

CITY OF KALAMAZOO, MICHIGAN

ORDINANCE NO. 2083

AN AMENDMENT TO CHAPTER 2, ARTICLE X, “EMPLOYEE RETIREMENT SYSTEM” OF THE KALAMAZOO CITY CODE TO AMEND VARIOUS PROVISIONS

THE CITY OF KALAMAZOO ORDAINS:

Section 1. Chapter 2, Article X, “Employee Retirement System of the Kalamazoo City Code is amended by the addition of the following section.

§ 2-243 Disability retirement allowance (duty and non-duty)

C. Total and permanent disability provisions for injuries occurring on or after the effective date of June 1, 2022. If after completing 15 or more years of credited service, a public safety member becomes totally and permanently disabled from all occupations as the result of accident or injury while traveling to the duty station, the member shall qualify for benefits under the duty disability provisions (2.242). Total and permanent disability means: (a) total and permanent loss of sight of both eyes. (b) loss of both legs or feet at or above the ankle. (c) loss of both arms or both hands at or above the wrist. (d) loss of any two of the members or faculties in (a), (b), or (c). (e) permanent and complete paralysis of both legs or both arms or of one leg and one arm. (f) permanent and total loss of use of both legs or both hands or both arms or one leg and one arm.

Section 2. Repealer.

All former ordinances or parts of ordinances conflicting or inconsistent with the provisions of this ordinance are repealed.

Section 3. Severability.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 4. Effective Date.

Pursuant to Section 13(a) of the City Charter, this ordinance shall take effect from and after 10 days from the date of its passage.

CERTIFICATE

The foregoing is a true and complete copy of an ordinance adopted by the City Commission of the City of Kalamazoo at a regular meeting held on June 3, 2024. Public notice was given and the meeting was conducted in full compliance with the Open Meetings Act, (PA 267, 1976). Minutes of the meeting will be available as required by the Act, and the ordinance was duly recorded, posted and authenticated by the Mayor and City Clerk as required by the Charter of said City.

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David F. Anderson, Mayor

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Scott A. Borling, City Clerk