

**FRANCONIA TOWNSHIP**

ORDINANCE #423-23

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AN ORDINANCE AMENDING CHAPTER 23, ARTICLE I (PENSIONS/POLICE PENSION FUND) OF THE FRANCONIA TOWNSHIP CODE TO 1) REVISE THE DEFINITION OF “DROP PARTICIPATION PERIOD” IN SECTION 23-11 TO INCREASE THE DROP PERIOD FROM 36 MONTHS TO 60 MONTHS, EFFECTIVE JANUARY 1, 2023, and 2) REVISE THE TIME REQUIREMENT FOR THE IRREVOCABLE NOTICE OF DROP PARTICIPATION CONTAINED IN SECTION 23-12.1.1.C(1) FROM 36 MONTHS TO 60 MONTHS.

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**NOW THEREFORE IT IS HEREBY ENACTED AND ORDAINED** by the Franconia Township Board of Supervisors that the Franconia Township Code shall be amended as follows:

**SECTION 1.      Amendment to Definition of Accrued Benefit**

Chapter 23, Article I, Section 23-1 (Pensions/Police Pension Fund/Definitions) of the Franconia Township Code is hereby amended to replace the definition of “DROP PARTICIPATION PERIOD” as follows:

**§23-11. Definitions.**

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DROP PARTICIPATION PERIOD — The period from the time of the commencement of the member's (i.e., DROP participant) participation in the DROP as stated in the DROP notice which has been approved by the Township (i.e., the commencement date) until the member's separation from employment as a police officer of the Township (i.e., the resignation date). The DROP Participation Period shall not exceed 36 months for those who provided the required notice prior to January 1, 2023, and shall not exceed 60 months for those who provided the required notice on January 1, 2023 or after. Participation in the DROP does not guarantee the DROP participant's employment by the local government during the DROP participation period.

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**SECTION 2.            Amendment to DROP Notice Requirement**

Chapter 23, Article I, Section 23-12.1.1.C(1) (Pensions/Police Pension Fund/Deferred Retirement Option Plan (DROP)/DROP Notice Form) of the Franconia Township Code is hereby amended to revise the time requirement for the irrevocable notice of DROP participation from 36 months to 60 months. Section 23-12.1.1.C(1) shall be revised to read as follows:

**§23-12.1. Deferred Retirement Option Plan (DROP).**

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C. DROP notice form. The DROP notice shall include:

(1) An irrevocable notice that the DROP participant shall resign on a specific date no later than 60 months from the date of its execution (the “resignation date”);

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**SECTION 3.            Repeal and Ratification.**

All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed. Any other terms and provisions of the ordinances of the Township that are unaffected by this Ordinance are hereby reaffirmed and ratified.

**SECTION 4.            Severability.**

Should any section, paragraph, sentence, clause, or phrase in this Ordinance be declared unconstitutional or invalid for any reason, the remainder of the Ordinance shall not be affected thereby and shall remain in full force and effect, and for this reason the provisions of this Ordinance shall be severable.

**SECTION 5.            Effective Date.**

This Ordinance shall become effective five (5) days after enactment.

**DULY ENACTED AND ORDAINED** this 16<sup>th</sup> day of October, 2023, by the Board of Supervisors of Franconia Township, Montgomery County, Pennsylvania, in lawful session duly assembled.



FRANCONIA TOWNSHIP  
BOARD OF SUPERVISORS

A handwritten signature in blue ink, which appears to read "Grey R. Godshall", is written over a horizontal line.

Grey R. Godshall, Chairman

(Township Seal)

Attest:

A handwritten signature in black ink, which appears to read "Jon Hammer", is written over a horizontal line.

Jon Hammer, Secretary