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**ARTICLE II.
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DIVISION I. GENERALLY

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Editor's Note—Ord. No. 165, 2005, adopted 12-20-05, repealed §§ 21-26—21-40.

**ARTICLE III.
FIREFIGHTERS' PENSION PLAN**

Sec. 21-41. Firefighters' Pension Plan adopted.

The maintenance of the firefighters' pension fund of the City and all duties, rights, obligations and benefits relating to firefighters' pensions for individuals hired before April 8, 1978, shall be in accordance with the terms and conditions of the City of Fort Collins Firefighters' Pension Plan as adopted by the City Council by resolution on January 21, 1986, and as amended from time to time.

(Code 1972, § 2-26)

Sec. 21-42. Board of Trustees.

The Board of Trustees of the Firefighters' Pension Plan shall be created and appointed and have the powers and duties as provided in the City of Fort Collins Firefighters' Pension Plan adopted by resolution of the City Council on January 21, 1986.

Cross-references—Boards and commissions, § 2-71 et seq.; Firefighters' Pension Fund Board of Trustees authorized to meet in closed sessions for certain purposes only, § 2-71.

Sec. 21-43. Poudre Fire Authority Firefighters' Pension Plan; conformity to statutory provisions.

The provisions of Section 31-30-1001 et seq., C.R.S., as may be amended from time to time, relating to firefighters' pensions shall apply to all qualifying members of the Poudre Fire Authority hired on or after April 8, 1978, and all duties, rights, obligations and benefits relating to firefighters' pensions for such members shall be in accordance with the statutory provisions.

(Code 1972, § 2-35)

Sec. 21-44. False statements.

Any person who knowingly makes any false statements or falsifies or permits to be falsified any record of the City, the Poudre Fire Authority or the firefighters' pension fund, in an attempt to defraud the firefighters' pension fund, shall be guilty of a violation of this Section. No conviction or penalty resulting therefrom shall excuse such person from the duty to make full restitution to the fund, and such duty may be enforced by action at law or otherwise in any court of competent jurisdiction.

(Code 1972, § 2-27)

Secs. 21-45—21-55. Reserved.

* **Cross-reference**—Officers and employees, § 2-566 et seq.

**ARTICLE IV.
RESERVED**

Secs. 21-56—21-70. Reserved.

Editor's note—Article IV, formerly Police Officers' Pension Plans, was repealed by Ord. No. 92, 1992, § 28, 9-15-92.

**ARTICLE V.
GENERAL EMPLOYEES' RETIREMENT PLAN****

DIVISION 1. GENERALLY

Sec. 21-71. Retirement Plan adopted.

The City Council has adopted by resolution the Retirement Plan of the City of Fort Collins which is on file in the City Clerk's office.

Secs. 21-72—21-85. Reserved.

DIVISION 2. RETIREMENT COMMITTEE†

Sec. 21-86. Creation.

The Retirement Plan provides for administration by a Retirement Committee, hereinafter referred to in this Article as the "Committee."

(Ord. No. 92, 1992, § 29, 9-15-92)

Sec. 21-87. Membership; term.

(a) The Committee shall consist of six (6) members. The Director of Finance shall serve as a standing member of the Committee, and the remaining five (5) members shall be appointed by the City Council. Of the appointed members, three (3) shall be employees who are covered by the Retirement Plan. The fourth appointee shall either be an employee who is covered by the Retirement Plan or an individual who is a taxpaying elector of the City. The fifth appointee shall be a retired member of the Plan who is receiving a monthly retirement benefit from the Plan.

(b) Each member shall serve without compensation for a term of four (4) years, except that members may be appointed by the City Council for a shorter term in order to achieve overlapping tenure. Appointments shall specify the term of office of each individual. All members shall be subject to removal by the City Council. If a vacancy occurs on the Committee, it shall be filled by the City Council for the remaining unexpired portion of the term. No member shall serve more than two (2) consecutive terms. For the purposes of this provision, a "term" shall include the balance of an unexpired term served by a person appointed to fill a vacancy if such unexpired term exceeds twenty-four (24) months.

(Res. 71-57, 6-24-71; Ord. No. 92, 1992, § 29, 9-15-92; Ord. No. 79, 1994, 6-7-94; Ord. No. 47, 1999, § 1, 4-20-99; Ord. No. 93, 2002, § 1, 7-16-02)

Sec. 21-88. Functions.

The members of the Committee shall supervise the administration of the Retirement Plan in accordance with the terms thereof and shall have all the powers provided in the Retirement Plan.

(Res. 71-57, 6-24-71)

Sec. 21-89. Minutes; annual report; work plan.

The Director of Finance shall take and file minutes in accordance with the requirements of § 2-73 of the Code. On or before January 31 of each year, the Committee shall file a report with the City Clerk setting forth the activities of

** **Cross-reference**—Employees' retirement pension plan fund, § 8-78.

† **Cross-references**—Board of commissions, § 2-71; employees' retirement pension plan fund, § 8-78.

the Committee for the previous year. On or before November 30 of each year, the Committee shall file a work plan with the City Clerk for the following year.
(Res. 71-57. 6-24-71; Ord. No. 79, 1988, § 22, 6-7-88; Ord. No. 92, 1992, § 29, 9-15-92)