

CITY OF WHEAT RIDGE, COLORADO
INTRODUCED BY COUNCIL MEMBER STITES
COUNCIL BILL NO. 21
ORDINANCE NO. 1679
Series 2019

TITLE: AN ORDINANCE AMENDING THE WHEAT RIDGE CODE OF LAWS CONCERNING CONTRIBUTIONS TO THE POLICE PENSION FUND

WHEREAS, the City of Wheat Ridge is a home rule municipality having all powers conferred by Article XX of the Colorado Constitution; and

WHEREAS, pursuant to its home rule authority and C.R.S. § 31-15-101, et seq, the City, acting through its City Council (the "Council"), is authorized to adopt ordinances for the protection of the public health, safety or welfare; and

WHEREAS, in the exercise of this authority the City Council has previously enacted Article III of Chapter 19 of the Wheat Ridge Code of Laws (the "Code"), which provides for the police pension fund; and

WHEREAS, the City Council wishes to amend Sections 19-53 and 19-54 of the Code to provide needed flexibility for the City and individual officers in making contributions to the fund.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHEAT RIDGE, COLORADO:

Section 1. Code of Laws amended.

Section 19-53 of the Wheat Ridge Code of Laws is amended to read:

Sec. 19-53. - Contributions—City.

- (a) ~~The city shall pay from the general funds of the city into the police pension fund hereby created a sum monthly as shall not exceed ten (10) percent of the monthly salaries of all full-time paid, sworn police officers of the police department of the city. The city council shall be empowered to establish on a yearly basis the specific annual amount to be paid from the general fund of the city into the police pension fund.~~
- (b) In addition to the monies provided for in this section, such fund shall consist of all monies that may be given to such board or fund by any person for the use and purpose for which such fund is created. Such board of trustees may take, by gift, grant, devise or bequest, any money, personal property, or real estate or interest therein, as trustees, for the uses and purposes for which the fund is created.

Section 19-54 of the Wheat Ridge Code of Laws is amended to read:

Sec. 19-54. - Same—Officers.

The members of the police department shall from their respective monthly salaries contribute into the police pension fund a percentage of their respective monthly salaries, ~~which is not less than the percentage paid into the fund by the city so that the contribution of the police department as a whole shall match the contribution of the city.~~

Section 2. Severability, Conflicting Ordinances Repealed. If any section, subsection or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected thereby. All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 3. Effective Date. This Ordinance shall take effect fifteen (15) days after final publication, as provided by Section 5.11 of the Charter.

INTRODUCED, READ, AND ADOPTED on first reading by a vote of 8 to 0 on this 25th day of November, 2019, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge, and Public Hearing and consideration on final passage set for December 9, 2019 at 7:00 p.m., in the Council Chambers, 7500 West 29th Avenue, Wheat Ridge, Colorado.

READ, ADOPTED AND ORDERED PUBLISHED on second and final reading by a vote of 8 to 0, this 9th day of December, 2019.

SIGNED by the Mayor on this 9th day of December, 2019.

Bud Starker, Mayor

ATTEST:

Steve Kirkpatrick, City Clerk

Approved as to Form

Gerald E. Dahl, City Attorney

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