

AN ORDINANCE DECLARING THE POLICY AND PURPOSE OF THE CITY OF WEST MIAMI, FLORIDA, AFTER HOLDING A REFERENDUM OF ELIGIBLE OFFICERS AND EMPLOYEES, TO EXTEND TO THE EMPLOYEES AND OFFICIALS OF SAID CITY OF WEST MIAMI, FLORIDA, NOT EXCLUDED BY LAW, THE BENEFITS OF THE FLORIDA RETIREMENT SYSTEM, ON THE BASIS OF APPLICABLE STATE LAWS AND AMENDMENTS THERETO, AND RULES AND REGULATIONS: AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AGREEMENTS AND AMENDMENTS THERETO WITH THE DEPARTMENT OF ADMINISTRATION, FOR COVERAGE OF SAID EMPLOYEES AND OFFICIALS OF SAID CITY SO COVERED TO BE MADE AND PAID OVER AS PROVIDED BY APPLICABLE STATE LAWS OR REGULATIONS: PROVIDING THAT SAID CITY SHALL APPROPRIATE AND PAY OVER EMPLOYERS' CONTRIBUTIONS AND ASSESSMENTS AS PROVIDED BY APPLICABLE STATE LAWS OR REGULATIONS: PROVIDING THAT SAID CITY SHALL KEEP RECORDS AND MAKE REPORTS AS REQUIRED BY APPLICABLE STATE LAWS OR REGULATIONS; AND SUPERSEDING ORDINANCE 328

BE IT ENACTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WEST MIAMI, FLORIDA, AS FOLLOWS:

Section 1. It is hereby declared to be the policy and purpose of the City of West Miami, Florida, to conduct a referendum on the 26th day of September, 1973, among eligible officers and employees for the purpose of permitting said officers and employees to elect to participate in the Florida Retirement System as authorized by Chapter 121, Florida Statutes, and amendments thereto, whereupon all those officers and employees, except those excluded by law, electing by affirmative vote in said referendum to participate in the Florida Retirement System, shall become members of the Florida Retirement System effective on the 1st day of November, 1973, and shall participate thereafter during their employment, and those officers and employees who elect not to participate in the Florida Retirement System shall sign an appropriate rejection ballot which shall be attached to and become a part of the agreement with the State for providing coverage under the Florida Retirement System. Those officers and employees electing not to participate in the Florida Retirement

System who were members of a local retirement system on the date of the referendum, shall be permitted to continue their membership in the local retirement system for as long as their employment continues.

All officers and employees hired on and after the date of the referendum shall be compulsory members of the Florida Retirement System as of the effective date of participation in the Florida Retirement System so stated herein.

Section 2. The mayor is hereby authorized and directed to execute all necessary agreements and amendments thereto with the Department of Administration for the purpose of extending the benefits provided by the Florida Retirement System to the employees and officials of this City as provided in Section 1 and 2, hereof, which agreement shall provide for such methods of administration of the plan by said City as are found by the Administrator of the Florida Retirement System to be necessary and proper, and shall be effective with respect to any employment covered by such agreement for services performed on and after the 1st day of April, 1951.

Section 3. Withholding from salaries, wages, or other compensation of employees and officials for the purpose provided in Section 1 hereof, are hereby authorized to be made, and shall be made in the amounts and at such times as may be required by applicable State laws or regulations, and shall be paid over to the Administrator designated by said laws or regulations to receive such amounts.

Section 4. There shall be appropriate from available funds, derived from ad valorem taxes and general revenues such amounts and at such times as may be required to pay promptly the contributions and assessments required of the City of West Miami, Florida,

which shall be paid over to the lawfully designated Administrator of the Florida Retirement System at the times and in the manner provided by law and regulation.

Section 5. The City of West Miami, Florida, shall keep such records and make such reports as may be required by applicable State laws or regulations, and shall adhere to all law and regulations relating to the Florida Retirement System.

Section 6. The City of West Miami, Florida, does hereby adopt the terms, conditions, requirements, reservations, benefits, privileges, and other conditions thereunto appertaining, of the Florida Retirement System, for and on behalf of all officers and employees of its departments and agencies to be covered under the agreement.

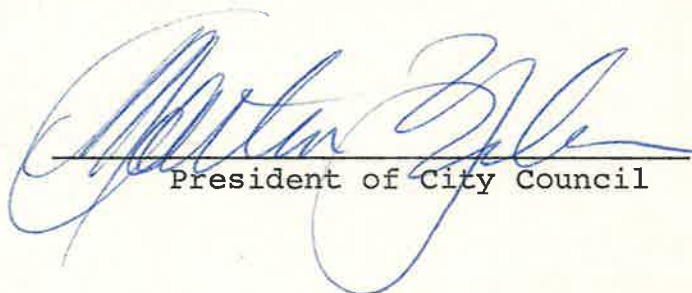
Section 7. The mayor of the City of West Miami, Florida, is hereby designated the custodian of all sums withheld from the compensation of officers and employees as authorized herein and of the appropriate funds for the employer's contributions as provided in Section 5 hereof. Also, the mayor is hereby designated the withholding and reporting agent and charged with the duty of maintaining records for the purposes of this ordinance.

Section 8. This ordinance supersedes Ordinance 328, of the City of West Miami, Florida.

Section 9. This ordinance shall take effect upon its approval and publication as required by law.

Section 10. In the interests of the general welfare of the residents of the City of West Miami, Florida, the second reading of this ordinance is waived.

PASSED and ADOPTED this 19th day of September, 1973.



President of City Council

ATTEST:



City Clerk

APPROVED:



Mayor

CLERK'S CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of ORDINANCE NO. 338 passed and approved this 19 day of September, 1973, and that it has been published according to law and is now in full force and effect.


CITY CLERK