

ORDINANCE NO. 2006-c1

AN ORDINANCE OF YOE BOROUGH, YORK COUNTY, COMMONWEALTH OF PENNSYLVANIA, ELECTING TO JOIN 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 BOROUGH. IT IS HEREBY ORDAINED BY YOE BOROUGH, YORK COUNTY, AS FOLLOWS:

SECTION I. Yoe Borough hereby elects to enroll its municipal employees 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 pension plan established for the municipal employees of the Borough. Yoe Borough 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 by said Law. 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 full-time municipal employees of the Borough. Membership for part-time employees is optional. The election by part-time employees to join the System must be made within one year after the employee first enters the service of the Borough. Membership for elected officials, employees hired on a temporary or seasonal basis, and individuals paid only on a fee basis is prohibited.

SECTION III. Credit for service toward the annuity of each original member shall begin to accrue upon the effective date of the agreement between the Borough and the Pennsylvania Municipal Retirement System. However, for purposes of determining eligibility for early retirement and vesting, credited service shall accrue from each original member's date of hire. Benefits provided to members in the agreement dated Dec 13<sup>th</sup>, 2005, 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 Board and Yoe Borough shall be made by the Borough in accordance with the Pennsylvania Municipal Retirement Law and Act 205 of 1984, the Municipal Pension Plan Funding Standard and Recovery Act.

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SECTION V. As part of this ordinance, the Borough agrees that the System shall provide the benefits set forth in the agreement between the Board and Yoe Borough, dated Dec. 13<sup>th</sup>, 2005. The passage and adoption of this ordinance by the Borough is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package.

SECTION VI. Yoe Borough intends this ordinance to be the complete authorization of the Borough's municipal pension plan.

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 Yoe Borough in the Pennsylvania Municipal Retirement System shall be effective the first day of January, 2006.

ORDAINED this 2<sup>nd</sup> of January, 2006.

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ATTEST:

Sandra K. Sterner  
Secretary-Treasurer