

1 Introduced by Council Member Dennis & Co-Sponsored by Council Member
2 Newby & Substituted by the Neighborhoods, Community Services, Public
3 Health & Safety Committee:

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6 **ORDINANCE 2020-529**

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

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

Section 1. Creating a new Section 120.216, Ordinance Code.

A new Section 120.216 (2021 Limited Retirement Option), Part II (The General Employees Retirement Plan), Chapter 120 (General Employees and Corrections Officer Pension Plans and All Employees Defined Contribution Retirement Plans), *Ordinance Code*, is hereby created to read as follows:

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

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PART II. THE GENERAL EMPLOYEES RETIREMENT PLAN

* * *

Sec. 120.216. 2021 Limited Retirement Option

- (a) Notwithstanding any other provision in this Part II to the contrary, a member, excluding JEA employees, may retire between April 1, 2021, and September 30, 2021, if on the date of such retirement the member has attained: (1) age 55 with 10 years of credited service, or (2) age 60 with 5 years of credited service. A member who retires pursuant to this subsection (a) must retire between April 1, 2021 and September 30, 2021 and shall receive a benefit of 2.5 percent per year of credited service based on final monthly compensation and credited service, defined by Sections 120.201 (i) and (n), as of the date of termination.
- (b) Notwithstanding any other provision in this Part II to the contrary, early retirement shall be available to a member, excluding JEA employees, between April 1, 2021, and September 30, 2021, if on the date of early retirement the member has completed 20 or more years of credited service, but less than 30 years of credited service, regardless of age. A member who retires pursuant to this subsection (b) must retire between April 1, 2021 and September 30, 2021 and shall receive a benefit

1 of two percent per year of credited service, based on final
2 monthly compensation and credited service, defined by Sections
3 120.201 (i) and (n), as of the date of termination.

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

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

1 for the period of re-employment.

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

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

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

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

28 **Section 5. Exception to prerequisite.** Pursuant to Sec.
29 106.108 (c) and (d), this ordinance hereby excepts the prerequisite
30 requiring the plan to be at least 90 percent actuarially funded at
31 the time of approval of legislation affecting pension benefits. This

1 exception was initiated by the Mayor and requires approval by two-
2 thirds vote of all City Council Members.

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

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7 Form Approved:

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9 /s/ Paige H. Johnston

10 Office of General Counsel

11 Legislation prepared by: Sean B. Granat

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