

ORDINANCE NO. 2023- 31

**CITY OF POMPANO BEACH
Broward County, Florida**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 34, "CITY POLICY," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 34.0604, "SUPPLEMENTAL RETIREMENT BENEFIT FOR FIREFIGHTERS," TO CLARIFY ITS STATUS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Pompano Beach has established a retirement plan for its police and fire employees, known as the Police and Firefighters' Retirement System and codified in Sections 34.045 through 34.073 of the City Code of Ordinances; and

WHEREAS, the Pompano Beach Professional Fire Fighters and the City of Pompano Beach, Florida, have entered into a Collective Bargaining Agreement for the period of October 1, 2022 to September 30, 2025; and

WHEREAS, the Collective Bargaining Agreement includes changes to provisions of the Police and Firefighters' Retirement System; and

WHEREAS, based upon inquires to the Police and Firefighters pension board as to the status of the supplemental retirement benefit, it is advisable to provide minimal additional language to clarify same; 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

Chapter 175, Florida Statutes, as provided for by the City of Pompano Beach Code of Ordinances. The total initial amount to be allocated to the participants' share accounts as provided herein shall be \$2,540,196. For plan years beginning October 1, 2010 and later, all premium tax revenues received by the city pursuant to ~~Section~~ Chapter 175, Florida Statutes, in excess of \$821,230 shall be allocated to the participants' share accounts as provided for herein. Participants' share accounts shall be credited with premium tax revenues and investment earnings or losses, and interest, and distributed as follows:

...

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 All ordinances and resolutions or parts of ordinances and resolutions in conflict herewith are hereby repealed.

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other 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 10th day of January, 2023.

PASSED SECOND READING this 24th day of January, 2023.

DocuSigned by:
Rex Hardin
502CB780EB3F480...

REX HARDIN, MAYOR

ATTEST:

DocuSigned by:
Kervin Alfred
D1C913A8ED334CA

KERVIN ALFRED, CITY CLERK

TAL:jrm
11/18/2023
L:Ord/ch34/2023-82 amended

