

Temp. Ord. No.1858

11/17/25

11/10/25

**CITY OF MIRAMAR  
MIRAMAR, FLORIDA**

**ORDINANCE NO. 26-05**

**AN ORDINANCE OF THE CITY OF MIRAMAR AMENDING CHAPTER 15, ARTICLE IV, OF THE CITY CODE OF THE CITY OF MIRAMAR GOVERNING THE MIRAMAR POLICE OFFICERS' RETIREMENT PLAN AND TRUST FUND; CREATING SECTION 15-229 TO CREATE A POST RETIREMENT OPTION PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 15 "Pensions", Article IV of the City Code, governs the City of Miramar Police Officers' Retirement Plan and Trust Fund (the "Police Pension Plan"); and,

**WHEREAS**, the Pension Board desires an additional investment option for members to be effective at time of separation from service or entry into the Deferred Retirement Option Plan ("DROP"); and,

**WHEREAS**, the Pension Board has recommended the adoption of the following amendment consistent with these goals; and,

**WHEREAS**, the City Commission believes that these amendments are in the best interest of the employees and citizens of the City of Miramar;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, THAT:**

**Section 15-229. Post Retirement Option Plan**

1. A Post Retirement Option Plan (PROP) is hereby created.

Ord. No. 26-05

Temp. Ord. No.1858

10/13/25

11/10/25

2. A member, including DROP participants, may make a one-time election to defer a specified portion of his or her monthly service retirement annuity into the PROP. The election must occur prior to separation from service. The amount of the deferral to the PROP cannot be altered.
3. A member who elects to defer amounts into the PROP must provide a written statement with their election to participate in the PROP acknowledging that: i) they have been advised to consult with a professional tax advisor of the member's own choosing with regard to the possible tax consequences of electing to defer such payments into the PROP and of electing to receive distributions from the member's PROP account and ii) they understand that the Board cannot provide tax or legal advice.
4. The member shall agree in writing that they bear the risk of all investment decisions and shall agree to indemnify and hold the Board harmless for their decision to participate in the PROP program.
5. A member can only participate in the PROP one time. If a member ceases participation in the PROP, the member may not resume deferrals.
6. The Board shall have rulemaking authority to implement the provisions of this section in accordance with the Internal Revenue Code.
7. The PROP is not a vested benefit and may be altered or eliminated in accordance with the Board's rulemaking power.

**Section 2.** All sections or parts of sections of the City Code, 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 3.** Should any section or provision of this Ordinance or any paragraph, sentence or word, be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof, as a whole or part hereof, other than the part declared to be invalid.

Temp. Ord. No.1858

10/13/25

11/10/25

**Section 4.** It is the intention of the City Commission of the City of Miramar that the provisions of this Ordinance shall become and be made a part of the Code of the City of Miramar and that the sections of this Ordinance may be renumbered or re-lettered and the word "Ordinance" may be changed to "Chapter," "Section," "Article," or such other appropriate word or phrase, the use of which shall accomplish the intentions herein expressed.

**Section 5.** This Ordinance shall become effective upon adoption.

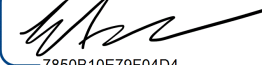
Temp. Ord. No.1858

10/13/25

11/10/25


**PASSED FIRST READING:** November 17, 2025

**PASSED AND ADOPTED ON SECOND READING:** January 21, 2026

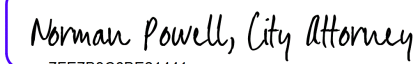
DocuSigned by:  
  
7860B10E70F04D4...  
Mayor, Wayne M. Messam

Signed by:  
  
340AAC0773EE476...  
Vice Mayor, Yvette Colbourne

ATTEST:

Signed by:  
  
CEB61DD8CDD34DB...  
City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved this ORDINANCE as to form:

Signed by:  
  
7FE7B3C6BE21441...  
City Attorney,  
Austin Pamies Norris Weeks Powell, PLLC

<b><u>Requested by Administration</u></b>	<b><u>Voted</u></b>
Commissioner Maxwell B. Chambers	<u>Yes</u>
Commissioner Avril Cherasard	<u>Yes</u>
Vice Mayor Yvette Colbourne	<u>Yes</u>
Commissioner Carson Edwards	<u>Yes</u>
Mayor Wayne M. Messam	<u>Yes</u>

**Certificate of Filing for an Ordinance**

CERTIFICATE OF FILING

I, Denise A. Gibbs, as City Clerk of the City of Miramar, a Florida Municipal Corporation, hereby certify that this fully executed Ordinance No. 26-05 was filed in the records of the City Clerk this 21 day of January, 2026.

Signed by:

*Denise A. Gibbs*

CEB64DDBCCDD34DB...

Print Name: Denise A. Gibbs

Print Title: City Clerk