

PROPOSED
ORDINANCE NO. 52-21

ORDINANCE NO. _____

AN ORDINANCE
TO BE ENTITLED:

AN ORDINANCE AMENDING SECTION 9-4-103 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, PENSION BOARD TO PROVIDE FOR SIX YEAR TERMS FOR EMPLOYEE ELECTED MEMBERS OF THE PENSION BOARD FOR THE GENERAL PENSION AND RETIREMENT FUND OF THE CITY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Pensacola, Florida sponsors the General Pension and Retirement Fund (the "Plan"); and

WHEREAS, the City Council is authorized and empowered to amend the General Pension and Retirement Fund.

NOW THEREFORE, BE IT ORDAINED BY CITY OF PENSACOLA, FLORIDA:

SECTION 1. Section 9-4-103 of the General Pension and Retirement Fund is hereby amended to read as follows:

Sec. 9-4-103. Pension board.

(a) There is hereby created a pension board of the city, consisting of six members.

- (1) Three members shall be residents of the county who are freeholders of the city and shall be appointed by the city council for a term of six years or until their successors are appointed and qualified. Each appointment shall be for a term of six years, with one appointment being made every two years, which appointment shall be made not later than the second regular meeting of the council held in July of each odd-numbered year hereafter.
- (2) The remaining three members shall consist of the current presiding council president of the city, or his or her appointed representative, who shall serve at the pleasure of the council president, and two current employee members of the General Pension and Retirement Fund, who shall be elected by a plurality vote of current employee members. Each elected member shall take office upon election and shall serve for a term of ~~two~~ six years or until the member's successor is elected and qualified. Such election shall occur not later than 30 days prior to the expiration of the ~~two~~ six-year term. Should a vacancy occur in the position of elected member, an election will be held to elect an employee

member to the board for the remainder of such ~~two~~-six-year term within 30 days of such vacancy occurring. Elected employee members serving at the time of the adoption of this Ordinance shall be qualified to serve as if their term was initially six years and not two years.

(b) The pension board is vested with the responsibility for the administration and proper operation of the fund and for compliance with the provisions of all related laws and regulations.

SECTION 2. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provision or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. This Ordinance shall become effective on the fifth business day after adoption, unless otherwise provided pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: _____

Approved: _____
President of City Council

Attest:

City Clerk