

ORDINANCE NO. 2019-2157

AN ORDINANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA; AMENDING PART II, CODE OF ORDINANCES OF THE CITY OF NEW PORT RICHEY, CHAPTER 17, PENSIONS AND RETIREMENT; ARTICLE IV, POLICE OFFICERS' RETIREMENT SYSTEM; AMENDING SECTION 17-56, BENEFIT AMOUNTS AND ELIGIBILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of New Port Richey Police Officers are presently provided pension benefits under the Ordinances of the City of New Port Richey, and

WHEREAS, pursuant to Section 17-65.12 of the pension plan, the City Council is required to consider the status of all service retirees of the plan at least every two years; and

WHEREAS, the Board of Trustees of the City of New Port Richey Police Officers Retirement System recommends, based on the most recent actuarial valuation, the prevailing rate of inflation and the investment return of the system assets, that the City Council grant a one-time supplemental benefit to all current benefit recipients,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW PORT RICHEY, FLORIDA;

SECTION 1: An Ordinance of the City of New Port Richey, Florida, amending Part II, Code of Ordinances, Chapter 17, Pensions and Retirement, Article IV, Police Officers' Retirement System, amending Section 17-56, Benefit amounts and eligibility, adding subsection (g) *Supplemental benefit - thirteenth check* and re-lettering the remaining subsection, to read as follows:

* * *

(g) *Supplemental benefit - thirteenth check.* Each person who was receiving a benefit from the plan on October 1, 2018, including DROP participants, shall receive a one-time additional benefit payment equal to the sum of the current regular monthly benefit payment and the supplemental benefit payment payable on December 1, 2019.

(e h) *Required distribution date.* The member's benefit under this section must begin to be distributed to the member no later than April 1 of the calendar year following the later of the calendar year in which the member attains age seventy and one-half (70½) or the calendar year in which the member terminates employment with the city.

SECTION 2: 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 3: Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of New Port Richey.

SECTION 4: All Ordinances or parts of Ordinances in conflict herewith be and the same are

hereby repealed.

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

The above and foregoing Ordinance was read and adopted on second and final reading by the City Council of the City of New Port Richey, at a duly convened meeting thereof, at the Municipal Building, New Port Richey, Florida, which was held on the 1st day of October, 2019.

ATTEST:

Judy Meyers, CMC, City Clerk

Robert Marlowe, Mayor-Council Member

(Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE SOLE
USE AND RELIANCE OF THE CITY OF NEW PORT RICHEY,
FLORIDA:

Timothy P. Driscoll, City Attorney