

Council of the City of York, PA  
Session 2016  
Bill No.  
Ordinance No.

INTRODUCED BY: **Michael Ray Helfrich**

DATE: **August 16, 2016**

**AN ORDINANCE**

Amending Article 161 "Pension Boards," to include language stipulating that the York City Business Administrator shall serve as the Chief Administrative Officer for the Board of Trustees.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of York, Pennsylvania, that Article 161 "Pension Boards," Subsection 161.02(a) be hereby amended as follows:

161.02 PENSION FUNDS AGGREGATED INTO SINGLE PENSION TRUST FUND.

(a) Whereas, the City has elected to participate in Recovery Program Level III, pursuant to Act 205 of 1984; and

Whereas, Section 606(G) of Act 205 requires that the participating municipality aggregate the assets of its pension plans into a single pension trust fund and that the pension trust fund shall be managed by a Board of Trustees; and

Whereas, the Act further states that the Board of Trustees shall include at least one representative of the active membership of each pension plan who shall be elected by such membership and that the remaining members shall be chosen from the managing boards or entities of the affected pension plans; and

Whereas, the managing boards of the Police, Firemens and Officers and Employees Pension Funds resolved to create the Board of Trustees as required by Act 205;

Now, therefore, be it resolved, by Council that the assets of the three pension funds shall be aggregated into a single pension trust fund and that a Board of Trustees shall be created to manage the aggregated pension trust fund pursuant to applicable law and that the Board of Trustees shall be composed of:

- (1) The two persons selected from among the paid members of the Fire Department to serve on the managing board;
- (2) The person selected among the police officers and chosen by the police officers to serve on the managing board and the person selected among the pensioned police officers to serve on the managing board;
- (3) The two employees chosen by the officers and employees contributing to the retirement fund to serve on the managing board; and
- (4) The Mayor, Controller, Treasurer and Business Administrator.
- (5) The Business Administrator shall serve as the Chief Administrative Officer for the Board of Trustees.**

(b) The Mayor is authorized and the Controller, Managing Boards and Board of Trustees are authorized and directed to execute the necessary documents to aggregate the pension plan into a single trust fund. (Res. 179-1986. Passed 11-5-86.)

PASSED FINALLY:

BY THE FOLLOWING VOTE:

YEAS: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

NAYS: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Carol Hill-Evans, President of Council

\_\_\_\_\_  
Dianna L. Thompson-Mitchell, City Clerk

Presented to the Mayor for approval this \_\_\_\_\_ day of \_\_\_\_\_  
2016.

Approved: \_\_\_\_\_  
Mayor Date

Vetoed: \_\_\_\_\_  
Mayor Date