

CITY OF DRIPPING SPRINGS
ORDINANCE No. 2024-__

AN ORDINANCE OF THE CITY OF DRIPPING SPRINGS, TEXAS
(“CITY”), AUTHORIZING RESTRICTED PRIOR SERVICE
CREDIT FOR EMPLOYEES WHO ARE MEMBERS OF THE
TEXAS MUNICIPAL RETIREMENT SYSTEM.

WHEREAS, the City Council of the City of Dripping Springs ("City Council") seeks to attract and maintain an competent and diligent staff; and

WHEREAS, the City Council finds it to be in the public interest, and necessary for the public health, safety and welfare, that the City of Dripping Springs provide Prior Restricted Service Credit to all current and future employees; and

WHEREAS, the City Council finds that adopting the Prior Restricted Service Credit will assist in attracting and maintaining a competent staff; and

WHEREAS, Section 853.305, Texas Government Code, provides for Prior Restricted Service Credit under the Texas Municipal Retirement System; and

WHEREAS, the City Council finds that it is necessary and proper for the good government, peace or order of the City of Dripping Springs to adopt this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Dripping Springs:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DRIPPING SPRINGS, TEXAS:

Authorization of Restricted Prior Service Credit.

- (a) The City of Dripping Springs, Texas (the “City”) authorizes each employee who is a member (“Member”) of the Texas Municipal Retirement System (the “System”), now or in the future, to be granted restricted prior service credit for service previously performed as an employee of any entity described in Section 853.305 of Subtitle G of Title 8, Texas Government Code, as amended (which subtitle is referred to as the “TMRS Act”), provided that (1) the employee does not otherwise have credited service in the System for that service, (2) the service meets the requirements of TMRS Act Section 853.305, and (3) the Member seeking to establish restricted prior service credit submits an application with the verifications required by TMRS Act Section 853.305.

- (b) Pursuant to TMRS Act Section 853.305, restricted prior service credit may be used only to satisfy length-of-service requirements for retirement eligibility with the System, has no monetary value in computing the annuity payments allowable to the Member, and may not be used in other computations, including computation of Updated Service Credits.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Dripping Springs:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as expressly set forth herein.

2. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

3. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

4. EFFECTIVE DATE

This Ordinance shall be effective on December 1, 2024.

5. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, a public hearing was held, and that public notice of the time, place and purpose of said hearing and meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

PASSED & APPROVED this, the ____ day of _____ 2024, by a vote of ____ (ayes) to ____ nays to ____ (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:

Bill Foulds, Jr., Mayor

ATTEST:

Diana Boone, City Secretary