

ORDINANCE NO. 3-92

AN ORDINANCE OF MIDDLESEX TOWNSHIP, CUMBERLAND COUNTY, COMMONWEALTH OF PENNSYLVANIA, ELECTING TO ENROLL IN THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM UNDER ARTICLE IV OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW: AGREEING TO BE BOUND BY ALL PROVISIONS OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW AS AMENDED AND AS APPLICABLE TO MEMBER MUNICIPALITIES JOINING UNDER THE PROVISIONS OF THIS ARTICLE: STATING WHICH OF CERTAIN OPTIONS PERMITTED UNDER THE SAID LAW ARE ACCEPTED BY THE TOWNSHIP. IT IS HEREBY ORDAINED BY MIDDLESEX TOWNSHIP, CUMBERLAND COUNTY, AS FOLLOWS:

SECTION I. Middlesex Township hereby elects to enroll its police officers in the Pennsylvania Municipal Retirement System, established by the Pennsylvania Municipal Retirement Law, Act 15 of 1974, as amended, with the express purpose of having the Pennsylvania Municipal Retirement System administer the retirement plan established by the Township for their police officers. Middlesex Township does hereby agree to be bound by all the requirements and provisions of said Article and the Law, as the case may be, and to assume all obligations, financial and otherwise, placed upon member municipalities by said Amendment, as the case may be. All references hereafter shall be based on benefits negotiated between the Board and the municipality under the provisions of Article IV.

SECTION II. Membership in the Pennsylvania Municipal Retirement System shall be mandatory for all full-time police officers of the Township. Membership for elected officials and employees hired on a temporary or seasonal basis is prohibited, as is membership for individuals paid only on a fee basis.

SECTION III. Credit for prior service for original employees is granted for each year or partial year thereof that the member was employed by the Township from original date of hire. Benefits provided to members in the agreement dated April 24, , 1992, shall accrue based on all credited service granted and earned in accordance with this section.

SECTION IV. Payment for any obligation established by the adoption of this ordinance and the agreement between the System and Middlesex Township shall be made by the Township in accordance with the Pennsylvania Municipal Retirement Law and Act 205 of 1984, the Municipal Pension Plan Funding Standard and Recovery Act.

SECTION V. As part of this ordinance, the Township agrees that the System shall provide the benefits set forth in the agreement between the Board and Middlesex Township, dated April 24 , 1992. The passage and adoption of this ordinance by Middlesex Township is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package. Middlesex Township hereby assumes all liability for any unfundedness created due to the acceptance of the benefit structure outlined in the above-referenced agreement.

SECTION VI. By adoption of this ordinance, the Township agrees to terminate, upon the effective date of membership in the Pennsylvania Municipal Retirement System, any previously maintained municipal pension program applicable to those employees identified as members in Section II of this ordinance and to transfer any assets from any existing plan to offset the established liability. Middlesex Township also hereby acknowledges that an affirmative vote representing at least seventy-five percent (75%) of the previous plan members indicated the members were in agreement with the establishment of the plan with the Pennsylvania Municipal Retirement System.

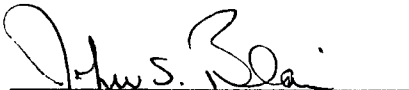
SECTION VII. Middlesex Township intends this ordinance to be the complete authorization of the Township's police pension plan and, therefore, specifically repeals the previous Ordinance Number 1-88.

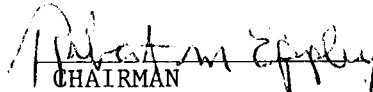
SECTION VIII. A duly certified copy of this ordinance and the referenced agreement shall be filed with the Pennsylvania Municipal Retirement System of the Commonwealth of Pennsylvania. Membership for the police officers of Middlesex Township in the Pennsylvania Municipal Retirement System shall be effective the first day of May, 1992.

ORDAINED AND ENACTED this 29th day of MAY , 1992.

TALLY OF VOTES - YEAS 3 NAYS 0

ATTEST:


SECRETARY


CHAIRMAN

JBA:dls
04/06/92