

Authority: Administration Committee Report No. 19, Clause No. 44,
as adopted by City of Toronto Council on October 3, 4 and 5, 2000
Enacted by Council: October 5, 2000

CITY OF TORONTO

BY-LAW No. 953-2000

**To authorize participation in the Ontario Municipal Employees Retirement System
in respect of members of City Council and certain employees.**

WHEREAS pursuant to section 15 of the *Ontario Municipal Employees Retirement System Act*, R.S.O. 1990, Chapter O.29 and Regulation 890 as amended, a municipality may by by-law participate in the Ontario Municipal Employees Retirement System on behalf of its employees and its councillors and pay to the Ontario Municipal Employees Retirement Fund the total of the employer and member contributions, and has all the powers necessary for and incidental to such participation and payment;

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

Definitions

1. In this by-law, unless the context otherwise requires,
 - (a) “Act” means the *Ontario Municipal Employees Retirement System Act* or any successor legislation, as amended from time to time;
 - (b) “CFO” means the City’s Chief Financial Officer and Treasurer;
 - (c) “City” means the City of Toronto incorporated by the *City of Toronto Act, 1997*;
 - (d) “councillor” means a member of the City’s council;
 - (e) “effective date” means the 1st day of January, 1998;
 - (f) “OMERS” means the Ontario Municipal Employees Retirement System as provided for in the Act
 - (g) “Regulation” means Regulation 890 under the Act or any successor Regulation, as amended from time to time.

City Election

- 2.** The City hereby elects to participate in OMERS in respect of
- (a) its employees (other than those in respect of whom the City makes contributions to other pension plans in accordance with clause 9(1)(b) of the Act); and
 - (b) councillors,

as of the effective date and authorizes the CFO to submit a certified copy of this by-law to the President of the Ontario Municipal Employees Retirement Board forthwith after passage thereof.

Continued Membership
(Continuous Full-Time
Employees)

3. (1) Every employee of the City who on the 31st day of December, 1997, was employed by

- (a) The Corporation of the Borough of East York;
- (b) The Corporation of the City of Etobicoke;
- (c) The Corporation of the City of North York;
- (d) The Corporation of the City of Scarborough;
- (e) The Corporation of the City of Toronto;
- (f) The Corporation of the City of York; or
- (g) The Municipality of Metropolitan Toronto,

and who was or was entitled to become a member of OMERS on the effective date shall continue such membership or membership entitlement from such date while employed by the City.

Continued Membership
(Councillors)

(2) Every councillor who on the 31st day of December, 1997, was a member of OMERS as a councillor of any municipal corporation referred to in any of clauses (1)(a) to (g) on the effective date shall continue such membership or membership entitlement from such date while a councillor.

New Membership
(Continuous Full-Time
Employees)

4. (1) Every person who becomes an employee of the City on or after the effective date, if such person is employed on a continuous full-time basis, shall, as a condition of employment,

- (a) become a member of OMERS; or
- (b) if such person is already a member, resume contribution to OMERS

on the date so employed.

City of Toronto By-law No. 953-2000

New Membership
(Councillors)

(2) Every person who becomes a councillor on or after the effective date shall

- (a) become a member of OMERS; or
- (b) if such person is already a member, resume contributions to OMERS,

on the date of so becoming a councillor.

CFO's Powers

5. The CFO is hereby authorized

- (a) to deduct from the earnings of each employee and of each councillor who is a member of OMERS, the contributions required to be made by such member;
- (b) to remit such contributions together with the amounts required under the Act to be paid by the City to the Ontario Municipal Employees Retirement Fund; and
- (c) to execute all necessary documents and to do all such things as are necessary to carry out the intent of this by-law, in accordance with section 6 of the Regulation.

Firefighters

6. The City hereby certifies that its employees who are engaged as firefighters are entitled to retire at age 60.

Commencement

7. This by-law shall be deemed to have come into force on the 1st day of January, 1998.

ENACTED AND PASSED by an affirmative vote of at least two-thirds of the Member of Council present and voting this 5th day of October, A. D. 2000.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)