

CITY OF FORT PIERCE - OFFICE OF THE CITY ATTORNEY

MEMORANDUM

TO: Gloria Johnson, Finance Director
FROM: James T. Walker, Assistant City Attorney
SUBJECT: Draft of Ordinance Creating Disability Review Committee
DATE: September 29, 2014

Per discussion at the Retirement Board, here is the draft of an ordinance creating a new sec. 13-38A so as to provide for a Disability Review Committee. Please let me know of any changes or additions that might be thought indicated. I'll be happy to incorporate any such before the final draft is then submitted to the Board for its next meeting.

s/ James T. Walker

James T. Walker, Esq.
Assistant City Attorney

/mlp

Attachment

cc: Robert V. Schwerer, City Attorney

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; CREATING SECTION 37-38a; PROVIDING FOR A DISABILITY REVIEW COMMITTEE AND ESTABLISHING MEMBERSHIP AND RESPONSIBILITIES OF THE SAME; REPEALING ORDINANCES OR PARTS THEREOF IN CONFLICT; PROVIDING FOR AND EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AS FOLLOWS:

SECTION 1. Section 13-38A of the Code of Ordinances is hereby created so that the same shall read hereinafter as follows:

Sec. 13-38A (Disability Review Committee).

- a. There shall a disability review committee, made up of the following members:
 1. The Secretary of the Retirement Board (who shall chair the committee).
 2. The Risk Management Administrator for the City.
 3. The Human Resources Director for the City.
 4. The Human Resources for the Utilities Authority.
 5. The Human Resources Administrator for the Police Department.
 6. And the Administrative Department Head of the Department by whom the benefits applicant or retiree was employed.
- b. The Disability Review Committee shall be responsible for the following:
 1. Preliminary Investigation of each application for disability benefits, whether under Section 13-36 or Section 13-37.
 2. Review and reexamination of continued entitlement of retirees to disability benefits.
 3. Devise forms for use in the disability administrative process, which forms shall include but not be limited to applications, authorizations and correspondence, with all such forms to receive approval by the Retirement Board.
 4. Obtain and consider all pertinent medical evidence which may be available or may be requested of the retiree or applicant.
 5. Establish policies and procedures necessary to carry out the responsibilities imposed by this Section.
 6. Prepare and maintain a current list of outside consultants and medical experts, subject to approval by the Retirement Board.
 7. Submission of a written report setting out a recommendation to the Retirement Board upon completion of the preliminary investigation.

8. Serve as an advisory body to the Retirement Board on matters relating to award, continuation and administration of disability benefit entitlement.

SECTION 2. All Ordinances or parts of Ordinances and conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 3. This Ordinance is and the same shall become effective immediately upon final passage hereof.

ATTEST:

Linda Cox, City Clerk

Linda Hudson, Mayor

APPROVED AS TO FORM AND CORRECTNESS:

Robert V. Schwerer, Esq.
City Attorney