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ORDINANCE #\_\_\_\_\_

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF GROSSE POINTE WOODS, CHAPTER 2, ADMINISTRATION; ARTICLE IV. – EMPLOYEE BENEFITS; DIVISION 2. – RETIREMENT SYSTEM; SECTION 2-305. – NONDUTY DEATH, TO UPDATE CERTAIN PROVISIONS**

**THE CITY OF GROSSE POINTE WOODS ORDAINS:**

**Section 1. Ordinance Amendment.**

**Chapter 2, Administration; Article IV. – Employee Benefits; Division 2. – Retirement System; Section 2-305. is hereby amended to read as follows:**

**ARTICLE IV. – EMPLOYEE BENEFITS**

**Sec. 2-305. – Nonduty death.**

(a) Any member who continues in the employ of the city after the date such member either acquires 15 years of credited service or attains age 55 years and has ten or more years of credited service may, by written declaration duly executed and filed with the board, elect option II provided in [section 2-304](#)(a)(2) and nominate a beneficiary whom the board finds to have an insurable interest in the member's life. Prior to the effective date of such member's retirement, the member may revoke his election of option II and nomination of a beneficiary and may, prior to the effective date of such member's retirement, again elect option II and nominate a beneficiary as provided in this subsection. Upon the death of a member who has an option II election in force, the member's beneficiary, if living, shall immediately receive a retirement allowance computed in the same manner in all respects as if such member had retired the day preceding the date of such member's death, notwithstanding that the member might not have satisfied the age and service requirements for retirement provided in [section 2-299](#); provided that the computation of the retirement allowance of [section 2-301](#)(b) shall not be applied if the deceased member was a covered member. If a member has an option II election in force at the time of his retirement, the member's election of option II and nomination of a beneficiary shall thereafter continue in force, unless prior to the effective date of the member's retirement the member elects to receive his retirement allowance as a straight life retirement allowance or according to another option provided in [section 2-304](#)(a). No benefits shall be paid under this subsection on account of the death of a member if any benefits are paid under [section 2-310](#) on account of the member's death.

(b) Any member who continues in the employ of the city after the date he either acquires 15 years of credited service, or attains age 55 years and has ten or more years of credited service, and in either case does not have an option II election in force as provided in subsection (a) of this section, and dies while in city employment and leaves a surviving spouse to whom the member was legally married at the time of death, such spouse shall immediately receive a retirement allowance computed in the same manner in all respects as if such member had:

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(1) Retired the day preceding the date of such member's death, notwithstanding that the member might not have satisfied the age and service requirements for retirement provided in [section 2-299](#);

(2) Elected option II provided in [section 2-304](#)(a)(2); and

(3) Nominated such member's spouse as beneficiary; provided that in computing such retirement allowance, [section 2-301](#)(b) shall not be applied if the deceased member was a covered member. No benefits shall be paid under this subsection on account of the death of a member if any benefits are paid under [section 2-310](#) on account of such member's death.

(Code 1975, § 1-21-22; Code 1997, § 2-137)

**.Section 2 of Ordinance. Repealer.**

All ordinances, parts of ordinances, or sections of the City Code in conflict with this Ordinance are repealed only to the extent necessary to give this Ordinance full force and effect.

**Section 3 of Ordinance. Severability.**

Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

**Section 4 of Ordinance. Savings.**

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect, are saved and may be consummated according to the law in force when they were commenced.

**Section 5 of Ordinance. Effective Date.**

This ordinance shall be effective upon publication as required by law.

**CERTIFICATION OF CLERK**

I hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Grosse Pointe Woods, County of Wayne, State of Michigan, at a regular meeting of the City Council duly called and held on \_\_\_\_\_ day of \_\_\_\_\_, 2026.

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Paul Antolin, City Clerk

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First Reading:  
Second Reading:  
Published in GPN:  
Adopted:  
Effective:  
Date Posted: