

ORDINANCE NO. 339

EAST NORRITON TOWNSHIP

MONTGOMERY COUNTY, PENNSYLVANIA

AN ORDINANCE AMENDING THE CODE OF EAST NORRITON TOWNSHIP, SPECIFICALLY THE EAST NORRITON TOWNSHIP PENSION PLANS ORDINANCE BY AMENDING SECTION 26-1A TO INCLUDE SCHEDULE OF PAYMENT OF RETIREMENT BENEFIT; AMENDING SECTION 26-14B TO DEFINE DISABILITY BENEFITS PAY SCHEDULE; AMENDING SECTION 26-22 TO DEFINE THE ADMINISTRATIVE EXPENSES CHARGED TO THE POLICE PENSION FUND.

BY THE BOARD OF SUPERVISORS OF EAST NORRITON TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA UNDER AND BY VIRTUE OF AUTHORITY GRANTED BY THE SECOND CLASS TOWNSHIP CODE DOES HEREBY ENACT AND ORDAIN:

SECTION 1.

The Code of East Norriton Township, Chapter 26, being the East Norriton Township Pension Plans Ordinance is hereby amended as follows:

Section 26-1A(1) is amended by adding the following after the first sentence: Payment for benefit accrued through the date of retirement shall commence on the first day of the month coincident with or next following the date of retirement.

Section 26-14B is amended by deleting existing Section 26-14B and adding the following:

(1) Each police officer who is employed by East Norriton Township on a full-time basis who is totally and permanently disabled as a result of a service-connected injury shall be eligible to receive a disability benefit from the Police Pension Fund. For purposes of this Section 26-14, permanent disability shall mean any condition arising from service-connected injury or

illness which precludes a participant from performing the duties normally requested of a Township Police Officer of similar rank, as certified by a licensed physician designated by the Trustees of the Police Pension Fund. The Trustee shall have the right to require disabled participants to present medical evidence of a continuing permanent disability from time to time and to require participants to submit to medical examination by physicians designated by the Trustees of the Police Pension Fund. Satisfactory medical evidence of continuing disability is a precondition of continued payments of disability benefits.

(2) The amount of monthly disability benefits shall be equal to one hundred percent (100%) of the retirement benefit as defined in Section 26-15 hereof (using however the monthly average salary as defined in Section 26-15 hereof during the appropriate period to the police officer's permanent disability). Whenever other disability benefits, which are financed in whole or in part by the municipality or from any other source are payable, the amount of monthly disability benefit from the Police Pension Fund shall be reduced if necessary, so that the sum of monthly disability benefits from all sources will not exceed one hundred percent (100%) of the participant's monthly salary as of the date of permanent disability. Disability benefits under this Plan shall be paid monthly and continue until the participant is no longer permanently disabled or dies.

Section 26-22 is amended by deleting the existing Section 26-22 and substituting the following:

Administration Expenses. Benefit payments made pursuant to the Police Pension Plan shall not be charged on any other fund of the treasury of the East Norriton Township or under its control with the exception of the Police Pension Fund hereby created. The expense of administering this Pension Fund, including compensation of Township employees and officers, an actuary, any custodian of the fund and any other charges or expenses related thereto, exclusive of the payment of pensions, which are necessary, reasonable and which benefit the Plan, shall be paid from the assets of the Pension Fund provided the detailed invoices have been approved by the Trustees and subject to the condition that any such expenses must be monitored by the Board of Supervisors of East Norriton Township.

SECTION 2. SEVERABILITY.

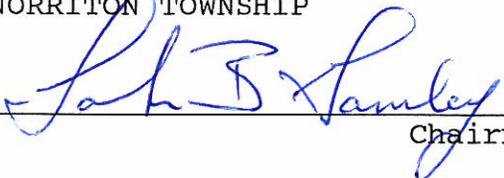
If any Section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provisions shall be separate, distinct and independent, and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3. RATIFICATION.

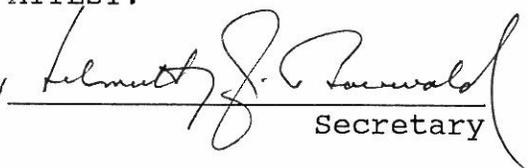
This Ordinance shall in no other way affect, amend or modify the said Pension Plans Ordinance contained in Chapter 26 of the Code of East Norriton Township.

ENACTED AND ORDAINED by the Board of Supervisors of East
Norriton Township, Montgomery County, Pennsylvania, this 25th day
of April , 1994.

BOARD OF SUPERVISORS
EAST NORRITON TOWNSHIP

By: 
Chairman

ATTEST:


Secretary