

COUNCIL COMMUNICATION

From: The City Manager

Subject: Police & Fire Pension Duty Disability Earnings Limitations

Manager's Recommendation:

I recommend lifting the earnings limitation for those Police Officers currently receiving duty disability pensions. This issue has been researched by the Pension Board Secretary and discussed with the Pension Board. A motion was made and approved at its May 2008 Pension Board meeting to recommend that Council lift the earnings limitation cap on Police Patrol duty disability retirements with no restrictions.

Justification:

Section 16.18C1(d) of the current Police & Fire Pension Ordinance restricts the outside earnings of Police Officers retiring with Duty Disability pensions to one-half of his/her annual pension dollar amount. This applies to those officers granted a duty disability pension between the dates of January 15, 1992 and July 1, 2004. Currently, only eight (8) police officers are affected by this limitation. Such earnings limitations are not imposed on Fire or Police Command Duty Disability retirees, nor does it apply to any police officer retiring with a duty disability pension on or after July 1, 2004.

Council has the authority to change provisions within the Police & Fire Pension ordinance and has done so once before in 1997. Lifting the earnings limitation imposes no additional cost to the City or to the Pension system.

Council Action:

Council _____ moved that the recommendation of the City Manager be approved.