

BOROUGH OF AVALON

ORDINANCE NO. 1249

POLICE PENSION FUND

AN ORDINANCE OF THE BOROUGH OF AVALON RELATIVE TO THE ESTABLISHMENT AND MAINTENANCE OF EMPLOYEES PENSION, ANNUITY, INSURANCE AND BENEFIT FUND OR FUNDS, TO AMEND CERTAIN PROVISIONS OF THE PENSION PLAN OR PROGRAM APPLICABLE TO THE POLICE EMPLOYEES OF SAID BOROUGH.

WHEREAS, the Borough of Avalon (the "Borough") has previously adopted an Ordinance establishing the Borough of Avalon Police Pension Plan (the "Plan"); and

WHEREAS, the Plan is governed by the provisions of Pub. Law 1804,52 Pa. Con. State Ann. 767 et seq. (sometimes referred to as Act 600); and

WHEREAS, Act 600 has been amended to permit implementation of an early retirement option; and

WHEREAS, the Borough of Avalon now desires the Plan to be further amended to provide for an early retirement option;

BE IT ORDAINED AND ENACTED by the Borough Council and it is HEREBY ORDAINED AND ENACTED by authority of the same:

Effective March 16, 1999, the Plan is amended by adding Section 4.10 as follows:

- 4.10 Early Retirement Benefit - A participant who shall complete at least twenty (20) years of Aggregate Service may retire and commence payment of an early retirement benefit. Such a Participant must make application in writing to the Borough Council to receive such a benefit.

The early retirement benefit shall become effective as of the date the application is filed with Council or the date designated on the application, whichever is later. The benefit shall be in an amount equal to the actuarial equivalent of the Participant's Accrued Benefit. The actuarial equivalent of the Participant's Accrued Benefit shall be determined by actuarially reducing the Accrued Benefit to reflect that it will commence on the effective date of the Participant's Early Retirement rather than on the date which would have been the date on which the Participant would attain Normal Retirement Date if the Participant continued in Employment to such date. The actuarial assumptions reported in the last actuarial valuation report filed with the Public Employee Retirement Commission under the Act shall be the actuarial assumptions used to calculate the actuarial equivalent of the Participant's Normal Retirement Benefit multiplied by a fraction, the numerator of which shall be the years of Aggregate Service completed by the Participant and the denominator of which shall be the years of Aggregate Service the Participant would complete if the Participant remained in Employment until the date on which the Participant would attain Normal Retirement Date.

Any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be and the same are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 16th of March, 1999.

ATTEST:

BOROUGH OF AVALON

Jean A. Walsh
Secretary

Henry J. Moore
President

This Ordinance examined and approved

by me this 18th day of March, 1999.

Daniel Bonin
Mayor