

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA
WITH RESPECT TO **DEFINED CONTRIBUTION PLANS**; AND FOR OTHER PURPOSES.

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. Section 1-26-4 of the Code of Athens-Clarke County, Georgia, entitled “*Powers and Duties of the Deferred Compensation Board*,” is hereby amended by inserting a new paragraph (xii) into sub-section (b) thereof that shall read as follows:

- (xii) Perform all other duties and tasks usually associated with administration of Deferred Compensation Plans, except for changing, increasing, or decreasing employer contributions to any Deferred Compensation Plan (or the vesting thereof) and those powers and duties otherwise explicitly reserved by the Mayor and Commission in this Chapter.

Furthermore, the present paragraph (xii) in sub-section (b) of said Code section shall be renumbered to paragraph (xiii) and shall henceforth read as follows:

- (xiii) Other duties regarding or pertaining to Deferred Compensation Plans that may from time-to-time be delegated to the Board by the Mayor and Commission.

SECTION 2. Section 1-26-4 of the Code of Athens-Clarke County, Georgia, entitled “*Powers and Duties of the Deferred Compensation Board*,” is hereby further amended by inserting a new sub-section (d) that shall read as follows:

- (d) The Human Resources Director shall serve as the day-to-day administrator of all Deferred Compensation Plans, and shall implement the procedures, policies, and decisions adopted or approved by the Board. The Human Resources Director may appoint staff to assist in the day-to-day administration of Deferred Compensation Plans. The Human Resources Director or his designee is authorized to sign any forms or other documents necessary and incidental to the day-to-day administration of Deferred Compensation Plans.

Furthermore, the present sub-section (d) of said Code section shall be redesignated as sub-section (e) and shall henceforth read as follows:

- (e) As necessary, the Board may submit recommendations or suggestions to the Mayor and Commission regarding Deferred Compensation Plans.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. Should any provision, paragraph, sentence, or phrase of this Ordinance be rendered or declared invalid or void by any final decision of a tribunal with competent jurisdiction or by reason of preemptive legislation, the remaining provisions, paragraphs, sentences, or phrases of this Ordinance shall be deemed severable and remain in full force and effect.

SECTION 5. This ordinance shall become effective immediately upon its approval by the Mayor or its adoption into law without such approval.

SECTION 6. The Clerk of Commission, in consultation with the County Attorney, shall have the power to correct any scrivener's errors found herein.