

SOUTH MIDDLETON TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 00-04

AN ORDINANCE OF SOUTH MIDDLETON TOWNSHIP, CUMBERLAND 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 SOUTH MIDDLETON TOWNSHIP, CUMBERLAND COUNTY, AS FOLLOWS:

SECTION I. South Middleton 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, Act 15 of 1974, as amended, and does hereby agree to be bound by all the requirements and provisions of said Law, and to assume all obligations, financial and otherwise, placed upon member municipalities. All references hereafter shall be based on benefits negotiated between the Board and the municipality under the provisions of Article IV of the Pennsylvania Municipal Retirement Law.

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 prohibited, as is membership for individuals paid only on a fee basis.

SECTION III. Credit for service toward the annuity of each original member shall begin to accrue upon the effective date of enrollment in the Pennsylvania Municipal Retirement System. However, for purposes of determining eligibility for vesting, credited service shall accrue from each original member's date of hire. Benefits provided to members in the agreement dated March 2, 2000 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 South Middleton 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 South

Middleton Township, dated March 2, 2000. The passage and adoption of this ordinance by South Middleton Township is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package. South Middleton 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. South Middleton Township intends this ordinance to be the complete authorization of the Township plan and therefore specifically repeals the previous agreement and Ordinance Number 95-02.

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 South Middleton Township in the Pennsylvania Municipal Retirement System shall be effective the first day of January, 1995, with the revised plan structure reflected in the agreement dated March 2, 2000, effective the first day of January, 2000.

ORDAINED this 17th day of February, 2000.

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ATTEST:

/s/ Sandra A. Quickel
Secretary

BOARD OF SUPERVISORS
SOUTH MIDDLETON TOWNSHIP:
/s/ Linda G. Adcock, Chairman
/s/ Phyllis W. Givler, Vice Chairman
/s/ R. Duff Manweiler
/s/ Thomas E. Faley
/s/ James N. Baker