

ORDINANCE NO. O 2020-014

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE TOWN OF DAVIE POLICE PENSION PLAN; AMENDING SECTION 4.3.1(d) TO PERMIT UP TO SIX YEARS OF DROP PARTICIPATION FOR MEMBERS ENTERING DROP ON OR AFTER OCTOBER 1, 2020; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Davie has previously adopted Ordinance 99-20 amending and restating the pension plan for sworn Police Officers (the “Davie Police Pension Plan”);

WHEREAS, the Town and the Fraternal Order of Police, Davie Lodge #100, have agreed to a new collective bargaining agreement effective October 1, 2019;

WHEREAS, the collective bargaining agreement provides for the Davie Police Pension Plan to be amended to extend DROP participation by one year for those members who enter the DROP on or after October 1, 2020; and

WHEREAS, the Board of Trustees of the Davie Police Pension Plan recommend the adoption of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, THAT:

SECTION 1. Section 4.3.1(d) of the Town of Davie Police Pension Plan is hereby amended to read as follows:

- 4.3 Deferred Retirement Option Plan. Subject to Federal and State Laws, participants may elect a Deferred Retirement Option Plan as described below. This option is made part of the plan.

4.3.1 Eligibility.

- (d) Members may enter the Deferred Retirement Option Plan (DROP) after reaching their Normal Retirement date. Effective October 1, 2010, DROP Participants may remain in the DROP for up to five (5) years. In no event can the total of the sum of years of creditable service and years of DROP ~~participant participation~~ exceed thirty (30) years for a member who enters the DROP. Effective October 1, 2020, the maximum period of DROP

participation shall increase from five (5) to six (6) years for members who enter DROP on or after October 1, 2020; provided that a DROP participant's total years of creditable service and years of DROP participation shall not exceed thirty (30) years.

SECTION 2. If any clause, section, or other part or application of this Ordinance shall be held in any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and shall not affect the validity of the remaining portions or applications which shall remain in full force and effect.

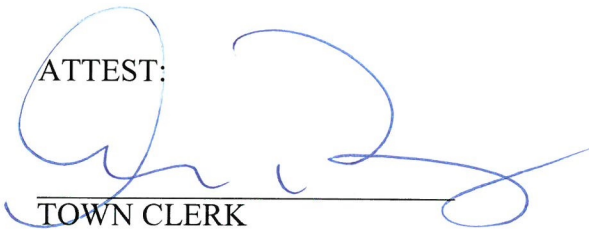
SECTION 3. All ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. This Ordinance shall become effective immediately upon adoption, unless otherwise provided.

PASSED ON FIRST READING THIS 15TH DAY OF APRIL, 2020.

PASSED ON SECOND READING THIS 6TH DAY OF MAY, 2020.

ATTEST:


TOWN CLERK
MAYOR/COUNCILMEMBER

APPROVED THIS 6TH DAY OF MAY, 2020.

Approved as to Form and Legality:


TOWN ATTORNEY

March 25, 2020

Mr. Greg Brilliant
Precision Pension Administration, Inc.
13790 NW 4th Street, Suite 105
Sunrise, FL 33325

**Subject: Davie Police Pension Plan
Actuarial Impact Statement for Plan Amendment**

Dear Dave:

We are pleased to enclose an Actuarial Impact Statement in support of the proposed amendment of the Town of Davie Police Pension Plan. The Actuarial Impact Statement is for the following changes to section 4.3.1(d) of the Davie Police Pension Plan:

4.3 Deferred Retirement Option Plan. Subject to Federal and State Laws, participants may elect a Deferred Retirement Option Plan as described below. This option is made part of the plan.

4.3.1 Eligibility.

- (d) Members may enter the Deferred Retirement Option Plan (DROP) after reaching their Normal Retirement date. Effective October 1, 2010, DROP Participants may remain in the DROP for up to five (5) years. In no event can the total of the sum of years of creditable service and years of DROP participant exceed thirty (30) years for a member who enters the DROP. Effective October 1, 2020, the maximum period of DROP participation shall increase from five (5) to six (6) years for members who enter DROP on or after October 1, 2020; provided that a DROP participant's total years of creditable service and years of DROP participation shall not exceed thirty (30) years.

There would be **no actuarial impact** as a result of this change.

We have prepared the Actuarial Impact Statement for filing with the State of Florida. Please note that this Statement must be signed and dated on behalf of the Board of Trustees. A copy of the proposed ordinance upon passage at the first reading along with this Actuarial Impact Statement should be submitted to the State at the following addresses:


Mr. Douglas Beckendorf, A.S.A.
Bureau of Local Retirement Systems
Florida Division of Retirement
P.O. Box 9000
Tallahassee, FL 32315-9000

Please forward a copy of the ordinance upon passage at second reading to update our files.

We have prepared this Impact Statement based upon the October 1, 2019 census and financial data that was utilized for the October 1, 2019 Actuarial Valuation. The methods and assumptions used in the calculations are the same as those that were utilized for the October 1, 2019 Actuarial Valuation.

If you should have any question concerning the above, please do not hesitate to contact us.

Sincerely,



Donald A. DuLaney Jr., A.S.A., E.A.
Senior Consulting Actuary

DAD:cp

cc: Sgt. Paul Ortenzo

TOWN OF DAVIE POLICE PENSION PLAN

Actuarial Impact Statement

A. Description of Plan Amendment:

4.3 Deferred Retirement Option Plan. Subject to Federal and State Laws, participants may elect a Deferred Retirement Option Plan as described below. This option is made part of the plan.

4.3.1 Eligibility.

- (d) Members may enter the Deferred Retirement Option Plan (DROP) after reaching their Normal Retirement date. Effective October 1, 2010, DROP Participants may remain in the DROP for up to five (5) years. In no event can the total of the sum of years of creditable service and years of DROP participant exceed thirty (30) years for a member who enters the DROP. Effective October 1, 2020, the maximum period of DROP participation shall increase from five (5) to six (6) years for members who enter DROP on or after October 1, 2020; provided that a DROP participant's total years of creditable service and years of DROP participation shall not exceed thirty (30) years.

B. An estimate of the cost of implementing this amendment – **There is no actuarial impact due to this proposed change.**

C. In my opinion, the proposed changes are in compliance with Part VII, Chapter 112, Florida Statutes and Section 14, Article X of the State Constitution.

Chairman, Board of Trustees

Date

D

ORDINANCE NO. _____

**AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA,
AMENDING THE TOWN OF DAVIE POLICE PENSION
PLAN; AMENDING SECTION 4.3.1(d) TO PERMIT UP TO
SIX YEARS OF DROP PARTICIPATION FOR MEMBERS
ENTERING DROP ON OR AFTER OCTOBER 1, 2020;
PROVIDING FOR SEVERABILITY; PROVIDING FOR A
REPEALER; AND PROVIDING FOR AN EFFECTIVE
DATE.**

WHEREAS, the Town Council of the Town of Davie has previously adopted Ordinance 99-20 amending and restating the pension plan for sworn Police Officers (the "Davie Police Pension Plan");

WHEREAS, the Town and the Fraternal Order of Police, Davie Lodge #100, have agreed to a new collective bargaining agreement effective October 1, 2019;

WHEREAS, the collective bargaining agreement provides for the Davie Police Pension Plan to be amended to extend DROP participation by one year for those members who enter the DROP on or after October 1, 2020; and

WHEREAS, the Board of Trustees of the Davie Police Pension Plan recommend the adoption of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, THAT:

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shall increase from five (5) to six (6) years for members who enter DROP on or after October 1, 2020; provided that a DROP participant's total years of creditable service and years of DROP participation shall not exceed thirty (30) years.

Section 2: If any clause, section, or other part or application of this Ordinance shall be held in any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and shall not affect the validity of the remaining portions or applications which shall remain in full force and effect.

Section 3: All ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: This Ordinance shall become effective immediately upon adoption, unless otherwise provided.

PASSED on first reading by the Town Council of the Town of Davie, Florida, this ____ day of _____, 2020.

PASSED AND ADOPTED on the second reading by the Town Council of the Town of Davie, Florida, this ____ day of _____, 2020.

MAYOR

VICE MAYOR

Attest:

Town Clerk

Coding: Words in stricken type are deletions from existing text.
Words in underline type are additions