

ORDINANCE NO. 591

**EAST NORRITON TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

AN ORDINANCE OF THE TOWNSHIP OF EAST NORRITON, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING THE CODE OF ORDINANCES, CHAPTER 26 ARTICLE 1 ENTITLED EAST NORRITON TOWNSHIP EMPLOYEES' PENSION PLAN IN ORDER TO MODIFY THE DEFINED CONTRIBUTION BENEFIT PROVISIONS FOR THE NON-UNIFORMED EMPLOYEES UNDER THE PLAN

WHEREAS, East Norriton Township, Montgomery County, Pennsylvania (hereinafter "the Township") is a Second-Class Township organized and existing under the laws of the Commonwealth of Pennsylvania; and

WHEREAS, the Township has previously established the East Norriton Township Employees' Pension Plan (the "Plan"); and

WHEREAS, the East Norriton Township Employee Pension Plan and Pension Fund documents, and any amendments thereto, are on maintained on file in the Township offices; and

WHEREAS, East Norriton Township desires to enact certain amendments to the Plan.

NOW, THEREFORE, be it, and it is hereby **ORDAINED** by the East Norriton Township Board of Supervisors, and it is hereby **ENACTED** and **ORDAINED** by authority of same as follows:

SECTION I.

The attached amendment of the East Norriton Township Employees' Pension Plan ("Amendment 6") to the East Norriton Township Employees' Pension Plan is hereby enacted under Chapter 26 Article I of the East Norriton Township Code, and the Township Manager, as the agent for the employer, is hereby authorized and directed to execute the attached Amendment 6 to the Plan.

SECTION II. REPEALER

Any and all terms, conditions and provisions of any Ordinance or Resolution of the Township of East Norriton in conflict with the terms, conditions and provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION III. SEVERABILITY

The terms, conditions, and provisions of the Ordinance are hereby declared to be severable, and, should any portion, part or provisions of this ordinance be found by a court of competent jurisdiction to be invalid, unenforceable or unconstitutional, the East Norriton Township Board of Supervisors hereby declares its intent that the Ordinance shall have been enacted without regard to the invalid, unenforceable, or unconstitutional portion, part or provision of this Ordinance.

SECTION IV. EFFECTIVE DATE

This ordinance shall become effective 5 days after adoption by the Board of Supervisors of the Township of East Norriton.

ORDAINED AND ENACTED, by the Board of Supervisors of the Township of East Norriton, Montgomery County, Commonwealth of Pennsylvania, this 27th day of July, 2021.

Attest:

Attest:



**EAST NORRITON TOWNSHIP
BOARD OF SUPERVISORS**

Ashley DiPiero,
Chairwoman

Robert R. Hart, Esq.,
Secretary

**AMENDMENT # 6
TO THE
EAST NORRITON TOWNSHIP EMPLOYEES' PENSION PLAN**

As authorized by Section 9.2 of the East Norriton Township Employees' Pension plan ("Plan") as amended and restated effective January 1, 2008, the employer, East Norriton Township, hereby amends the Plan to modify benefit provisions for the non-uniformed employees under the Plan. The amendment shall supersede the provisions of the Plan to the extent those provisions are inconsistent with the provisions of the amendment. The employer hereby amends the Plan in the following manner:

FIRST: DISCONTINUATION

Discontinuation of Participation in the Non-Uniformed Defined Benefit Plan for the non-uniformed employees of East Norriton Township hired on or after January 1, 2021 and establishing a Defined Contribution plan and benefits for the non-uniformed employees of East Norriton Township.

- A. East Norriton Township, Montgomery County, Pennsylvania established a Non-Uniformed Defined Benefit Pension Plan for its full-time Non-Uniformed employees effective by Resolution of the East Norriton Township Board of Supervisors dated August 7, 1967 that was restated by Ordinance 437 on February 26, 2002; and
- B. The Board of Supervisors of East Norriton Township wishes to amend its Non-Uniformed Defined Benefit plan to freeze participation in the Defined Benefit Plan effective December 31, 2020 and to provide a Defined Contribution Pension Plan and benefits for employees hired on or after January 1, 2021.
- C. The Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, hereby establishes a Defined Contribution Pension Plan for full-time Non-Uniformed employees hired on or after January 1, 2021.

SECOND: Effective Date

The amendment is effective January 1, 2021.

THIRD: Remaining Plan Provisions

All other provisions of the Plan remain in full force and effect.

Executed this 27th day of July, 2021, by the duly authorized agent of East Norriton Township.

Ashley DiPiero
Title: Chairwoman