

**BOROUGH OF WAYNESBORO
FRANKLIN COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1208

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA TO AMEND THE BOROUGH OF WAYNESBORO POLICE PENSION PLAN TO PROVIDE A BENEFIT FOR CHIEFS OF POLICE CONSISTENT WITH THE PENSION BENEFIT SET FORTH IN THE BOROUGH CODE AT 8 PA.C.S. § 1105

WHEREAS, the Borough of Waynesboro's current Police Pension Plan requires the Chief of Police to obtain age 50 and complete 25 years of service with the Borough in order to receive his or her vested pension benefit ("Police Pension"); and

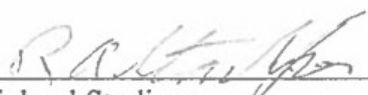
WHEREAS, the Borough is subject to the Pennsylvania Borough Code and as such, may offer a pension benefit after employees obtain age 60 and 10 years of service with the Borough ("Borough Code Pension Provision") (8 Pa.C.S. § 1105); and

WHEREAS, the Borough wishes to extend the Borough Code Pension Provision through its existing Police Pension Plan to allow a Chief of Police of the Borough of Waynesboro to receive their vested pension benefit after obtaining age 60 and 10 years of service with the Borough, as permitted under the Borough Code Pension Provision; and

WHEREAS, the Borough obtained an Order of Court ("Court Order") dated November 14, 2023, confirming that the Borough Code Pension Provision may be offered through the existing Police Plan.

NOW, THEREFORE, the Borough does enact the attached Exhibit A which amends the existing Police Plan consistent with the Court Order to incorporate the Borough Code Pension Provision for the existing Chief of Police and future Chiefs of Police.


ORDAINED and ENACTED this 21st day of February, 2024.



Richard Starliper
Borough Mayor



C. Harold Mumma
Borough Council President



Melinda Knott
Borough Secretary



Exhibit A

Effective January 1, 2024, the Borough of Waynesboro Police Pension Plan is hereby amended to add Section 3.10 entitled **Chief of Police Benefit**, as follows:

Section 3.10 Chief of Police Benefit

The existing Borough Chief of Police as well as any future Borough Chief of Police will be fully vested and may retire after attaining age 60 and completing 10 years of service. The benefit payable shall be equal to the vested accrued pension of such Chief payable upon retirement and for the balance of his life.

Unless it is found to be inconsistent with law, a survivor benefit is payable to the Chief's surviving spouse of 50% of the pension benefit the Chief receives.

Should no benefit be paid to the Chief or his survivor, then he or his beneficiary shall receive an amount equal to his accumulated contributions as soon as administratively possible after severance of employment, as provided in Section 6.2.

If a benefit is paid under this Section 3.10, no other benefit shall be payable to such Chief or his survivors.