

**ORDINANCE NO. 9297-19**

AN ORDINANCE OF THE CITY OF CLEARWATER,  
FLORIDA, RELATING TO THE CITY OF CLEARWATER  
FIREFIGHTERS SUPPLEMENTAL TRUST FUND;  
AMENDING THE CLEARWATER CODE OF ORDINANCES,  
CHAPTER 2, ADMINISTRATION, ARTICLE V, DIVISION 4,  
FIREFIGHTERS PENSION PLANS, SUBDIVISION III,  
SUPPLEMENTARY PENSION AND RETIREMENT PLAN;  
AMENDING SECTION 2.453, MISCELLANEOUS  
PROVISIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City's outside pension counsel has determined that a recent IRS Programs Compliance Memorandum requires the Clearwater Firefighters Supplementary Pension and Retirement Plan to have an approved method of locating terminated individuals who are due benefits from the plan;

NOW THEREFORE, BE IT ORDAINED BY THE CITY  
COUNCIL OF THE CITY OF CLEARWATER, FLORIDA;

Section 1: Section 2.453, Clearwater Code of Ordinances is hereby amended to read as follows:

**Sec. 2.453. - Miscellaneous provisions.**

\* \* \*

(g) *Missing benefit recipients.* The system shall follow the procedures outlined in the IRS Employee Plans Compliance Resolution System (EPCRS) Program and other applicable IRS guidance to locate any missing individuals to whom a full unreduced benefit payment is due and if, at the conclusion of such efforts, the individual cannot be located, the existing procedure of cancelling payments otherwise due (provided that, if the individual is later located, the benefits due shall be paid) will apply.

Section 2: This Ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING

\_\_\_\_\_

PASSED ON SECOND AND FINAL  
READING AND ADOPTED

\_\_\_\_\_

\_\_\_\_\_  
George N. Cretekos  
Mayor

Approved as to form:

Attest:

\_\_\_\_\_  
Matthew Smith  
Assistant City Attorney

\_\_\_\_\_  
Rosemarie Call  
City Clerk