

1 (1) The city commission shall have the right, at any time, to amend any or all of the
2 provisions of the plan; provided, however, that ~~no such amendment shall authorize or~~
3 ~~permit any part of the trust fund to be diverted for purposes other than for the~~
4 ~~exclusive benefit of members and their beneficiaries.~~ it is impossible for any part of
5 the corpus or income of the trust fund to be used for, or diverted to, purposes other
6 than the exclusive benefit of the plan participants and their beneficiaries.

7 **Section 2.** It is the intention of the City Commission that the provisions of Section 1 of
8 this ordinance shall become and be made a part of the Code of Ordinances of the City of
9 Gainesville, Florida, and that the sections and paragraphs of this Ordinance may be renumbered
10 or relettered in order to accomplish such intentions.

11 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance
12 or the application hereof to any person or circumstance is held invalid or unconstitutional, such
13 finding shall not affect the other provisions or applications of the ordinance which can be given
14 effect without the invalid or unconstitutional provisions or application, and to this end the
15 provisions of this ordinance are declared severable.

16 **Section 4.** All ordinances or parts of ordinances, in conflict herewith are to the extent of
17 such conflict hereby repealed.

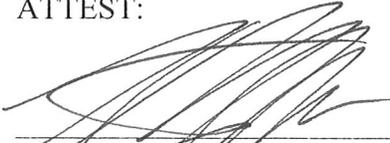
18 **Section 5.** This ordinance shall become effective retroactive to January 10, 2011 upon
19 final adoption.

20 **PASSED AND ADOPTED** this 1st day of December, 2011.

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24 _____
25 CRAIG LOWE
26 MAYOR
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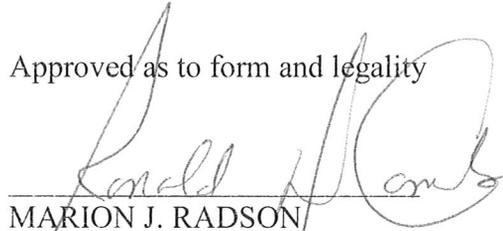
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ATTEST:



KURT M. LANNON
CLERK OF THE COMMISSION

Approved as to form and legality



MARION J. RADSON
CITY ATTORNEY

DEC - 1 2011

This Ordinance passed on first reading this 17th day of November, 2011.

This Ordinance passed on second reading this 1st day of December, 2011.