

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE AMENDING CHAPTER 34, "CITY POLICY," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH RELATING TO THE POLICE & FIREFIGHTERS' RETIREMENT SYSTEM; REDUCING CERTAIN FIREFIGHTER BENEFITS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Pompano Beach recently entered into a collective bargaining agreement with the Pompano Beach Professional Fire Fighters, Local 1549, I.A.F.F., containing revisions to the Firefighters' Pension Plan; and

WHEREAS, to implement the provisions of the collective bargaining agreement, the City Commission adopted Ordinance No. 2011-67, reducing certain pension benefits; and Ordinance No. 2011-68, restoring the benefits that were reduced by Ordinance No. 2011-67 to the levels that existed immediately prior to the adoption of said Ordinance, and to implement certain other collectively-bargained changes; and

WHEREAS, after Ordinance No. 2011-67 was adopted, the City was advised by the State Division of Retirement that certain technical changes were required to maintain compliance with applicable State statutes; and

WHEREAS, the City Commission has received and reviewed an actuarial impact statement from the Retirement System's actuary relating to the amendments set forth herein; and

WHEREAS, pursuant to law, ten (10) days notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. Effective upon the adoption of this Ordinance, the Pompano Beach Police and Firefighters' Retirement System is amended to prospectively reduce the benefit multiplier for firefighters to 2.93% for each of the first 10 years of service; 3.93% for each of the next 10 years of service; and 1.93% for each of the next 5 years of service. Provided, in no event will a member's accrued benefit be less than 2.0% of average monthly earnings multiplied by years of continuous service.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect any provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. This Ordinance shall become effective upon passage.

PASSED FIRST READING this 28th day of February, 2012.

PASSED SECOND READING this 13th day of March, 2012.



LAMAR FISHER, MAYOR

ATTEST:



MARY L. CHAMBERS, CITY CLERK

EGR:jrm
2/13/12
l:ord/ch34/2011-452