

**EAST FALLOWFIELD TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION # 2021-05

A RESOLUTION OF EAST FALLOWFIELD TOWNSHIP, CHESTER COUNTY ELECTING TO AMEND ITS NON-UNIFORM 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; FURTHER AMENDING THE NON-UNIFORMED EMPLOYEES DEFINED BENEFIT PENSION PLAN SO THAT EMPLOYER CONTRIBUTIONS ARE INCREASED BY 1% TO THEIR DEFINED BENEFITS PENSION PLAN ADMINISTERED BY THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM

WHEREAS, East Fallowfield Township and East Fallowfield Township Public Works employees, represented by Teamsters Local 107 have entered into a collective bargaining agreement that expires on December 31, 2022; and

WHEREAS, the collective bargaining agreement increases the employer contribution for public works employees covered by the contract by an additional 1%; and

WHEREAS, the Board of Supervisors of East Fallowfield Township desires to comply with the collective bargaining agreement; and

WHEREAS, The Township is required by PMRS to extend the applicable increase to all non-uniformed members in the plan; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors as follows:

SECTION I. East Fallowfield Township, having established a uniform/non-uniform pension plan administered by the Pennsylvania Municipal Retirement System (the System), hereby elects to amend its non-uniform 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, East Fallowfield Township agrees that the System shall administer and provide the benefits set forth in the non-uniform Pension Plan Contract entered into between the Pennsylvania Municipal Retirement Board and East Fallowfield Township effective as of the date specified in the adoption agreement (contract).

SECTION III. East Fallowfield Township acknowledges that by passage and adoption of this Resolution, East Fallowfield Township officially accepts the amended Contract and the financial obligations resulting from the administration of the amended Contract.

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

SECTION V. East Fallowfield Township intends this Resolution to be the complete authorization of the amended Contract and it shall become effective and specifically repeal any Resolutions inconsistent with this resolution either immediately or on DATE, which is the effective date of the Contract amendment. A true and correct copy of the amended Contract authorized by this Resolution is marked and attached hereto as Exhibit "A" to this Resolution.

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

TALLY OF VOTES – YEAS 3 NAYS 0

Resolved this 26th day of January 2021 by the East Fallowfield Township Board of Supervisors, Chester County, Pennsylvania, in lawful session duly assembled.

**BOARD OF SUPERVISORS
EAST FALLOWFIELD TOWNSHIP**



Wilson T. Lambert, Jr., Chairperson



Joe Heffern, Vice Chairperson

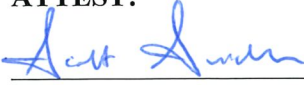
Carol Kulp, Member

Katja DiRado, Member



John Nielsen, Member

ATTEST:



Scott Swichar, Township Manager/Secretary