

RESOLUTION NO. 22-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING THE REDUCTION FACTOR FOR THE EARLY RETIREMENT OF CHARLES DARBY, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Subsection 20-110(b) of the Code of Ordinances of the City of Fort Lauderdale, Florida, provides:

Early retirement pension. A Member retiring on an Early Retirement Date may elect either a deferred or an immediate Pension as follows:

- (1) A deferred monthly Pension commencing at his Normal Retirement Date equal to his Accrued Pension.
- (2) An immediate monthly Pension commencing on the first day of any month prior to his Normal Retirement Date equal to his Accrued Pension reduced by five-twelfths ($5/12$) percent for each month by which the commencement date of such Pension precedes the Normal Retirement Date of a Group I Member. The early retirement Pension of a Group II Member shall be reduced by one-third ($1/3$) percent for each month by which the commencement date of such Pension precedes such Member's Normal Retirement Date up to a maximum of sixty (60) months and one-half ($1/2$) percent for each additional month by which such commencement date precedes such Member's Normal Retirement Date. Provided, however, that upon favorable recommendation by the Board, which recommendation shall contain a detailed statement of the facts and circumstances applicable to the case, the City Commission may, in its discretion, waive the reduction factor if there is a finding by the Board of unusual and compelling circumstances which justify such a waiver.

Survivor benefits upon the death of a Member retired under this subsection (b) shall be computed in accordance with section 20-110(a)(2); provided, that for a Member electing a deferred early retirement Pension, such survivor benefits shall be computed as if the Member had retired with an immediate early retirement Pension on the first day of the month immediately following his death.; and

WHEREAS, Charles Darby petitioned the Board of Trustees of the City of Fort Lauderdale General Employees' Retirement Plan ("Board of Trustees") for a waiver of the early

reduction factor for early retirement; and

WHEREAS, the Board of Trustees, *via* a letter from its Plan Administrator Nick Schiess dated February 17, 2022, has requested favorable consideration for the waiver of the early reduction factor for Charles Darby's early retirement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the reduction factor for the early retirement of Charles Darby is hereby waived.

SECTION 2. That this Resolution shall be in full force and effect upon its adoption.

Adopted this ____ day of _____, 2022.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

APPROVED AS TO FORM:

City Attorney
ALAIN E. BOILEAU

Dean J. Trantalis	_____
Heather Moraitis	_____
Steven Glassman	_____
Robert L. McKinzie	_____
Ben Sorensen	_____