

ENROLLED
 HB 1545

2008 Legislature

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; providing
 4 for replacing all current members of the civil service
 5 board; increasing membership of the board; deleting an
 6 obsolete provision; providing that the civil service
 7 director shall be a city employee and supervised by the
 8 city manager; providing membership of the pension board;
 9 providing qualification of members; providing that the
 10 board may employ a retirement services director; providing
 11 duties of the retirement services director; providing an
 12 effective date.

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

15
 16 Section 1. Sections 2, 3, 6, and 8 of Article I of
 17 Division II and section 22.1 of Article II of that division of
 18 the Charter of the City of Lakeland are amended, and sections
 19 22.3, 22.4, and 22.5 are added to Article II, to read:

20 ARTICLE I.

21 CIVIL SERVICE BOARD

22 Section 2. Appointment of initial members.

23 On June 1, 2008, or as soon thereafter as practical ~~As of the~~
 24 ~~effective of this section, in addition to those members then~~
 25 ~~servng on the present civil service board who shall continue to~~
 26 ~~serve for the terms for which they were appointed, the city~~
 27 commission shall appoint three (3) ~~two (2)~~ persons and the full-
 28 time employees of the city shall appoint three (3) ~~two (2)~~ persons

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2008 Legislature

29 to the board. The six (6) ~~four (4)~~ new members shall be appointed
 30 in the following manner: Two (2) ~~One (1)~~ to serve a one-year terms
 31 ~~term~~; two (2) ~~one (1)~~ to serve a two-year terms ~~term~~; and two (2)
 32 to serve three-year terms. Upon taking office, those members shall
 33 select a seventh member. That member shall serve a three-year
 34 term.

35 Section 3. Appointment of subsequent members; terms.

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

48 Section 6. Authority to employ civil service director,
 49 clerk, 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 employ,
 52 as a City of Lakeland employee, a director of civil service. The
 53 City of Lakeland, ~~who~~ shall employ such staff of employees as may
 54 be reasonably necessary for the proper performance of the duties
 55 of the board. The board shall prescribe the duties to be performed
 56 by the director of civil service, who shall be supervised on a

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 HB 1545

2008 Legislature

57 day-by-day basis by the City Manager or his or her designee.

58 Section 8. Election of chairman; term; filling of vacancy.

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

67 ARTICLE II.

68 CITY OF LAKELAND EMPLOYEES' PENSION AND RETIREMENT SYSTEM

69 Section 22.1. Board of trustees, members, terms of office.

70 (a) The City of Lakeland Employee Pension System shall be
 71 administered by a pension board consisting of seven (7) trustees.
 72 Those trustees serving on May 31, 2008, shall continue to serve
 73 until the expiration of the terms for which they were appointed.
 74 Subsequent appointments shall be made in accordance with Section
 75 22.3. The present members of the civil service board and their
 76 successors in office shall serve also on the pension board. Before
 77 entering upon his or her duties as a member of the board, each
 78 member shall take and subscribe to the oath of office required by
 79 the city charter, which oath shall be administered and filed by
 80 the city clerk.

81 (b) Immediately after the first of January each year, the
 82 board shall, by majority vote, elect from the trustees a chairman.
 83 The chairman shall serve for the calendar year. In the event the
 84 office shall become vacant, a new officer shall immediately be

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 HB 1545

2008 Legislature

85 | elected by the board from among the board members. The retirement
 86 | ~~civil~~ services director shall serve as secretary of the board and
 87 | shall keep a complete minute book of the actions, proceedings or
 88 | hearings of the board. The retirement ~~civil~~ services director
 89 | shall also be the custodian of all records and files of said
 90 | board.

91 | (c) The trustees shall not receive any compensation as such
 92 | but may receive reimbursement for reasonable expenses incurred in
 93 | connection with their duties as a trustee, provided such
 94 | reimbursement is approved by the board.

95 | (d) Any action by the board shall require the vote of at
 96 | least four (4) trustees present and eligible to vote. Four (4)
 97 | trustees present and eligible to vote shall constitute a quorum.
 98 | Any action by the board shall require the vote of at least four
 99 | (4) trustees.

100 | (e) Those board members serving on the effective date of
 101 | this article are hereby continued in office for the remainder of
 102 | their terms.

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

106 | (g) The board shall promulgate rules of procedure as may be
 107 | required for the conduct of its business.

108 | Section 22.3. Appointment of subsequent trustees; terms.

109 | Upon the expiration of the terms described in Section 22.1,
 110 | successor members of the pension board shall be appointed for
 111 | terms of three (3) years each as follows: Each year the city
 112 | commission shall appoint one trustee and the full-time employees

ENROLLED
 HB 1545

2008 Legislature

113 of the city shall appoint one trustee. Successors to the seventh
 114 trustee serving as the selection of the other members of the
 115 board shall be selected by the other members of the board. The
 116 method of election of members to the pension board by full-time
 117 employees of the City of Lakeland under this section shall be
 118 prescribed by ordinance.

119 Section 22.4. Qualification of members.

120 Any qualified voter residing in the City of Lakeland who is
 121 over the age of twenty-one (21) years shall be eligible to hold
 122 office as a member of the pension board, provided that no person
 123 who has been convicted of a felony and, except as provided in
 124 this section, no person who is or has been within one (1) year
 125 prior to his or her election or appointment an officer or
 126 employee of the city shall be eligible for election or
 127 appointment to such office. The city commission may appoint one
 128 person to the pension board who is or has been within one (1)
 129 year prior to his or her election or appointment an officer or
 130 employee of the city and the full-time employees of the City of
 131 Lakeland may appoint one such individual to the board, provided
 132 that no more than two such individuals may serve on the board at
 133 any one time.

134 Section 22.5. Authority to employ retirement services
 135 director and prescribe duties.

136 The pension board is authorized on behalf of the City of
 137 Lakeland, with the concurrence of the City Manager, to employ, as
 138 a City of Lakeland employee, a retirement services director. The
 139 City of Lakeland shall employ such staff of employees as may be
 140 reasonably necessary for the proper performance of the duties of

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141 | the board. The board shall prescribe the duties to be performed by
142 | the retirement services director.

143 | Section 2. This act shall take effect upon becoming a law.