

ORDINANCE NO. 269

AN ORDINANCE OF THE CITY OF PORT ST. JOE AMENDING AND RESTATING THE CITY OF PORT ST. JOE POLICE OFFICERS' PENSION TRUST FUND, AS ADOPTED BY ORDINANCE NO. 230, AS SUBSEQUENTLY AMENDED; PROVIDING FOR DEFINITIONS; PROVIDING FOR PARTICIPATION; PROVIDING FOR A BOARD OF TRUSTEES; PROVIDING FOR FINANCES AND FUND MANAGEMENT; PROVIDING FOR CONTRIBUTIONS; PROVIDING FOR BENEFIT AMOUNTS AND ELIGIBILITY; PROVIDING FOR PRE-RETIREMENT DEATH; PROVIDING FOR DISABILITY; PROVIDING FOR VESTING; PROVIDING OPTIONAL FORMS OF BENEFITS; PROVIDING FOR BENEFICIARIES; PROVIDING CLAIMS PROCEDURES; PROVIDING FOR REPORTS TO THE DIVISION OF RETIREMENT; PROVIDING FOR A ROSTER OF RETIREES; PROVIDING FOR BOARD ATTORNEY AND PROFESSIONALS; PROVIDING FOR MAXIMUM PENSION; PROVIDING FOR DISTRIBUTION OF BENEFITS; PROVIDING MISCELLANEOUS PROVISIONS; PROVIDING FOR REPEAL OR TERMINATION OF PLAN; PROVIDING FOR EXEMPTION FROM EXECUTION, AND NON-ASSIGNABILITY; PROVIDING FOR FORFEITURE OF PENSION; ANC CONVICTION AND FORFEITURE; PROVIDING FOR PENSION VALIDITY; PROVIDING FOR SIGNATORIES; PROVIDING FOR CODIFICATION; FROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith, PROVIDING PLAN BENEFIT IMPROVEMENTS LIMITATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City of Port St. Joe Police Officers are presently provided pension and certain other benefits under Ordinance No. 230 and;

WHEREAS, the City Commission of the City of Port St. Joe desires to clarify and restate the provisions of the Port St. Joe Police Officers' Retirement Plan to consolidate all prior ordinances and Code provisions and to incorporate Federal Law and the applicable provisions of Chapter 185 Florida Statutes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PORT ST. JOE, FLORIDA;

SECTION 1: That the Port St. Joe Police Officers' Pension Trust Fund, adopted by Ordinance No. 230, as subsequently amended, is hereby amended and

restated as set forth in the documents designated PORT ST. JOE POLICE OFFICERS' PENSION TRUST FUND, attached hereto and made a part hereof.

SECTION 2: Specific authority is hereby granted to codify and incorporate this ordinance in the existing code of ordinances of the City of Port St. Joe.

SECTION 3: All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.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 any 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: Plan benefit improvements provided by this ordinance shall apply prospectively and shall not apply to any Plan Member who has terminated employment or who has retired prior to the effective date of the ordinance.

SECTION 6: That this ordinance shall be effective retroactive to December 31, 1999.

**THIS ORDINANCE ADOPTED** this 7th day of November, 2000.

**BOARD OF CITY COMMISSION  
PORT ST. JOE, FLORIDA**

ATTEST:

  
\_\_\_\_\_  
City Clerk

  
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Mayor-Commissioner

The following commissioners voted yea:

Pate, San Pedro, McNair, Roberts & Horton

The following commissioners voted nay:

None