

Authority: Administration Committee Report No. 6, Clause No. 13,
as adopted by City of Toronto Council on October 26 and 27, 1999
Enacted by Council: October 27, 1999

CITY OF TORONTO

BY-LAW No. 672-1999

To amend further By-law No. 181-81 of the former Municipality of Metropolitan Toronto respecting pensions and other benefits.

The Council of the City of Toronto HEREBY ENACTS as follows:

1. (1) By-law No. 66-94 of the former Municipality of Metropolitan Toronto, a by-law “To amend further By-law No. 181-81 respecting pensions and other benefits”, as heretofore amended, is further amended by:

- (a) striking out, in the text of subsection 17(3) of said By-law No. 181-81 as re-enacted by subsection 2(3) of said By-law No. 66-94;
 - (i) the words “regardless of the retirement date of a deceased retired member” immediately preceding clause (a) of such text and substituting therefor “regardless of the date of retirement or date of death of such member”;
 - (ii) the words “such pension” in the last line of subclause (a)(ii) of such text and substituting therefor “a pension calculated in the manner prescribed in section 11”;
- (b) adding to section 2 thereof the following new subsection:

“2. (5.1) Subsection 17(9) of said By-law No. 181-81 as enacted by By-law No. 86-89 is amended by striking out the text ‘or (3a)(a)(i), as the case may be,’ in the last two lines.”;
- (c) adding at the end of subsection 2(6) thereof, immediately preceding the closing quotation marks, the word “of”.

(2) Subsection 1(1) of By-law No. 375-1999, a by-law “To amend further By-law No. 181-81 respecting pensions and other benefits” is amended by striking out the text “subsection 1(1)” in the last line thereof and substituting therefor “section 1”.

2. Clause 1(j) of By-law No. 181-81 of the former Municipality of Metropolitan Toronto, a by-law “To provide pensions and death benefits to members of the Metropolitan Police Force” is amended by inserting the text “, notwithstanding the operation of clause 8(1)(c),” immediately following the word “means” in the first line thereof.

3. (1) Subsection 8(1) of said By-law No. 181-81, as heretofore amended, is further amended by:

- (a) inserting the text “subsection (1.1) and” immediately following the words “Subject to” at the beginning thereof;
- (b) labelling as clause (a) that part thereof beginning with “8½ per cent.” and ending with “\$ 98,501.00”;
- (c) labelling as clause (b) that part thereof beginning with “1½ per cent.” and ending with “Canada Pension Plan”; and
- (d) adding at the end of thereof the following text:

“, but

- (c) no such contributions shall be payable after accrual by the member of thirty-five years of credited service”.

(2) Section 8 of said By-law No. 181-81 as heretofore amended is further amended by adding thereto the following subsection:

“Contribution
Holiday 1999
and 2000

be interpreted as if each percentage specified therein were zero.”

8. (1.1) During the years 1999 and 2000, subsection (1) shall

4. (1) Said By-law No. 181-81 as heretofore amended, is further amended by striking out the text “60 per cent.” and substituting therefor “66⅔ per cent.” in

- (a) the third line of item 17(3)(a)(i)(A);
- (b) the second line of subclause 17(3)(a)(ii);
- (c) the third line of each of subclauses 17(3)(b)(i) and (ii);
- (d) the third line of each of clauses 17a(3)(a) and (b);
- (e) the second line of subsection 17b(3); and
- (f) the first line of clause 32i(1)(b)

thereof.

(2) Subsection 17(3) of said By-law No. 181-81 as heretofore amended is further amended by striking out:

- (a) that part of item (a)(i)(B) thereof following the text “subsisted,” appearing in the third line of such item and substituting therefor “one-

thirty-sixth (1/36th) of a pension calculated in the manner prescribed in section 11, to a maximum of 66 $\frac{2}{3}$ per cent.”;

- (b) that part of clause (a) thereof from and including the words “as long as”, where they appear after the text of subclause (ii), to the end of such clause and substituting therefor the following new subclause:

“(iii) if there are any surviving dependent children of the member as described in the part of clause (1)(b) preceding subclause (i) thereof, a percentage increase in the annual amount of spouse's pension under subclause (i) or (ii) hereof, as the case may be, during the period of payability of a pension that would be applicable to or for any such child under clause (2) (b) if clause (1)(b) were in operation, as follows:

(A) one such child: 20%;

(B) two such children: 35%;

(C) three or more such children: 50%.”

(3) Subsection 17(7) of said By-law No. 181-81 as enacted by By-law No. 86-89 of the former Municipality of Metropolitan Toronto and amended by said By-law No. 95-96 is further amended by striking out the text “65%,” in the third line thereof.

(4) Subsection 17(9) of said By-law No. 181-81 as such subsection was enacted by said By-law No. 86-89 is amended by adding at the end of thereof the following text:

“, provided that

- (a) if an escalation is enacted in the percentage stipulated in item (3)(a)(i)(A),
- (i) the reduced benefit then being received by any pensioner member; and
- (ii) the increased benefit then being received by the widow(er) of any member,

shall in each case be modified so as to take proper account, in the manner determined by the actuary, of such escalation as of the effective date thereof;

- (b) the operation of subclause 17(3)(a)(iii) shall not entitle a widow to receive in total in any month more than what the member would have received in that month in the absence of the election or any other elective adjustment had the member survived.”

(5) Subsection 17c(3) of said By-law No. 181-81 as such subsection was enacted by said By-law No. 66-94 is amended by striking out the part thereof from and including the text “2.5” appearing in the third line thereof to and including the text “60%” in the fifth line, and substituting therefor “one-thirty-sixth (1/36th) of a pension calculated in the manner prescribed in section 11, to a maximum of $66\frac{2}{3}$ per cent.”

(6) Subsection 23(1) of said By-law No. 181-81 is further amended by striking out the text “60%”

(a) at the end of clause (b) thereof as amended by By-law No. 156-96 of the former Municipality of Metropolitan Toronto; and

(b) in the third line of clause (c) thereof as re-enacted by said By-law No. 156-96

and substituting therefor “ $66\frac{2}{3}$ per cent.”.

(7) Subsection 32i(2) of said By-law No. 181-81 as enacted by By-law No. 82-88 of the former Municipality of Metropolitan Toronto and amended by By-law No. 83-92 of that Municipality is further amended by striking out the text “32m” in the second line and substituting therefor “32s”.

(8) Section 32s of said By-law No. 181-81 as enacted by By-law No. 278-1998 is amended by

(a) repealing subsections (3) and (4) thereof without replacement;

(b) repealing subsection (5) thereof and substituting therefor the following:

“Pension
Amounts

described in subsections (1) and (2) shall be those in place following the implementation of the increase in the percentages and proportions provided for in clauses 17(3)(a) and (b), 17a(3)(a) and (b) and 32i(1)(b) and subsections 17b(3) and 17c(3), and in the resultant modifications called for by clause 17(9)(a), that became effective on the 1st day of July, 1998.” .

5. (1) Subsection 1(1) shall be deemed to have come into force on the 1st day of July, 1994.

(2) Subsection 1(2) shall be deemed to have come into force on the 11th day of June, 1999.

(3) Section 2, the part of subsection 4(4) enacting clause 17(9)(b) of said By-law No. 181-81, and clauses 3(1)(b) to (d) and 4(2)(b) shall come into force on the 1st day of November, 1999.

(4) Clause 3(1)(a) and subsection 3(2) shall be deemed to have come into force on the 1st day of January, 1999.

(5) Section 4, with the exception of clause 4(2)(b) and the part of subsection 4(4) described in subsection (3) hereof, shall be deemed to have come into force on the 1st day of July, 1998.

ENACTED AND PASSED by an affirmative vote of at least two-thirds of the Members of Council present and voting this 27th day of October, A.D. 1999.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)