCY ORDINANCE - 92-17

AN ORDINANCE TO AMEND EMERGENCY ORDINANCE AS PASSED AND APPROVED DECEMBER 13, 1951, BY THE MAYOR AND COUNCILMEN OF THE TOWN OF SPRING HILL, TENNESSEE, BEING AN EMERGENCY ORDINANCE DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE STATE DIRECTOR OF OLD AGE AND SURVIVORS INSURANCE AGENCY TO EXTEND THE BENEFITS OF THE FEDERAL SYSTEM OF OLD AGE, SURVIVORS DISABILITY, HOSPITAL INSURANCE TO INCLUDE ALL EMPLOYEES AND OFFICIALS OF SAID TOWN EXCEPT EMPLOYEES COVERED BY A RETIREMENT SYSTEM, AND EMPLOYEES RENDERING SERVICES IN FEE BASIS POSITIONS. THIS ORDINANCE IS TO AMEND SAID EMERGENCY ORDINANCE TO CONFORM WITH PROVISIONS OF AGREEMENT EXECUTED DECEMBER 13, 1951, AND TO DIRECT THE MAYOR TO AMEND SAID AGREEMENT SO AS TO EXTEND SOCIAL SECURITY COVERAGE TO INCLUDE SERVICES OF PART TIME EMPLOYEES AND ELECTIVE LEGISLATIVE AND EXECUTIVE OFFICIALS, EFFECTIVE JANUARY 1, 1977.

WHEREAS, by emergency ordinance passed and approved on December 13, 1951, the Mayor was authorized and directed to enter into an agreement with the Director of the State Old Age & Survivors Insurance Agency, to provide coverage in the Federal System of Old Age, Survivors, Disability, Hospital Insurance, for all employees and officials of the Town of Spring Hill, Tennessee, except those employees covered by a retirement system and those rendering services in fee basis positions, and

WHEREAS, NOTWITHSTANDING, the absence of authority in said emergency ordinance and contrary to applicable State laws, the agreement executed on December 13, 1951, also provided for the exclusion of emergency and part-time positions and elective legislative and executive officials, and

WHEREAS, it is the desire of the Board of Mayor and Aldermen of said Town to make local legislation conform to the provisions of said agreement in correcting the aforementioned discrepancies and to direct the Mayor to amend said agreement so as to extend the benefits of the Federal System of Old Age, Survivors, Disability, Hospital Insurance to include the services of part-time positions and elective legislative and executive positions, as of January 1, 1977, as wage reports have been filed and contributions have been paid in the mistaken belief that such coverage was provided under the Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF SPRING HILL, TENNESSEE:

1. Section 7 of emergency ordinance passed and approved December 13, 1951 is hereby deleted therefrom and in its place and stead the following sentence is substituted as Section 7:

"There is hereby excluded from this ordinance any authority to make any agreement with respect to emergency, part-time and fee basis employees and elective legislative and executive officials, or any employee or official not authorized to be covered by applicable Federal or State laws and regulations".

2. The following sentence is hereby incorporated into and made a part of the emergency ordinance passed and approved on December 31, 1951, as Section 7 (a):

"Acting under Section 2 of said emergency ordinance the Mayor is hereby directed to amend the social security agreement executed with the State Agency on December 13, 1951, so as to extend the benefits of the Federal System of Old Age, Survivors, Disability, Hospital Insurance to include the services of employees and officials in part-time positions and elective legislative and executive positions as of January 1, 1977.

It is understood and agreed that this does not apply to services performed after July 1, 1991 that are covered under section 210 (a)(7)(F) of the Social Security Act.

BE IT FURTHER ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF SPRING HILL, TENNESSEE, That this ordinance be in full force and effect as of the date of its passage and approval, the public welfare requiring it.

Passed and approved the 21st day of September, 1992

R. P. Boyd Jr.
Mayor
Town of Spring Hill, Tennessee

Attest:

April B. Lead

Certificate: This is to certify that the above is a true and correct copy of Ordinance No. 92-17, passed and approved the 21st day of September, 1992

Jane Quirk
Name

Recorder
Title

