

CITY CLERK
CITY OF SUNRISE
2020 SEP 24 AM 11:25

SUNRISE, FLORIDA

ORDINANCE NO. 124-X-20-B

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 11 "RETIREMENT AND PENSION;" BY AMENDING SECTION 11-3 "DEFINITIONS;" AMENDING THE DEFINITION OF "POLICE OFFICER OR MEMBER OF THE POLICE OFFICERS' RETIREMENT PLAN HIRED ON OR AFTER SEPTEMBER 30, 2015;" PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Sunrise Police Officer's Retirement Plan was amended in 2015 to implement the collective bargaining agreement between the City and the unions representing City police officers; and

WHEREAS, the 2015 amendment included a change in the retirement benefit structure for police officers hired on or after September 30, 2015; and

WHEREAS, at the time of the 2015 amendment it was determined that three non-certified police officers who were in the process of being hired by the City Police Department on September 30, 2015 would not be included in the definition of officers hired on or after September 30, 2015; and

WHEREAS, it has recently been determined that two additional employees who had not yet been certified as police officers and who were in the process of being hired by the City's Police Department on September 30, 2015 should not have been included in the definition of police officers hired on or after September 30, 2015; and

WHEREAS, the City has entered into a Letter of Understanding with the City of Sunrise Fraternal Order of Police, Inc. in which the parties have agreed to change the definition of police officers hired on or after September 30, 2015 to exclude the two non-certified police officers whose applications were being processed on September 30, 2015 and who were employed as certified police officers on or before March 14, 2016; and

WHEREAS, the City Commission has determined that the adoption of this Ordinance is in the best interests of the City and its employees.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. That section 11-3 of the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

Sec. 11-3. Definitions

* * *

Police officer or member of the police officers' retirement plan hired on or after September 30, 2015 means any police officer hired or rehired on or after September 30, 2015, with the exception of the five (5) three (3) expressly named officers candidates listed in the Letter of Understanding between the City and City of Sunrise Fraternal Order of Police, Inc. ratified by the City Commission on September 23, 2020 who were hired as non-certified officers or were being processed by the Police Department to fill police officer positions before September 30, 2015, and became certified police officers of the City on or before March 14, 2016. ~~September 2, 2015 memorandum from the human resources director to the FOP president who were being processed to fill three (3) vacant police officer positions on September 30, 2015, provided they are hired as a police officer on or before December 30, 2015.~~ Upon their employment as a certified police officer in accordance with the preceding sentence, the officers three (3) candidates will be deemed to have been hired on September 29, 2015 for all purposes of the police officers' retirement plan, except that their creditable service shall commence on their actual date of employment hire as a certified police officer.

* * *

Section 2. Conflict. All ordinances or parts of ordinances, all City Code Sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 3. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, nor any part thereof, other than the part declared to be invalid.

Section 4. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 5. Effective Date. This Ordinance shall be effective immediately upon its passage.

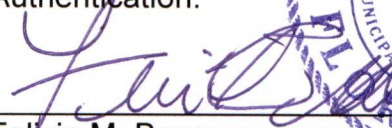
PASSED AND ADOPTED upon this first reading this DAY 8TH OF SEPTEMBER, 2020.

PASSED AND ADOPTED upon this second reading this 23RD DAY OF SEPTEMBER, 2020.

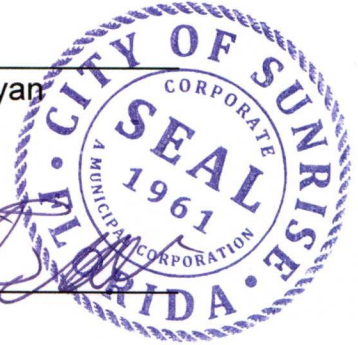


Mayor Michael J. Ryan

Authentication:



Felicia M. Bravo
City Clerk



FIRST READING

MOTION: SCUOTTO
SECOND: KERCH


DOUGLAS: YEA
KERCH: YEA
SCUOTTO: YEA
SOFIELD: ABSENT
RYAN: YEA

Approved by the City Attorney
as to Form and Legal Sufficiency

SECOND READING

MOTION: SCUOTTO
SECOND: KERCH

DOUGLAS: YEA
KERCH: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA


Kimberly A. Kisslan