



**TOWNSHIP OF SOUTH FAYETTE
ALLEGHENY COUNTY, PENNSYLVANIA**

ORDINANCE No. 1 of 2016

AMENDMENT TO THE

**TOWNSHIP OF SOUTH FAYETTE
NON-UNION EMPLOYEES PENSION PLAN
(as amended and restated, effective January 1, 2001)**

AN ORDINANCE OF THE TOWNSHIP OF SOUTH FAYETTE 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 EMPLOYEES OF SAID TOWNSHIP:

WHEREAS, the Board of Commissioners (the "Board") of the Township of South Fayette (the "Township") has previously enacted an Ordinance establishing the Township of South Fayette Non-Union Employees Pension Plan (the "Plan"); and

WHEREAS, the Plan was totally amended and restated, effective January 1, 2001; and

WHEREAS, the Board reserved the right to amend the Plan pursuant to section 12.01;
and

WHEREAS, the Board now desires the Plan to be further amended;

BE IT ORDAINED AND ENACTED by the Board of Commissioners and it is HEREBY ORDAINED AND ENACTED by authority of the same:

Effective January 1, 2016 sections 1.17, 2.01, 3.01 and 4.02 shall be amended in their entirety by deleting said sections and substituting new sections 1.17, 2.01, 3.01 and 4.02 in their place as follows:

1.17 "Entry Date" shall mean an Employee's first scheduled work day immediately following the Employee's completion of the eligibility requirements in Article II.

- 2.01 Eligibility for Participation - Each Employee shall be eligible to participate in the Plan after attainment of eighteen (18) years of age and completion of a ninety (90) day probationary period.
- 3.01 Employer Contributions - For each Plan Year, the Employer shall make a contribution or contributions to the Pension Fund in an amount equal to eight and six-tenths percent (8.6%) of each Eligible Participant's Compensation for the Plan Year.

For an Eligible Participant whose Entry Date is after January 1 of any year, the Employer will make a contribution or contributions to the Pension Fund in an amount equal to eight and six-tenths percent (8.6%) of the Participant's Compensation for the portion of the Plan Year from the Participant's Entry Date through the last day of the Plan Year.

The contribution shall be reduced by any amounts forfeited pursuant to section 3.05 and may be made from the general tax revenues of the municipality, or any state aid received pursuant to the provisions of the Act, or gifts or donations of any kind.

- 4.02 Allocation of Contributions - The contributions of the Employer with respect to any Plan Year shall be allocated to the Account of each "Eligible Participant" as defined in section 4.03. Allocations shall be determined as of the Valuation Date and shall occur at such time as the total contribution for the Plan Year has been made. Any contribution made in respect of any Plan Year by the Employer shall be deemed to have been made as of the Valuation Date occurring at the end of the Plan Year with respect to which such contribution was made.

For ease of administration and to permit Plan Participants to self direct investments under section 5.02, any contributions paid into the Pension Fund may be allocated to the Account of each Participant when the contribution is deposited even though such final allocation shall be deemed to occur as of each annual Valuation Date only for purposes of establishing the right of any Participant or Beneficiary to share in the contributed amount or any earnings thereon.

ORDAINED AND ENACTED this 13 day of January, A.D., 2016.

ATTEST:

TOWNSHIP OF SOUTH FAYETTE

Secretary

President, Board of Commissioners