

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2008-169**

A RESOLUTION OF THE CORAL GABLES CITY COMMISSION PROVIDING FOR THE PARTICIPATION OF THE MAYOR AND CITY COMMISSIONERS IN THE ELECTED OFFICERS' CLASS OF THE FLORIDA RETIREMENT SYSTEM; PROVIDING FOR A SEVERABILITY CLAUSE; A REPEALER PROVISION AND AN EFFECTIVE DATE

**WHEREAS**, pursuant to Section 121.052, Florida Statutes, the governing body of a municipality may designate all of its elected positions for inclusion in the Elected Officers' Class of the Florida Retirement System; and

**WHEREAS**, the City Commission previously determined in Resolution 2008-75 that it is in the best interest of the City to become a participating employer in the Florida Retirement System and to join the Florida Retirement System on behalf of the City's elected officers; and

**WHEREAS**, the City Commission finds that it is in the best interest of the City to give elected City officers the ability to participate in the Elected Officers' Class of the Florida Retirement System; and

**WHEREAS**, inclusion of elected City officers in the Elected Officers' Class of the Florida Retirement System requires that the City adopt a resolution designating its elected positions for inclusion in the Elected Officers' Class of the Florida Retirement System;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:**

**SECTION 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

**SECTION 2.** That the City, through the City Manager, is authorized to apply to become a participating employer in the Florida Retirement System, and provide such information as may be requested by the Florida Division of Retirement, in order that the Mayor and City Commissioners, who are designated as elected City officers, as well as those persons elected to such City offices in the future, may participate in the Elected Officers' Class of the Florida Retirement System.

**SECTION 3.** That the City resolves by majority vote of this City Commission, its governing body, to designate the offices of Mayor and City Commissioner as elected officers for the purpose of their participation in the Elected Officers' Class of the Florida Retirement System.

**SECTION 4.** That the City Manager is authorized and directed to make such payments as may be required to fund the participation of the Mayor and City Commissioners in the Elected Officers' Class of the Florida Retirement System, and to purchase past service for such officers in accordance with the statutes and rules governing the Florida Retirement System.

**SECTION 5.** That the City Manager is authorized and directed to enter into such agreements and to maintain such records and make such reports as may be required by applicable state laws or regulations, and adhere to all laws and regulations relating to the Florida Retirement System, as necessary to accomplish the purposes of this Resolution.

**SECTION 6.** That the City does hereby adopt the terms, conditions, requirements, reservations, benefits, privileges and other conditions thereunto appertaining, of the Florida Retirement System, for and on behalf of all elected officers of the City, as specifically designated in this Resolution.

**SECTION 7.** That the City acknowledges that its decision to participate in the Florida Retirement System is irrevocable.

**SECTION 8.** All ordinances and resolutions or parts of ordinances and resolutions in conflict herewith are hereby repealed.

**SECTION 9.** If any section, subsection, sentence, clause or phrase of this resolution, or the particular application thereof, shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining sections, subsections, sentences, clauses, and phrases shall not be affected thereby.

**SECTION 10.** That this resolution shall take effect immediately upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS FOURTEENTH DAY OF OCTOBER,  
A.D., 2008.

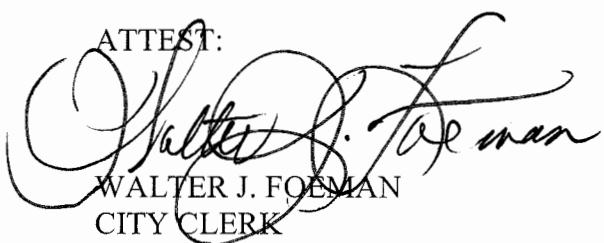
(Moved: Cabrera / Seconded: Kerdyk)  
(Yea: Cabrera, Kerdyk Withers, Anderson, Slesnick)  
(Unanimous: 5-0 Vote)  
(Agenda Item: I-2)

APPROVED:



DONALD D. SLESNICK II  
MAYOR

ATTEST:



WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ  
CITY ATTORNEY