

ORDINANCE NO. C-26-

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING ORDINANCE NO. C-80-67 BY PROVIDING FOR THE ADMINISTRATOR OF THE CITY'S DEFERRED COMPENSATION PLAN TO BE DESIGNATED BY RESOLUTION AND FOR THE DIRECTOR OF FINANCE TO BE THE DESIGNATED INDIVIDUAL TO ENSURE CERTAIN STATUTORY REQUIREMENTS, AND PROVIDING FOR CODIFICATION, SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, CORRECTION OF SCRIVENERS' ERRORS, AND AN EFFECTIVE DATE.

WHEREAS, on September 3, 1980, via Ordinance No. C-80-67, the City of Fort Lauderdale City Commission established the City's Deferred Compensation Plans for employees of the City of Fort Lauderdale naming the International City Management Association Retirement Corporation and Public Employees' Benefit Services Corporation as Plan administrators; and

WHEREAS, the City Commission contemplates changing the Deferred Compensation Plan administrators; and

WHEREAS, Ordinance No. C-80-67 was not codified in the Code of Ordinances of the City of Fort Lauderdale, Florida;

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

SECTION 1. That Section 1 of Ordinance No. C-80-67 is amended, and Section 20-97 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is created, to provide in part as follows:

Sec. 20-97. – Deferred compensation plan; administrator

(a) That the Deferred Compensation Plan for employees of the City of Fort Lauderdale to be administered by a plan administrator designated by resolution the International City Management Association Retirement Corporation is hereby adopted and approved.

SECTION 2. That Section 2 of Ordinance No. C-80-67 is repealed as follows:

CODING: Words, symbols, and letters ~~stricken~~ are deletions; words, symbols, and letters underlined are additions; words, symbols, and letters are original ordained text, newly codified.

~~That the Deferred Compensation Plan for employees of the City of Fort Lauderdale to be administered by the Public Employees' Benefit Services Corporation is hereby adopted and approved.~~

SECTION 3. That Section 3 of Ordinance No. C-80-67 is repealed as follows:

~~That the Deferred Compensation Plan for employees of the City of Fort Lauderdale in the non-classified service to be administered by the International City Management Association Retirement Corporation is hereby adopted and approved.~~

SECTION 4. That Section 4 of Ordinance No. C-80-67 is amended, and codified in Section 20-97 of the Code of Ordinances of the City of Fort Lauderdale, Florida, as follows:

(b) That pursuant to Section 112.215(5), Florida Statutes, the Director of Finance City Attorney is hereby designated to ensure that the compensation deferred under, and/or the investment products purchased pursuant to, the said plans will not be included in the employee's' taxable income under federal or state law until it is actually received by such employee under the terms of the said plans, and that such compensation will nonetheless be deemed compensation at the time of deferral for the purposes of Social Security coverage, for the purposes of the City's retirement systems, and for any other retirement, pension, or benefit program established by law.

SECTION 5. That Section 20-97, as set forth in Sections 1 and 4 of this Ordinance, shall be codified in the Code of Ordinances of the City of Fort Lauderdale, Florida.

SECTION 6. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

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SECTION 7. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 8. That, at the direction of the City Attorney, the publisher of the Code of Ordinances of the City of Fort Lauderdale, Florida, is authorized to conform chapter, article, section, subsection, clause numbers and letters, and capitalization, set forth in this Ordinance, to the numbering, lettering, and capitalization structure established in the Code of Ordinances of the City of Fort Lauderdale, Florida, and to correct any non-substantive scrivener's errors in the codification of this Ordinance.

SECTION 9. That this Ordinance shall be in full force and effect upon final passage.

PASSED FIRST READING this _____ day of _____, 2026.

PASSED SECOND READING this _____ day of _____, 2026.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

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