CM/rrp
03/31/2025

CITY OF LAKE CITY, FLORIDA

ORDINANCE NUMBER 2025-2302

1 **AN ORDINANCE OF THE CITY OF LAKE CITY, FLORIDA, AMENDING THE CODE OF**
2 **THE CITY OF LAKE CITY, FLORIDA, CHAPTER 70, ARTICLE IV, POLICE OFFICERS'**
3 **PENSION PLAN AND TRUST FUND; AMENDING SECTION 70-96.1 TO PROVIDE FOR**
4 **PAYMENT OF SUPPLEMENTAL BENEFITS TO THOSE RECEIVING SERVICE**
5 **INCURRED DISABILITY BENEFITS AND THE CONTINUATION OF SUPPLEMENTAL**
6 **BENEFITS TO JOINT ANNUITANTS PROSPECTIVELY; PROVIDING FOR**
7 **SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION;**
8 **AND PROVIDING FOR AN EFFECTIVE DATE.**

9 **WHEREAS**, the City of Lake City has created a Police Officers' Pension Plan; and

10 **WHEREAS**, the Board of Trustees of the Plan recommend that the Pension Plan be amended to
11 extend the supplemental benefit to duty disability retirees and to the surviving joint annuitants
12 of all retirees, and allow the Board, in extenuating circumstances, to use a claimant's personal
13 doctor in determining a disability; and

14 **WHEREAS,** the City Council of Lake City finds that the provisions of this Ordinance are in the best
15 interests of the health, safety and welfare of the citizens and others within Lake City; now,
16 therefore,

17 **BE IT ENACTED BY THE PEOPLE OF THE CITY OF LAKE CITY, FLORIDA:**

18 **SECTION 1.   POLICE PENSION PLAN SUPPLEMENTAL BENEFITS**

19 Chapter 70, Section 70-96.1 of the City of Lake City Code of Ordinances is hereby amended
20 to read as follows:

21 **Sec. 70-96.1 - Retirement supplement.**

22 For members actively employed as of January 1, 2004, who retire after becoming eligible
23 for normal or early retirement, a monthly supplement equal to $10.00 per month times
24 years of credited service shall be payable for the lifetime of the member, commencing
25 on the first day of the month that falls on or follows the member's retirement or, if later,
26 the end of the members DROP participation. Effective August 1, 2024, the supplemental
27 benefit shall be paid to members receiving a service incurred disability benefit and shall
28 continue for joint annuitants prospectively. Members who have retired prior to January
29 1, 2004, are not eligible for this retirement supplement.

30 **SECTION 2.   SELECTION OF TREATING PHYSICIAN(S) IN EXIGENT CIRCUMSTANCES**

31 Chapter 70, Section 70-97(k) of the City of Lake City Code of Ordinances is hereby amended
32 to read as follows:

33 **Sec. 70-97. - Disability**.

34 (k)   Application for disability retirement shall be made on a form prescribed by the
35 board of trustees. The member shall execute such medical releases as are necessary
36 to permit the board of trustees to review the medical records needed to determine
37 the question of disability and to discuss said records at a public meeting. Upon
38 receipt of an application for disability, the board shall appoint a medical committee
39 to be composed of not less than one nor more than three licensed physicians. The
40 applicant for disability shall be required to submit to examination by the medical
41 committee. The medical committee shall report its findings to the board of the
42 trustees which shall include a determination, to the extent reasonably possible, the
43 origin of the disability, whether the disability is permanent, and whether the
44 disability is total. In making that determination, the medical committee shall be
45 bound by the definition of disability set forth in this plan. <u>In exigent circumstances,</u>
46 <u>the board may select the member's treating physician(s) or surgeon(s) as the</u>
47 <u>medical committee in an unusual case where the board determines that it would</u>
48 <u>be reasonable and prudent to do so.</u>

49 **SECTION 3.   CODIFICATION**

50 It is the intention of the City Council of the City of Lake City that the provisions of this Ordinance
51 shall become and be made part of the Code of Ordinances of the City of Lake City, Florida. The
52 Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be
53 changed to "Section", "Article" or such other word or phrase in order to accomplish such
54 intention. The correction of typographical errors which do not affect the intent or substance of
55 the ordinance may be authorized by the City Clerk or the City Clerk's designee with the consent
56 of the City Attorney without public hearing, by filing a corrected or re-codified copy of the same
57 with the City.

58 **SECTION 4.   REPEAL OF ORDINANCES AND RESOLUTIONS IN CONFLICT**

59 All ordinances and resolutions, or parts of ordinances and resolutions in conflict with this
60 Ordinance are, to the extent they conflict with this Ordinance, repealed.

61 **SECTION 5.   PROVIDING FOR SEVERABILITY**

62 It is the declared intent of the City Council of the City of Lake City that, if any section, sentence,
63 clause, phrase, or provision of this ordinance is for any reason held or declared to be
64 unconstitutional, void, or inoperative by a court or agency of competent jurisdiction, such holding
65 of invalidity or unconstitutionality shall not affect the remaining provisions of this Ordinance and
66 the remainder of this Ordinance, after the exclusion of such part or parts, shall be deemed to be
67 valid.

68 **SECTION 6.   EFFECTIVE DATE**

69 This Ordinance shall be effective on the date of final adoption by the City Council of the City of
70 Lake City, Florida.

APPROVED, UPON FIRST READING, by the City Council of the City of Lake City at a regular meeting, on the _____ day of April, 2025.

PUBLICLY NOTICED, in a newspaper of general circulation in the City of Lake City, Florida, by the City Clerk of the City of Lake City, Florida on the _____ day of April, 2025.

APPROVED AND ADOPTED UPON SECOND READING, by an affirmative vote of a majority of a quorum present of the City Council of the City of Lake City, at a regular meeting this _____ day of April, 2025.

BY THE MAYOR OF THE CITY OF LAKE CITY, FLORIDA

_____
Noah E. Walker, Mayor

ATTEST, BY THE CLERK OF THE CITY COUNCIL
OF THE CITY OF LAKE CITY, FLORIDA:

_____
Audrey Sikes, City Clerk

APPROVED AS TO FORM AND LEGALITY:

_____
Clay Martin, City Attorney