

ORDINANCE NO. 99 - 33

AN ORDINANCE OF THE CITY OF COMMERCE, TEXAS, AUTHORIZING THE OFFERING OF HEALTH BENEFITS COVERAGE TO CITY RETIREES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

WHEREAS, the City of Commerce desires to provide health benefits coverage to its retirees; and

WHEREAS, Texas Municipal League Group Benefits Risk Pool is a health risk pool established pursuant to Texas Local Government Code Chapter 172, Texas Government Code Chapter 791, and the Texas Trust Code to provide health benefits coverage for employees and retirees and dependents of employees and retirees, of Texas political subdivisions under an interlocal agreement; and

WHEREAS, the City is currently offering health benefits coverage through the Texas Municipal League Group Benefits Risk Pool pursuant to interlocal agreement and Chapter 172 of the Texas Local Government Code, both of which would allow the extension of benefits to retirees of the City; and

WHEREAS, the City desires to provide health benefits coverage to its retirees through the Texas Municipal League Group Benefits Risk Pool and that the cost for such coverage be paid for by the individual retiree.

WHEREAS, the City desires to select a plan of benefits for its retirees to be provided by the Texas Municipal League Group Benefits Risk Pool; and

WHEREAS, providing retiree coverage under the Texas Municipal League Group Benefits Risk Pool Interlocal Agreement is in the best interest of the City, its retirees, and the public generally.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE THAT:

SECTION 1: The foregoing recitals are incorporated into this Ordinance as finding of fact.

SECTION 2: The City hereby elects to provide health benefits coverage to its retirees through Texas Municipal League Group Benefits Risk Pool under the Pool's Interlocal Agreement.

SECTION 3: The City hereby adopts the following definition of "retiree" for purposes of this ordinance:

An employee who has 10 years of service and is 60 years of age or an employee who has 25 years of services at any age.

SECTION 4: The City hereby adopts the following benefit plans to be provided to its retirees through the Texas Municipal league group Benefits Risk Pool:

- The same medical plan(s) offered to active employees and their dependents.
- Dental plan II
- Retiree Life
- Retiree Optional Life

SECTION 5: The Interlocal Agreement in effect between the City of Commerce and the Texas Municipal League Group Benefits Risk Pool provides that the Municipal League Group Benefits Risk Pool allow the participating member entity too provide retiree medical coverage at the same contribution as charged to active employees or to select a contribution level which is 150% of the active employee contribution. The City of Commerce elects to have the retiree medical contribution be 150% for as long as the TML-GBRP offers this rate structure for retiree medical coverage. Other coverage's will be as established annually by the Texas Municipal League Group Benefits Risk Pool Board of Trustees.

SECTION 6: This ordinance will only apply to individuals retiring after its effective date. For individuals retiring after the effective date of this ordinance to qualify they must enroll for this coverage within thirty (30) days of their retirement.

SECTION 7. This ordinance may be repealed or modified at any time, but will remain in effect for any employee retiring while it is in effect.

SECTION 8. The City Secretary is hereby ordered to enter a copy of this Ordinance in the City minutes.

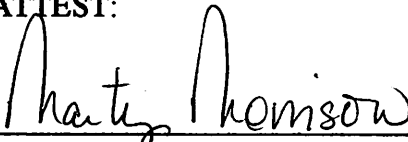
SECTION 9. All existing City ordinances in conflict with the provisions of this Ordinance are repealed to the extent of the conflict.

SECTION 10: It is hereby officially found and determined that the meeting at which this Ordinance was considered was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION 11: This Ordinance shall be effective immediately upon its passage.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Commerce, Texas on this the 12th day of November 1999.

ATTEST:


Marty Morrison, City Secretary

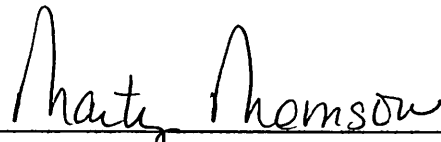
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CITY OF COMMERCE


John R. Sands, Mayor

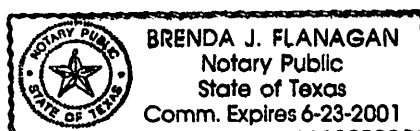
I, Marty Morrison, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect;

(Seal)

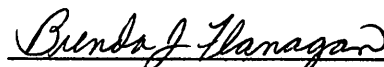

City Secretary
City of Commerce, Texas

Sworn to and subscribed before me, on this the 17th day of November, 1999 to certify which witness my hand and seal of office.

(Seal)



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Notary Public, State of Texas