

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

GEORGE A. NILSON, City Solicitor
101 City Hall
Baltimore, Maryland 21202

August 2, 2010

Honorable President and Members
of the City Council of Baltimore
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Attn: Karen Randle
Executive Secretary



Re: City Council Bill No. 10-0520 – Elected Officials’ Retirement System
- Modification

Dear President and City Council Members:

You have requested the advice of the Law Department regarding City Council Bill 10-0520. City Council Bill 520 modifies the City Code provisions governing the Elected Officials Retirement System (“EOS”). The bill changes the retirement eligibility for elected officials to at least 12 years of service and 55 years of age or at least 16 years of service and 50 years of age. The bill changes the contribution to the EOS required of an elected official who is not a member of the Employees Retirement System (“ERS”) at the time of taking the oath of office or who is an ERS member but decides to become a member of the EOS to 7% of earnable compensation. The bill changes the amount of the service retirement benefit to 2.8 % of the member’s current annual earnable compensation multiplied by the number of years of service subject to a new limitation. The limitation states that for members who first become members of the EOS on or after July 1, 2010, the annual maximum service retirement allowance to be paid may not exceed 65% of the member’s annual earnable compensation at the time of his or her retirement. The service retirement allowance consists of an annuity equal to the member’s accumulated contributions and a pension equal to the annual maximum retirement allowance less the annuity.

The Law Department approves City Council Bill 10-0520 for form and legal sufficiency.

Sincerely yours,

Elena R. DiPietro
Chief Solicitor

cc: Honorable William Cole
Angela Gibson
George Nilson, City Solicitor
Ashlea Brown
Hilary Ruley
Terese Brown