

ORDINANCE NO. 3048-16

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 74, PERSONNEL, ARTICLE V, RETIREMENT AND PENSION PLANS, DIVISION 4, POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK; AMENDING SECTION 74-202, MEMBERSHIP; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS;

SECTION 1: That Chapter 74, Personnel, Article V, Retirement and Pension Plans, Division 4, Police Officers, of the Code of Ordinances of the City of Winter Park, is hereby amended by amending Section 74-202, Membership, subsection 1., to read as follows:

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1. *Conditions of Eligibility.* All Police Officers as of the Effective Date, and all future new Police Officers, shall become Members of this System as a condition of employment. Notwithstanding the previous sentence, a new employee who is hired as Police Chief may, upon employment as Police Chief, notify the Board and the City, in writing, of his election to not be a Member of the System. Current employees of the City who are selected to become Police Chief are not eligible for the opt-out provided for herein. In the event of any such election, the Chief shall be barred from future membership in the System. Thereafter, contributions to the plan in accordance with Section 74-205 shall not be required, he shall not be eligible to be elected as a Member trustee on the Board or vote for a Member trustee, and he shall not be eligible for any other benefits from the plan.

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SECTION 2: Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of Winter Park.

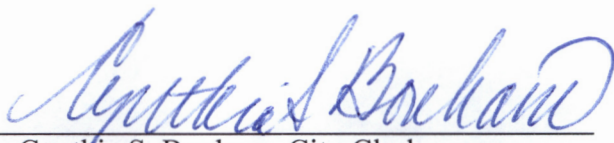
SECTION 3: All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

SECTION 5: That this Ordinance shall become effective upon its adoption.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida, on the 26th day of September, 2016.

By: 
Mayor Steve Leary

Attest: 
Cynthia S. Bonham, City Clerk