ORDINANCE NO. 2940

AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING PART 1, CHARTER AND RELATED LAWS, SUBPART B, RELATED LAWS, ARTICLE III, FIREFIGHTERS' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF BRADENTON, FLORIDA; AMENDING SECTION 5, CONTRIBUTIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA;

SECTION 1: That Part 1, Charter and Related Laws, Subpart B, Related Laws, Article III, Firefighters' Retirement System, of the Code of Ordinances of the City of Bradenton, Florida, is hereby amended by amending Section 5, Contributions, subsection (1), *Member contributions,* to read as follows:

(1) *Member Contributions.*

(a) *Amount.*. ~~Effective April 15, 2012, e~~ Each Member of the System shall be required to make regular contributions to the Fund in the amount of ~~eight~~ sixteen and two tenths percent (~~8~~ 16.2 %) of his Salary. ~~Effective April 15, 2013, each Member of the System shall be required to make regular contributions to the Fund in the amount of nine percent (9 %) of his Salary. Effective April 15, 2014, each Member of the System shall be required to make regular contributions to the Fund in the amount of ten percent (10 %) of his Salary. Increases in the Member contribution rate shall take effect on the first day of the first pay period that begins on or after the effective date of the increase.~~ Member contributions withheld by the City on behalf of the Member shall be deposited with the Board immediately after each pay period. The contributions made by each Member to the Fund shall be designated as employer contributions pursuant to §414(h) of the Code. Such designation is contingent upon the contributions being excluded from the Members' gross income for Federal Income Tax purposes. For all other purposes of the System, such contributions shall be considered to be Member contributions.

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

SECTION 3: All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.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 or 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 5: That this Ordinance shall become effective upon adoption, however, the provisions of this Ordinance shall be contingent upon the adoption of Ordinance No. 2941 restoring benefits.

PASSED IN REGULAR SESSION, this 18 day of July, 2012.

President, City Council

ATTEST:

City Clerk

APPROVED AS TO FORM:

William R. Lisch, City Attorney

First Reading: 6-27-12
Advertised: 7-8-12
Second Reading: 7-18-12

APPROVED by me, this 18 day of July, 2012.

Mayor

dm/brad/fire/06-20-12.Down.ord