

RESOLUTION NO. 2013-3

A RESOLUTION OF MUNICIPAL AUTHORITY OF THE BOROUGH OF PORTAGE WATER DEPARTMENT, CAMBRIA COUNTY, COMMONWEALTH OF PENNSYLVANIA, ELECTING TO AMEND ITS MUNICIPAL PENSION PLAN ADMINISTERED BY THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM PURSUANT TO 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. IT IS HEREBY RESOLVED BY MUNICIPAL AUTHORITY OF THE BOROUGH OF PORTAGE WATER DEPARTMENT, CAMBRIA COUNTY, AS FOLLOWS:

SECTION I. Municipal Authority of the Borough of Portage Water Department (the Authority), being a member municipality of the Pennsylvania Municipal Retirement System (the System), hereby elects to amend its Municipal Pension Plan administered by the System in accordance with Article IV of the Pennsylvania Municipal Retirement Law, 53 P.S. §881.101 et seq. (Retirement Law), and does hereby agree to be bound by all the requirements and provisions of the Retirement Law and the Municipal Pension Plan Funding Standard and Recovery Act, 53 P.S. §895.101 et seq., and to assume all obligations, financial and otherwise, placed upon member municipalities.

SECTION II. As part of this Resolution, the Authority agrees that the System shall administer and provide the benefits set forth in the amended Municipal Pension Plan Contract entered into between the Pennsylvania Municipal Retirement Board and the Authority effective April 1, 2013 (the Contract).

SECTION III. The passage and adoption of this Resolution by the Authority is an official acceptance of the Contract and the financial obligations resulting from the administration of the Contract.

SECTION IV. Payment for any obligation established by the adoption of this Resolution and the Contract shall be made by the Authority in accordance with the Retirement Law and the Municipal Pension Plan Funding Standard and Recovery Act. The Authority hereby assumes all liability for any unfundedness created due to the benefit structure set forth in the Contract.

SECTION V. The Authority intends this Resolution to be the complete authorization of the Contract and it shall become effective and specifically repeal the Resolution dated July 9, 1987 either immediately or on April 1, 2013, which is the effective date of the Contract, whichever is later.

SECTION VI. A duly certified copy of this Resolution and an executed Contract shall be filed with the System.

RESOLVED this 2 day of May, 2013.

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ATTEST: Thomas Hodgkinson

Reviewed by PMRS Legal Counsel JM