

ORDINANCE NO. 29

AN ORDINANCE DECLARING THE POLICY AND PURPOSE OF THE CITY OF STILWELL, OKLAHOMA, TO EXTEND TO THE EMPLOYEES AND OFFICIALS OF SAID CITY, NOT EXCLUDED BY LAW OR THIS ORDINANCE, WHETHER EMPLOYED IN CONNECTION WITH A GOVERNMENTAL OR PROPRIETARY FUNCTION OF SAID CITY, THE BENEFITS OF THE SYSTEM OF FEDERAL OLD-AGE AND SURVIVORS 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 TO EXECUTE AGREEMENTS AND AMENDMENTS THERETO WITH THE STATE DEPARTMENT OF PUBLIC WELFARE AS AGENT OR AGENCY FOR COVERAGE OF SAID EMPLOYEES AND OFFICIALS; PROVIDING FOR WITHHOLDING FROM SALARIES AND WAGES OF EMPLOYEES AND OFFICIALS OF SAID CITY SO COVERED TO BE MADE AND PAID OVER AS PROVIDED BY APPLICABLE STATE OR FEDERAL LAWS OR REGULATIONS; PROVIDING THAT SAID CITY SHALL APPROPRIATE AND PAY OVER EMPLOYER'S CONTRIBUTIONS AS PROVIDED BY APPLICABLE STATE OR FEDERAL LAWS OR REGULATIONS; PROVIDING THAT SAID CITY 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 CREATING ANY RETIREMENT SYSTEM FOR ANY EMPLOYEE OR OFFICIAL OF SAID CITY, EXCLUDING FROM THIS ORDINANCE ANY AUTHORITY TO MAKE ANY AGREEMENT WITH RESPECT TO ANY POSITION, EMPLOYEE OR OFFICIAL, COMPENSATION FOR WHICH IS ON A FEE BASIS, OR ANY POSITION, EMPLOYEE OR OFFICIAL NOT AUTHORIZED TO BE COVERED UNDER APPLICABLE STATE LAWS OR REGULATIONS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEN OF THE CITY OF STILWELL, OKLAHOMA:

SECTION 1. It is hereby declared to be the policy and purpose of the City of Stilwell, Oklahoma, to extend at the earliest date, to the employees and officials thereof, not to exclude by law or this Ordinance and whether employed in connection with a governmental or proprietary function, the benefits of the system of Federal Old-Age and Survivors Insurance as authorized by the Federal Social Security Act and amendments thereto, including Public Law 734 -81<sup>st</sup> Congress. In pursuance of said policy, and for that purpose, the City shall take such action as may be required by applicable State or Federal laws or regulations.

SECTION 2. The Mayor of the City of Stilwell, Oklahoma, is hereby authorized and directed to execute all necessary agreements and amendments thereto with the State Department of Public Welfare, as agent or agency, 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 of Federal agency designated by said laws or regulations.

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 or Federal agency designated by said laws or regulations.

SECTION 5. The City 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 creating any retirement system for any employee or official of the City.

SECTION 7. There is hereby excluded from this Ordinance any authority to make any agreement with respect to any position, or any employee or official, compensation for which is on a fee basis, or any position, or any employee or official, not authorized to be covered by applicable State or Federal laws or regulations.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist by reason whereof this Ordinance shall take effect and be in full force from and after its passage, approval and publication as required by law.

PASSED and APPROVED this 6<sup>th</sup> day of December.1954.

(Seal)

C. E. McCORMACK  
Mayor

ATTEST: JOE H. CARSON  
City Clerk

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