

**TOWNSHIP OF WEST BRADFORD
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE 20 - 02

**AN ORDINANCE OF WEST BRADFORD TOWNSHIP, CHESTER COUNTY,
PENNSYLVANIA, ELECTING TO AMEND ITS NON-UNIFORM PENSION PLAN
ADMINISTERED BY THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM
PURSUANT TO ARTICLE IV OF THE PENNSYLVANIA MUNICIPAL RETIREMENT
LAW AND AS CODIFIED IN CHAPTER 54, PENSIONS, ARTICLE I, MUNICIPAL
RETIREMENT SYSTEM, OF THE CODE OF WEST BRADFORD TOWNSHIP;
AGREEING TO BE BOUND BY ALL PROVISIONS OF THE PENNSYLVANIA
MUNICIPAL RETIREMENT LAW, AS AMENDED, AND AS APPLICABLE TO
MEMBER MUNICIPALITIES.**

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of West Bradford Township, Chester County, Pennsylvania, that Chapter 54, Pensions, Article I, Municipal Retirement System, shall be and hereby is amended as follows:

SECTION 1. Section 54-1, Amendment of plan, is hereby amended to read as follows:

West Bradford Township (the "Township"), having established a non-uniform pension plan administered by the Pennsylvania Municipal Retirement System (the "System"), hereby elects to amend its Non-Uniform Pension Plan administered by the System in accordance with Article IV of the Pennsylvania Municipal Retirement Law, 53 P.S. §881.101 et seq. (the "Retirement Law"), and does hereby agree to be bound by all the requirements and provisions of the Retirement Law and the Municipal Pension Plan Funding Standard and Recovery Act, 53 P.S. §895.101 et seq., and to assume all obligations, financial and otherwise, placed upon member municipalities.

SECTION 2. Section 54-2, Administration of plan, is hereby amended to read as follows:

As part of this article, the Township agrees that the System shall administer and provide the benefits set forth in the amended Non-Uniform Pension Plan Document entered into between the Pennsylvania Municipal Retirement Board and the Township, effective as of the date specified in the System's Defined Benefit Plan Adoption Agreement and Cash Balance Plan Adoption Agreement (the "Contracts"), attached hereto as Exhibits A and B, respectively.

SECTION 3. Section 54-3, Adoption of contract, is hereby amended to read as follows:

The Township acknowledges that by passage and adoption of this Ordinance, the Township officially accepts the Contracts and the financial obligations resulting from the administration of the Contracts.

SECTION 4. Section 54-4, Payment of obligation; liability, is amended to read as follows:

Payment for any obligation established by the adoption of this Ordinance and the Contracts shall be made by the Township in accordance with the Retirement Law and the Municipal Pension Plan Funding Standard and Recovery Act. The Township hereby assumes all liability for any unfundedness created due to the benefit structure set forth in the Contracts.

SECTION 5. Section 54-5, Intent; repealer, is hereby amended to read as follows:

The Township intends this Ordinance to be the complete authorization of the Contracts and it shall become effective as of the date specified in the Adoption Agreements, which are the effective date of the Contracts.

SECTION 6. Section 54-6, Filing of copies, is hereby amended to read as follows:

A duly certified copy of this Ordinance and executed Contracts shall be filed with the System.

SECTION 7. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts hereof. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 8. All ordinances or parts of ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

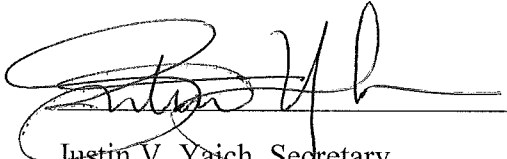

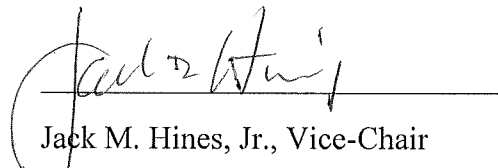
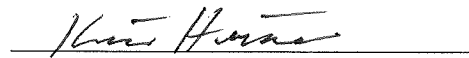
SECTION 9. General Code is hereby authorized to make non-substantive formatting and numbering changes necessary to clarify references to other sections of Township ordinances and/or codification and to bring the Ordinance into conformity with Township ordinances/codification.

SECTION 10. This Ordinance shall become effective as provided by law and shall remain in force and effect unless otherwise amended by the Township.

ENACTED AND ORDAINED by the Board of Supervisors of
West Bradford Township this 11th day of February, 2020.

ATTEST:

WEST BRADFORD TOWNSHIP
BOARD OF SUPERVISORS


Justin V. Yaich, Secretary
Laurie W. Abele, Chair
Jack M. Hines, Jr., Vice-Chair
Kevin Houghton, Member