

ORDINANCE NO. 6-2011

BOROUGH OF PORT CARBON

AN ORDINANCE OF THE BOROUGH OF PORT CARBON, SCHUYLKILL COUNTY, PENNSYLVANIA, AMENDING AN ORDINANCE ENTITLED BOROUGH OF PORT CARBON POLICE PENSION PLAN IN ORDER TO COMPLY WITH THE PENSION PROTECTION ACT OF 2006 AND THE HEROES EARNINGS ASSISTANCE AND RELIEF TAX ACT OF 2008 (HEART) EFFECTIVE AS PROVIDED IN THE AMENDMENT.

WHEREAS, the Borough of Port Carbon previously established the Borough of Port Carbon Police Pension Plan; and

WHEREAS, the Borough of Port Carbon in order to continue its compliance with the tax exempt retirement plan requirements of Internal Revenue Code of 1986 (as amended) section 401(a), desires to enact an amendment to the Plan; and

WHEREAS, the Plan amendment is attached hereto as Exhibit "A" and incorporated herein by reference hereto as though set forth at length; and


WHEREAS, the Plan amendment has been approved by the Collective Bargaining Unit as evidenced by the appended e-mail correspondence attached hereto as Exhibit "B" and incorporated herein by reference hereto as though set forth at length; and

NOW THEREFORE BE IT ORDAINED AND ENACTED, by the Borough of Port Carbon that the attached amendment of the Borough of Port Carbon Police Pension Plan is enacted. Council President, or Secretary/Treasurer or Chairman of the Finance Committee as the agent of the Employer is authorized and directed to execute the attached amendment of the Plan.

ADOPTED this 13th day of December, 2011.

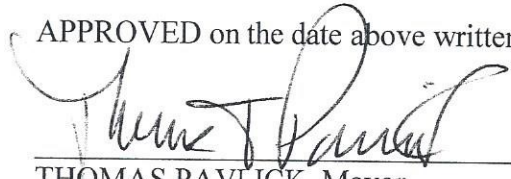
ATTEST:

PORT CARBON BOROUGH


SANDRA PALOKAS
Borough Secretary/Treasurer
(Seal)

BY: 
HAROLD HERNDON, Council President

APPROVED on the date above written.

A handwritten signature in black ink, appearing to read "Thomas Pavlick", written over a horizontal line.

THOMAS PAVLICK, Mayor