

1 Introduced by Council Member Howland:  
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4 **ORDINANCE 2024-874**

5 AN ORDINANCE AMENDING SECTION 121.113  
6 (CALCULATION OF PENSION CONTRIBUTIONS FOR POLICE  
7 AND FIRE PENSION FUND), PART 1 (POLICE AND FIRE  
8 PENSION FUND ADMINISTRATION) AND SECTION 121.201  
9 (RETIREMENT BENEFITS), PART 2 (PENSION  
10 BENEFITS), CHAPTER 121 (POLICE AND FIREFIGHTERS  
11 PENSION PLAN), *ORDINANCE CODE*, TO CLARIFY THE  
12 TERM "SALARY" AND THE CONTRIBUTIONS PAYABLE  
13 WHILE MEMBERS ARE ON MILITARY LEAVE OF ABSENCE;  
14 PROVIDING FOR SEVERABILITY; PROVIDING FOR  
15 CODIFICATION INSTRUCTIONS; PROVIDING AN  
16 EFFECTIVE DATE.

17  
18 **WHEREAS**, section 116.501 of the Ordinance Code sets forth  
19 various benefits for employees who are on military leaves of absence;  
20 and

21 **WHEREAS**, this Ordinance is intended to clarify the term "salary"  
22 and the member contributions payable to the Police and Firefighters  
23 Pension Plan while members are on military leave of absence; now  
24 therefore

25 **BE IT ORDAINED** by the Council of the City of Jacksonville:

26 **Section 1. Recitals.** The recitals above are true and  
27 correct and incorporated herein by this reference.

28 **Section 2. Amending Section 121.113 (Calculation of pension**  
29 **contributions for Police and Fire Pension Fund), Part 1 (Police and**  
30 **Fire Pension Fund Administration) and Section 121.201 (Retirement**  
31 **benefits), Part 2 (Pension Benefits), Chapter 121 (Police and**

1 **Firefighters Pension Plan), Ordinance Code.,** Section 121.113  
2 (Calculation of pension contributions for Police and Fire Pension  
3 Fund), Part 1 (Police and Fire Pension Fund Administration) and  
4 Section 121.201 (Retirement benefits), Part 2 (Pension Benefits),  
5 Chapter 121 (Police and Firefighters Pension Plan), *Ordinance Code*  
6 is hereby amended as follows:

7 **CHAPTER 121 - POLICE AND FIREFIGHTERS PENSION PLAN**

8  
9 \* \* \*

10 **Sec. 121.113. - Calculation of pension contributions for Police**  
11 **and Fire Pension Fund.**

12 The Pension Fund created by Laws of Fla. Ch. 18615(1937), as  
13 amended, shall consist of moneys derived as follows:

- 14 (a) *Salary Deductions.* A deduction of ten percent per annum  
15 from all salaries (base salary, longevity, City college  
16 incentive, enhanced certification pay, emergency operation  
17 and hazardous duty pay; shift differential, and "upgrade"  
18 pay; and excluding all overtime, State incentive pay,  
19 reimbursed expenses and allowances such as  
20 cleaning/clothes allowances, and payments for unused  
21 accrued time), of all Members, to be deducted in  
22 installments from each periodical paycheck of each Member.  
23 While on military leave of absence pursuant to the  
24 Jacksonville Heroes' Act, section 116.501, Members shall  
25 not be required to make contributions to this Pension Plan,  
26 except for those contributions that originate from the  
27 members' use of annual leave balances during such military  
28 leave of absence and from compensation paid by the City  
29 while remaining on the active payroll for up to 90 days  
30 following the departure for active duty, as provided in  
31 section 116.501(g). No member contributions are payable

1 and shall not be deducted from the supplemental payments  
2 paid by the city pursuant to section 116.501(c).

3 \* \* \*

4 **PART 2. -PENSION BENEFITS**

5 **Sec. 121.201. - Retirement benefits.**

6 Notwithstanding any provisions to the contrary in Chapter  
7 18615, Laws of Fla. Ch. 18615 (1937), retirement benefits shall be:

- 8 (a) *Time service retirement.* Members shall be entitled to a  
9 time service retirement benefit equal to a maximum of 80  
10 percent of the average salary (as defined in Section  
11 121.113(a)) received by the Member for the 52 pay periods  
12 immediately preceding the time of retirement, upon the  
13 completion of 30 years of credited service. For each year  
14 prior to the thirtieth year of service that a Member  
15 retires, the 80 percent retirement benefit shall be  
16 reduced by two percent, of the average salary (as defined  
17 in Section 121.113(a)) received by the Member for the 52  
18 pay periods immediately preceding the time of retirement,  
19 with the minimum normal retirement benefit being 60  
20 percent after completion of 20 years of credited service.  
21 For members on "military leave of absence" as defined in  
22 the Jacksonville Heroes' Act, section 116.501, "salary",  
23 as used in this subsection (a), shall be the salary, as  
24 defined above, paid by the City while such members remain  
25 on the City's active payroll during the first 90 days of  
26 their military leave of absence, pursuant to section  
27 116.501(b), and, thereafter, "salary" shall be the total  
28 of their military pay plus the supplemental payments paid  
29 by the city pursuant to section 116.501(c), not to  
30 exceed the salary that the Member would otherwise have  
31 received if not on military leave.

**Section 3. Severability.** If any part, section, subsection or other portion of this Ordinance or any application thereof to any person or circumstances is declared to be void, unconstitutional or invalid for any reason, such part, section, subsection or other portion, or the proscribed application thereof, shall be severable and the remaining provisions of this ordinance and all applications thereof not having been declared void, unconstitutional or invalid shall remain in full force and effect. The Council declares that no invalid or proscribed provision of application was an inducement to the enactment of this Ordinance and that it would have enacted this ordinance regardless of the invalid or proscribed provision or application.

**Section 4. Codification Instructions.** The Codifier and the Office of General Counsel are authorized to make all chapter and division "tables of contents" consistent with the changes set forth herein. Such editorial changes and any other necessary to make the Ordinance Code consistent with the intent of this legislation are approved and directed herein, and changes to the Ordinance Code shall be made forthwith and when inconsistencies are discovered.

**Section 5. Effective Date.** This ordinance shall become effective upon signature by the Mayor or upon becoming effective without the Mayor's signature.

Form Approved:

          /s/ Dylan Reingold          

Office of General Counsel

Legislation Prepared By: Dylan Reingold

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