

**BOROUGH OF SOUTHMONT
CAMBRIA COUNTY, PENNSYLVANIA**

ORDINANCE NO. 439

**ORDINANCE AMENDING THE SOUTHMONT BOROUGH POLICE PENSION FUND
OF ORDINANCE NOS. 349, 191 AND 339, PROVIDING FOR A SPECIAL AD HOC
POST RETIREMENT ADJUSTMENT FOR MUNICIPAL POLICE OFFICERS**

Providing for the adoption of an Amendment to Ordinance Nos. 191, 339 and 349 establishing the Police Pension Fund for the Police Officers of the Borough of Southmont, pursuant to the requirements of Act No. 600, Act of May 29, 1956, P.L. 1804, set forth at 53 P.S. Section 767, as amended; To provide for a special Ad Hoc Post Retirement Adjustment for municipal police officers pursuant to Act 2002, P.L. 434, No. 64; To provide a special post retirement adjustment to the retired police officers of the Borough of Southmont to provide contribution and appropriations to be made thereto by the Borough and to amend existing Borough Ordinances to bring the ordinance in compliance with the provisions of said Act.

WHEREAS, on December 31, 1958, the Borough Council for the Borough of Southmont passed Ordinance No. 191 to provide the Borough of Southmont with a Police Pension Fund or Annuity for the benefit of the Southmont Borough Police Officers; and,

WHEREAS, on April 15, 1986 the Borough Council for the Borough of Southmont passed Ordinance No. 339 to amend the Police Pension Fund by providing for contribution by Police to the fund and for appropriations to be made by the Borough and to amend Southmont Borough Ordinance No. 191 to bring said Ordinance in compliance with the provisions of the act.

WHEREAS, on June 8, 1987, the Borough Council for the Borough of Southmont passed Ordinance No. 349 to update and amend Southmont Borough Ordinance Nos. 191 and 339 to bring them in compliance with the provisions of Act 600 as set forth above.

WHEREAS, the Borough of Southmont wishes to update and amend Southmont Borough Ordinance Nos. 191, 339 and 349 to bring them in compliance with the provisions of Act 2002, P.L. 434, No. 64.

NOW, THEREFORE, Be It Ordained and Enacted by the Borough of Southmont aforesaid and it is hereby ordained and enacted by authority of the same, that Southmont Borough Ordinance Nos. 191, 339 and 349 be amended and add to the language in Section 5 as follows and to read as follows:

Section 5. The Borough of Southmont shall pay to a retired police officer a special ad hoc post retirement adjustment if all of the following apply:

- a. The retiree has terminated active employment with the municipality as a police officer;
- b. The retiree is receiving a retirement benefit from the Southmont Borough municipal retirement system on the basis of active employment with the municipality as a police officer;
- c. The retiree began receiving the retirement benefit before January 1, 1996.


The Borough of Southmont shall pay the retired police officer a monthly special ad hoc post retirement adjustment calculated as follows:

- a. The base adjustment shall be determined by multiplying .15 cents by the number of years of service and then multiplying that product by the years on retirement.
- b. The longevity factor shall be determined as the sum of the products calculated by multiplying 0.025 by the number of years on retirement and 0.05 by the years on retirement in excess of 25 years, if any.
- c. The longevity factor shall be determined by multiplying the base adjustment calculated under paragraph (a) above, by the longevity factor calculated under paragraph (b) above.
- d. The special ad hoc post retirement adjustment payable shall be the sum of the base adjustment calculated under paragraph (a) above and the longevity adjustment calculated under paragraph (c) above.

Pursuant to the above Act, the Special Ad Hoc Post Retirement Adjustment shall be effective on the date of the first retirement benefit made after June 30, 2002.

ORDAINED AND ENACTED this 21st day of April, 2003.

BOROUGH OF SOUTHMONT:

By: 
President

ATTEST: