

1 The Neighborhoods, Community Services, Public Health & Safety  
2 Committee offers the Following Substitute to File No. 2020-529:

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4 Introduced by Council Member Dennis:  
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7 **ORDINANCE 2020-529**

8 AN ORDINANCE REGARDING CHAPTER 120 (GENERAL  
9 EMPLOYEES AND CORRECTIONS OFFICER PENSION  
10 PLANS AND ALL EMPLOYEES DEFINED CONTRIBUTION  
11 RETIREMENT PLANS), PART II (THE GENERAL  
12 EMPLOYEES RETIREMENT PLAN), *ORDINANCE CODE*;  
13 CREATING A NEW SECTION 120.216 (2021 LIMITED  
14 RETIREMENT OPTION), *ORDINANCE CODE*, TO PROVIDE  
15 A SIX MONTH WINDOW FOR NORMAL OR EARLY  
16 RETIREMENT AS FOLLOWS: (1) NORMAL RETIREMENT  
17 AT THE AGE OF 60 WITH 5 YEARS OF CREDITED  
18 SERVICE; (2) NORMAL RETIREMENT AT THE AGE OF  
19 55 WITH 10 YEARS OF CREDITED SERVICE; AND (3)  
20 EARLY RETIREMENT UPON COMPLETION OF 20 YEARS  
21 OF CREDITED SERVICE REGARDLESS OF AGE, WITH A  
22 REDUCED BENEFIT; REQUIRING CONDITIONS AND  
23 RESTRICTIONS; EXCLUDING JEA EMPLOYEES FROM  
24 THESE NORMAL AND EARLY RETIREMENT PROVISIONS;  
25 PROVIDING FOR CODIFICATION INSTRUCTIONS;  
26 REQUIREMENT OF ACTUARIAL REPORT; REQUIRING  
27 COLLECTIVE BARGAINING WHERE APPLICABLE;  
28 PROVIDING AN EXCEPTION TO THE PREREQUISITE  
29 THAT THE PLAN BE AT LEAST 90 PERCENT  
30 ACTUARILLY FUNDED; PROVIDING AN EFFECTIVE  
31 DATE.

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

2 **Section 1. Creating a new Section 120.216, Ordinance**  
3 **Code.** A new Section 120.216 (2021 Limited Retirement Option), Part  
4 II (The General Employees Retirement Plan), Chapter 120 (General  
5 Employees and Corrections Officer Pension Plans and All Employees  
6 Defined Contribution Retirement Plans), *Ordinance Code*, is hereby  
7 created to read as follows:

8 **CHAPTER 120. GENERAL EMPLOYEES AND CORRECTIONS OFFICER PENSION**  
9 **PLANS AND ALL EMPLOYEES DEFINED CONTRIBUTION RETIREMENT PLANS.**

10 \* \* \*

11 **PART II. THE GENERAL EMPLOYEES RETIREMENT PLAN**

12 \* \* \*

13 **Sec. 120.216. 2021 Limited Retirement Option**

14 (a) Notwithstanding any other provision in this Part II to the  
15 contrary, a member, excluding JEA employees, may retire  
16 between April 1, 2021, and September 30, 2021, if on the date  
17 of such retirement the member has attained: (1) age 55 with  
18 10 years of credited service, or (2) age 60 with 5 years of  
19 credited service. A member who retires pursuant to this  
20 subsection (a) must retire between April 1, 2021 and  
21 September 30, 2021 and shall receive a benefit of 2.5 percent  
22 per year of credited service based on final monthly  
23 compensation and credited service, defined by Sections  
24 120.201 (i) and (n), as of the date of termination.

25 (b) Notwithstanding any other provision in this Part II to the  
26 contrary, early retirement shall be available to a member,  
27 excluding JEA employees, between April 1, 2021, and September  
28 30, 2021, if on the date of early retirement the member has  
29 completed 20 or more years of credited service, but less than  
30 30 years of credited service, regardless of age. A member who  
31 retires pursuant to this subsection (b) must retire between

1 April 1, 2021 and September 30, 2021 and shall receive a  
2 benefit of two percent per year of credited service, based on  
3 final monthly compensation and credited service, defined by  
4 Sections 120.201 (i) and (n), as of the date of termination.

5 (c) To be eligible for retirement under subsections (a) or (b)  
6 above, in addition to meeting the age and/or time service  
7 credit requirements, a member must submit written or  
8 electronic notice of the retirement election and the date of  
9 retirement to the Board between April 1, 2021 and May 31,  
10 2021. Such election shall be binding on the member and  
11 irrevocable. In the event of the death of a member after  
12 providing notice of election but before the date of  
13 retirement, the provisions of subsections (a) and (b) shall  
14 not apply. JEA employees are not eligible for retirement  
15 under subsections (a) or (b) above. All time service credit  
16 purchases, whether existing prior to or initiated during the  
17 early retirement period, must be completed no later than the  
18 date of retirement in order for the service purchased to be  
19 included in the member's benefit calculation.

20 (d) Any member who elects to retire pursuant to subsections (a) or  
21 (b) above shall be prohibited from being re-employed by the  
22 City for a period of one year from the date of retirement,  
23 except that such member may be re-employed on a part-time or  
24 temporary basis pursuant to Sec. 120.209(d). If a member who  
25 elects to retire pursuant to subsections (a) or (b) above is  
26 re-employed by the City on a full-time basis more than one  
27 year after retirement, the member shall be prohibited from  
28 becoming an active member of the General Employees Retirement  
29 Plan and shall not accrue any additional benefits, service,  
30 pensionable compensation, plan amendment or any other benefit  
31 from the General Employees Retirement Plan, and payment of

1 retirement benefits except accrual of COLA benefits shall be  
2 suspended for the period of re-employment.

3 (e) In lieu of retirement under the General Employees Retirement  
4 Plan, members meeting the age and/or time service credit  
5 requirements of subsections (a) or (b) may elect to convert  
6 to the GEDC Plan in accordance with section 120.202(e), and  
7 shall be subject to all of the terms, requirements, and  
8 restrictions of subsections (c) and (d) above.

9 **Section 2. Codification Instructions.** The Codifier and  
10 the Office of General Counsel are authorized to make all chapter  
11 and division "tables of contents" consistent with the changes set  
12 forth herein. Such editorial changes and any others necessary to  
13 make the *Ordinance Code* consistent with the intent of this  
14 legislation are approved and directed herein, and changes to the  
15 *Ordinance Code* shall be made forthwith and when inconsistencies are  
16 discovered.

17 **Section 3. Requirement of Actuarial Report to be filed**  
18 **with the State Division of Retirement before final reading and**  
19 **adoption of legislation.** Pursuant to Section 112.63(3), *Florida*  
20 *Statutes*, and Chapter 120 (General Employees and Corrections  
21 Officer Pension Plans and all Employees Defined Contribution  
22 Retirement Plans), Part I (Provisions Applicable to the System as a  
23 Whole), Section 120.102 (Administration of the Retirement System),  
24 subsection (v), *Ordinance Code*, the City must have prepared and  
25 file an actuarial report with the State Division of Retirement  
26 before final reading and adoption of this Ordinance.

27 **Section 4. Collective Bargaining.** If or as required, the  
28 City will collectively bargain with unions representing covered  
29 bargaining unit employees of City.

30 **Section 5. Exception to prerequisite.** Pursuant to  
31 Sec. 106.108 (c) and (d), this ordinance hereby excepts the

1 prerequisite requiring the plan to be at least 90 percent  
2 actuarially funded at the time of approval of legislation affecting  
3 pension benefits. This exception was initiated by the Mayor and  
4 requires approval by two-thirds vote of all City Council Members.

5 **Section 6. Effective Date.** This ordinance shall become  
6 effective upon signature by the Mayor or upon becoming effective  
7 without the Mayor's signature.

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9 Form Approved:

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11 /s/ Margaret M. Sidman

12 Office of General Counsel

13 Legislation prepared by: Sean B. Granat

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