

BOROUGH OF MOUNT JOY

Lancaster County, Pennsylvania

ORDINANCE NO. 05-2022

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE BOROUGH OF MOUNT JOY, CHAPTER 46, PENSIONS, ARTICLE I, NONUNIFORMED EMPLOYEE PENSION PLAN, TO AMEND THE NONUNIFORMED EMPLOYEE PENSION PLAN.

BE AND IT IS HEREBY ORDAINED AND ENACTED by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, as follows:

Section 1. The Code of Ordinances of the Borough of Mount Joy, Chapter 46, Pensions, Article I, Nonuniformed Employee Pension Plan, §46-1. Establishment and Title, shall amended to provide as follows:

§46-1. Establishment and Title.

There is hereby established the Mount Joy Borough Nonuniformed Employee Pension Plan as set forth in the Document entitled "Mount Joy Borough Nonuniformed Employee Pension Plan Originally Effective February 1, 1965, As Amended And Restated Effective January 1, 1997" containing Articles I, Definitions; II, Participation; III, Retirement Benefits; IV, Death Benefits; V, Termination of Employment Benefits; VI, Contributions; VII, Additional Qualification Rules; VIII, Administration of the Plan; IX, Amendment and Termination of Plan; and X, Miscellaneous Provisions, and amended and supplemented by the Good Faith Compliance Amendment for the Economic Growth and Tax Relief Reconciliation Act of 2001 (EGTRRA) dated January 14, 2003; Amendment No. 1 dated July 14, 2003; Amendment No. 2 dated July 2, 2004; the Good Faith Amendment to Comply with Code Section 401(a)(31)(B) as amended by the Economic Growth and Tax Relief Reconciliation Act of 2001 (EGTRRA) dated March 31, 2005; Amendment No. 3 dated May 4, 2015; and Amendment No. 4 dated September 13, 2021; copies of which documents are presently on file in the Office of the Secretary of the Borough.

Section 2. All other sections, parts and provisions of the Code of Ordinances of the Borough of Mount Joy shall remain in full force and effect as previously enacted and amended.

Section 3. The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court

of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of Borough Council that this Ordinance would have been enacted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.


Section 4. This Ordinance shall take effect and be in force from and after its enactment as provided by law. The Mount Joy Borough Nonuniformed Employee Pension Plan, as amended by Amendment No. 4, and the pension benefits set forth therein shall be effective as of September 13, 2021.

DULY ORDAINED AND ENACTED the 12th day of SEPTEMBER, 2022, by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF MOUNT JOY
Lancaster County, Pennsylvania

Attest: 

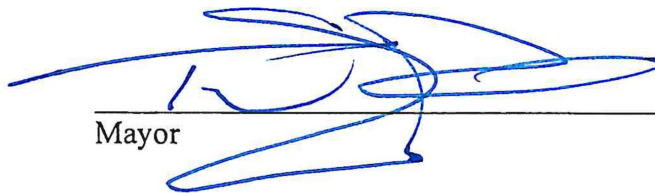
(Assistant) Secretary

By: 

(Vice) President
Borough Council

[BOROUGH SEAL]

Examined and approved as an Ordinance this 12 day of September, 2022.



Mayor