

## ORDINANCE NO. 775

AN ORDINANCE OF THE TOWNSHIP OF PENN, YORK COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 691 WHICH ESTABLISHES AND REGULATES A FIREFIGHTER'S PENSION FUND ALONG WITH ADDITIONAL RIGHTS AND PRIVILEGES OF THE MEMBERS OF THE PENN TOWNSHIP DEPARTMENT OF FIRE AND RESCUE SERVICES.

BE IT ENACTED AND ORDAINED, by the Penn Township Board of Commissioners, York County, Pennsylvania, and it is hereby ordained by the authority of the same that Ordinance No. 691 shall be amended as follows:

### SECTION 1. AMENDMENTS

#### Section 3. Maintenance

Paragraph C, which currently reads:

The contributions of the participants in the amount equal to five percent (5%) of monthly compensation. Contributions required to be made by participants may be reduced or eliminated, on an annual basis, by resolution of the Board of Commission, provided that an actuarial study shows that such reduction or elimination will not require a contribution by Penn Township to keep the fund actuarially sound. The five percent (5%) employee contribution shall be waived for the term of this Agreement but shall be reinstated effective January 1, 2011.

Shall be amended to read:

The contributions of the participants in the amount equal to five percent (5%) of monthly compensation. Contributions required to be made by participants may be reduced or eliminated, on an annual basis, by resolution of the Board of Commissioners, provided that an actuarial study shows that such reduction or eliminate will not require a contribution by Penn Township to keep the fund actuarially sound. The participants will contribute one percent (1%) of salary (to include base pay, overtime, used sick, vacation, and personal time, officer in charge pay, to exclude longevity pay for unused vacation, sick leave, or personal leave,) in 2015, and one and one half percent (1.5%) of salary as defined above in 2016 and 2017.

#### Section 8. Normal Retirement Benefits and Vesting

Paragraph A, which currently reads:

The basis for determining any pension payable under this chapter following retirement of any member of the force meeting the service and age requirements shall be as follows:

(1) Final Monthly Salary as used in this ordinance shall mean the average of the final 60 months of base pay and overtime, but shall not include longevity pay, or pay for unused vacation, sick leave, or personal leave.

(2) Monthly pension or retirement benefits shall be calculated by multiplying the number of years of service of the member or twenty-five (25) years, which ever is lesser, by one and three quarters percent (1.75%) of the member's final monthly salary at the time of his or

her retirement. Such retirement benefits shall be payable during the balance of the member's life following actual retirement.

Shall be amended to read:

The basis for determining any pension payable under this chapter following retirement of any member of the force meeting the service and age requirements shall be as follows:

(1) Final Monthly Salary as used in this ordinance shall mean the average of the final 60 months of base pay and overtime, but shall not include longevity pay, or pay for unused vacation, sick leave, or personal leave.

(2) Monthly pension or retirement benefits shall be calculated by multiplying the number of years of service of the member or twenty-five (25) years, whichever is lesser, by two percent (2.0%) of the member's final monthly salary at the time of his or her retirement. Such retirement benefits shall be payable during the balance of the member's life following actual retirement.

#### SECTION 2. REPEALER

All ordinances or parts of ordinances, which are inconsistent herewith, are hereby repealed.

#### SECTION 3. SEVERABILITY

If any provision of this ordinance is held invalid, said invalidity shall not affect any other provision or application of this ordinance.

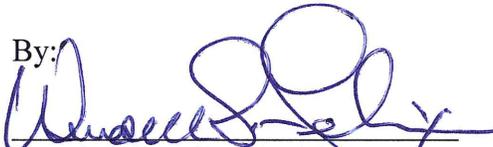
#### SECTION 4. EFFECTIVE DATE

This Ordinance shall become effective immediately.

ENACTED AND ORDAINED this 15th day of June 2015.

Board of Commissioners of Penn Township

By:



Wendell S. Felix, President

Attest:



Melissa A. Miller, Secretary