

**SUNRISE, FLORIDA**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 11 “RETIREMENT AND PENSIONS” DIVISION 2 “BOARDS”; BY AMENDING SECTION 11-11 “SELECTION; COMPOSITION” TO PROVIDE FOR CONSISTENCY WITH STATE LAW GOVERNING THE COMPOSITION OF RETIREMENT PLAN BOARDS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Section 175.061, Florida Statutes, governs the membership and composition of retirement plan boards for firefighters; and

WHEREAS, Section 185.05, Florida Statutes, governs the membership and composition of retirement plan boards for police officers; and

WHEREAS, the City wishes to amend its Code of Ordinances with regard to the selection and composition of the retirement plan boards firefighters and police officers in order to be consistent with Florida law.

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

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 11-11 of the Code of the City of Sunrise, Florida, is hereby amended to read as follows:

**Section 11-11. Selection; composition.**

- (a) *Firefighters and police retirement plans boards.* The boards for the firefighters and the police retirement plans shall consist of five (5) members (which may include participants of any deferred retirement option plan who have at least eighteen (18) months remaining in the deferred retirement option plan at the time they take office), none of whom shall be elected city officials, and who shall be selected as follows:
- (1) Two (2) members who shall be current members of the plan shall be elected in the manner provided in subsection (f) of this section by the members of the respective employee group that contribute to each plan.

(2) Two (2) members who, unless otherwise prohibited by law, must be legal residents of the city ~~and current members or former city employees who are vested in the plan~~ shall be appointed by the city commission.

\* \* \*

Section 3. 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or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.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 4. 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, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the 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 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this \_\_\_\_\_ DAY  
OF \_\_\_\_\_, 2024.

PASSED AND ADOPTED upon this second reading this \_\_\_\_\_ DAY  
OF \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor Michael J. Ryan

Authentication:

\_\_\_\_\_  
Felicia M. Bravo  
City Clerk

FIRST READING

MOTION: \_\_\_\_\_  
SECOND: \_\_\_\_\_

DOUGLAS: \_\_\_\_\_  
GUZMAN: \_\_\_\_\_  
KERCH: \_\_\_\_\_  
SCUOTTO: \_\_\_\_\_  
RYAN: \_\_\_\_\_

Approved by the City Attorney  
as to Form and Legal Sufficiency

SECOND READING

MOTION: \_\_\_\_\_  
SECOND: \_\_\_\_\_

DOUGLAS: \_\_\_\_\_  
GUZMAN: \_\_\_\_\_  
KERCH: \_\_\_\_\_  
SCUOTTO: \_\_\_\_\_  
RYAN: \_\_\_\_\_

\_\_\_\_\_  
Thomas P. Moss