

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, AMENDING THE SUBCHAPTER OF CHAPTER 33 OF THE CODE OF ORDINANCES TITLED, "FIREFIGHTER'S PENSION AND RETIREMENT"; AMENDING SECTION 33.035 OF THE CODE REGARDING THE DEFINITION OF "BENEFICIARY".

WHEREAS, the firefighters' pension plan is found in the subchapter of Chapter 33 of the Code of Ordinances titled "Firefighter's Pension and Retirement"; and

WHEREAS, the Board of Trustees of the Firefighter's Pension and Retirement Fund recommended the following revision to the definition of "beneficiary" contained in Section 33.035 of the Code of Ordinances;

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

Section 1: That Section 33.035 of the Code of Ordinances is hereby amended to read as follows:

TITLE III: ADMINISTRATION

\* \* \*

CHAPTER 33: CITY EMPLOYEES

\* \* \*

*FIREFIGHTER'S PENSION AND RETIREMENT*

\* \* \*

§ 33.035 DEFINITIONS.

For purposes of this subchapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

\* \* \*

(Coding: Words and figures underscored are additions to existing law; words and figures ~~struck through~~ are deletions.)

BENEFICIARY. The person or persons entitled to receive benefits hereunder if the death of a member who has been or have been designated in writing by the member and filed with the Board. A trust may be named as a beneficiary, with regard to DROP account distributions. If no such designation is in effect, or if no person so designated is living, at the time of death of the member, the beneficiary shall be the estate of the member.

\* \* \*

Section 2: That it is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the City of Hollywood, Florida, and the provisions of this ordinance may be renumbered to accomplish such intention.

Section 3: That if any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

Section 4: That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 5: That this ordinance shall be in full force and effect immediately upon its passage and adoption.

ADVERTISED on \_\_\_\_\_, 2017.

PASSED on first reading this \_\_\_\_ day of \_\_\_\_\_, 2017.

PASSED AND ADOPTED on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM & LEGALITY  
for the use and reliance of the  
City of Hollywood, Florida only:

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JEFFREY P. SHEFFEL, CITY ATTORNEY