

1                                   A bill to be entitled  
 2           An act relating to the City of Lakeland, Polk County;  
 3           amending the Charter of the City of Lakeland; reorganizing  
 4           the civil service board; increasing the number of members  
 5           and providing for their appointment; providing that the  
 6           director of civil service shall be a city employee and  
 7           supervised by the city manager; providing for future  
 8           appointments and terms of pension board trustees;  
 9           providing appointee qualifications; providing for a  
 10          retirement services director, who shall be a city  
 11          employee; providing for staff; providing duties; providing  
 12          an effective date.

13  
 14   Be It Enacted by the Legislature of the State of Florida:

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 16           Section 1. Sections 2, 3, 6, and 8 of Article I of  
 17          Division II of the Charter of the City of Lakeland, are amended  
 18          to read:

19                                   ARTICLE I.

20                                   CIVIL SERVICE BOARD

21           Sec. 2. Appointment of initial members.

22           On June 1, 2007 ~~As of the effective date of this section,~~  
 23          ~~in addition to those members then serving on the present civil~~  
 24          ~~service board who shall continue to serve for the terms for~~  
 25          ~~which they were appointed,~~ the city commission shall appoint  
 26          three (3) ~~two (2)~~ persons and the full-time employees of the  
 27          city shall appoint three (3) ~~two (2)~~ persons. The six (6) ~~four~~  
 28          ~~(4)~~ new members shall be appointed in the following manner: Two

29 ~~(2) One~~ to serve a one-year terms ~~term~~; ~~two (2) one~~ to serve a  
 30 two-year terms ~~term~~; and two (2) to serve three-year terms. Upon  
 31 taking office, those members shall select a seventh member who  
 32 shall be appointed by the Lakeland City Commission. The seventh  
 33 member shall serve a 3-year term.

34 Sec. 3. Appointment of subsequent members; terms.

35 Upon the expiration of the terms described above, successor  
 36 members shall be appointed for terms of three (3) years. Each  
 37 year the city commission shall appoint one member and the full-  
 38 time employees of the city shall appoint one member. Successors  
 39 to the seventh member serving as the selection of the other  
 40 members of the board shall be selected by the other members of the  
 41 board and appointed by the Lakeland City Commission. Beginning  
 42 ~~January 1, 1977, and each third year thereafter, or upon any~~  
 43 ~~earlier vacancy in the membership by the member appointed by the~~  
 44 ~~members of the board, the board shall appoint one member.~~ The  
 45 method of election of members to the civil service board by  
 46 full-time employees of the City of Lakeland under this section  
 47 and the previous section shall be prescribed by ordinance.

48 Sec. 6. Authority to employ civil service director, clerk,  
 49 etc., and prescribe their duties.

50 The civil service board is authorized on behalf of the City  
 51 of Lakeland, with the concurrence of the city manager, to  
 52 employ, as a City of Lakeland employee, a director of civil  
 53 service. The City of Lakeland, ~~who~~ shall employ such staff of  
 54 employees as may be reasonably necessary for the proper  
 55 performance of the duties of the board. The board shall  
 56 prescribe the duties to be performed by the director of civil

57 service, who shall be supervised on a day-by-day basis by the  
 58 city manager or his or her designee.

59         Sec. 8. Election of chairman; term; filling of vacancy.  
 60 Upon initial appointment of the board and immediately after the  
 61 first of January each year, the board shall organize by electing  
 62 one of its members as chairman to hold office until the election  
 63 and qualification of his or her successor at the next  
 64 organization meeting of the said board. In the event the office  
 65 of the board member, who shall be chairman, shall become vacant,  
 66 a new chairman shall be elected by the board immediately after  
 67 such vacancy shall be filled.

68         Section 2. Subsections (a), (b), and (f) of section 22.1  
 69 of Article II of Division II of the Charter of the City of  
 70 Lakeland are amended, and sections 22.3, 22.4, and 22.5 are  
 71 added to that Article, to read:

72                                     ARTICLE II.

73             CITY OF LAKELAND EMPLOYEES' PENSION AND RETIREMENT SYSTEM

74         Sec. 22.1. Board of trustees, members, terms of office.

75         (a) The City of Lakeland Employee Pension System shall be  
 76 administered by a pension board consisting of seven (7)  
 77 trustees. Those trustees serving on May 31, 2007, shall continue  
 78 to serve until the expiration of their appointed terms. Subsequent  
 79 appointments shall be made in accordance with Section 22.3. ~~The~~  
 80 ~~present members of the civil service board and their successors~~  
 81 ~~in office shall serve also on the pension board.~~ Before entering  
 82 upon his duties as a member of the board, each member shall take  
 83 and subscribe to the oath of office required by the city  
 84 charter, which oath shall be administered and filed by the city

85 clerk.

86 (b) Immediately after the first of January each year, the  
 87 board shall, by majority vote, elect from the trustees a  
 88 chairman. The chairman shall serve for the calendar year. In the  
 89 event the office shall become vacant, a new officer shall  
 90 immediately be elected by the board from among the board  
 91 members. The retirement services ~~civil service~~ director shall  
 92 serve as secretary of the board and shall keep a complete minute  
 93 book of the actions, proceedings or hearings of the board. The  
 94 retirement services ~~civil service~~ director shall also be the  
 95 custodian of all records and files of said board.

96 (f) The board shall meet as often as is necessary, upon  
 97 the call of the chairman or any member thereof, or upon the  
 98 request of the retirement services director ~~of civil service~~.

99 Sec. 22.3. Appointment of subsequent trustees; terms.

100 Upon the expiration of the terms described in Section 22.1,  
 101 successor members of the pension board shall be appointed for  
 102 terms of three (3) years. Each year the city commission shall  
 103 appoint one successor trustee and the full-time employees of the  
 104 city shall appoint one successor trustee. Successors to the  
 105 seventh trustee serving as the selection of the other members of  
 106 the board shall be selected by the other members of the board  
 107 and appointed by the Lakeland City Commission.

108 Sec. 22.4. Qualification of members.

109 Any qualified voter residing in the City of Lakeland who is  
 110 21 years of age or older shall be eligible to hold office as a  
 111 member of the pension board, provided that no person who has  
 112 been convicted of a felony, or who is or has been within 1 year

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113 prior to his or her election or appointment an officer or  
114 employee of the city, shall be eligible for election or  
115 appointment to such office.

116 Sec. 22.5. Authority to employ retirement services  
117 director and prescribe duties.

118 The pension board is authorized on behalf of the City of  
119 Lakeland, with the concurrence of the city manager, to employ, as  
120 a City of Lakeland employee, a retirement services director. The  
121 City of Lakeland shall employ such staff of employees as may be  
122 reasonably necessary for the proper performance of the duties of  
123 the board. The board shall prescribe the duties to be performed by  
124 the retirement services director.

125 Section 3. This act shall take effect upon becoming a law.