

ORDINANCE NO. 173 - 1999

AN ORDINANCE OF PYMATUNING TOWNSHIP, MERCER COUNTY, COMMONWEALTH OF PENNSYLVANIA, ELECTING TO CHANGE THE BENEFITS IT HAS 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 CHANGING BENEFITS 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 PYMATUNING TOWNSHIP, MERCER COUNTY, AS FOLLOWS:

SECTION I. Pymatuning Township, being a member municipality of the Pennsylvania Municipal Retirement System, hereby elects to change its member benefits in that System as authorized by the Pennsylvania Municipal Retirement Law, as amended, and 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 permanent, municipal employees of the Township. Membership for elected officials and employees hired on a temporary or seasonal basis is optional. Membership for individuals paid only on a fee basis is prohibited. The election by elected officials and employees hired on a temporary or seasonal basis to join said System must be made within one year after the elected official or employee first enters the service of Pymatuning Township.

SECTION III. Credit for prior service for original members is granted for each year or partial year thereof that the member was employed by the Township from original date of hire or the expiration of the member's probationary period if one so existed. Benefits provided to members in the agreement dated February 11, 1999, 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 Pymatuning 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 Pymatuning Township, dated February 11, 1999. The passage and adoption of this ordinance by Pymatuning Township is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package. Pymatuning Township hereby assumes all liability for any unfundedness created or which may be created due to the acceptance of the benefit structure outlined in the above-referenced agreement.

SECTION VI. Pymatuning Township intends this ordinance to be the complete authorization of the Township plan and therefore specifically repeals Ordinance Number 107.

SECTION VII. 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 municipal employees of Pymatuning Township in the Pennsylvania Municipal Retirement System shall be effective the first day of October, 1978, with the revised plan structure reflected in the agreement dated February 11, 1999, effective the first day of January, 1999.

ORDAINED this 11th day of February, 1999.

TALLY OF VOTES - YEAS 3 NAYS       

ATTEST:

Joseph E. Lewentz  
SECRETARY/TREASURER

PYMATUNING TOWNSHIP, MERCER COUNTY,  
PENNSYLVANIA

BY: Joseph A. Schuchman  
George H. Leacisimo  
James F. Rowe  
(SUPERVISORS)

LAP:lp 01/25/99