

BRIEF TITLE	APPROVAL DEADLINE	REASON
Amend LMC 2.62, 2.65, 2.66.		Comply with the final regulations under Internal Revenue Code for favorable Cycle C determination letter.

DETAILS	POSITIONS/RECOMMENDATIONS	
<p><b>Proposed Amendment 1 – Amendment to L.M.C. §§ 2.62.040(d), 2.65.040(e), 2.66.040(e), 2.62.050(c), 2.65.050(d), 2.66.050(d), 2.62.230, 2.65.220, and 2.66.200 for Compliance with Code §§ 401(a)(9), 401(a)(17), and USERRA (with HEART Act).</b></p> <p><b>Proposed Amendment 2 – Amendment to L.M.C. §§ 2.62.120, 2.65.120, 2.66.095 for compliance with Code § 401(a)(31) and the PPA §§ 822(a), 824, 829(a)(1).</b></p> <p><b>Proposed Amendment 3 – Amendment to L.M.C. §§ 2.62.055, 2.65.055, 2.66.055 for Compliance with Code § 415.</b></p>	<b>Sponsor</b>	<b>Personnel Dept.</b>
	<b>Program Departments, or Groups Affected</b>	<b>Personnel Department and Police and Fire Pension Members</b>
	<b>Applicants/ Proponents</b>	<p><b>Applicant</b> Police and Fire Pension</p> <p><b>City Department</b> Personnel Dept.</p> <p><b>Other</b></p>
<p><b>Discussion (Including Relationship to other Council Actions)</b></p>	<b>Opponents</b>	<p><b>Groups or Individuals</b></p> <p><b>Basis of Opposition</b></p>
	<b>Staff Recommendations</b>	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against <b>Reason Against</b>
	<b>Board or Commission Recommendation</b>	<p><b>BY:</b></p> <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions or conditions <b>(See Details column for conditions)</b>
	<p><b>CITY COUNCIL ACTIONS</b> <b>(For Council Use Only)</b></p>	<input type="checkbox"/> Pass <input type="checkbox"/> Pass (As Amended) <input type="checkbox"/> Council Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not Pass

**DETAILS**

**POLICY/PROGRAM IMPACT**

The Police and Fire Pension employs Ice Miller LLP as legal counsel regarding matters involving the IRS. Ice Miller LLP provides legal and business advice to private and public companies, government entities and individuals. Ice Miller recommended the pension request a new determination letter and update LMC language to comply with IRS Regulations (the last letter was obtained Sept. 13, 2001).

The proposed amendments were written by Ice Miller, for compliance purposes only, and do not change benefits.

<b>POLICY OR PROGRAM CHANGE</b>	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES
<b>OPERATIONAL IMPACT ASSESSMENT</b>	_____
<b>FINANCES</b>	
<b>COST AND REVENUE PROJECTIONS</b>	<b>COST of total project:</b> \$ _____ <b>COST of this Ordinance/ Resolution</b> \$ _____
	<b>RELATED annual operating Costs</b> \$ _____
	<b>INCREASE REVENUE EXPECTED/YEAR</b> \$ _____
<b>SOURCE OF FUNDS</b>	<b>CITY [Approximately]</b>
	_____ \$ _____ %
	_____ \$ _____ %
	_____ \$ _____ %
	<b>NON CITY [Approximately]</b>
	_____ \$ _____ %
<b>BENEFIT COST</b> <input type="checkbox"/> Front Foot Assessment <input type="checkbox"/> Square Foot	<b>Average</b>
	\$ _____ \$

**APPLICABLE DATES:**

**FACT SHEET PREPARED BY:** John E. Cripe

**REVIEW BY:** Mark Koller

**REFERENCE NUMBER**