

**BOROUGH OF NEW HOPE
BUCKS COUNTY, PENNSYLVANIA**

ORDINANCE NO. 23 - 01

**AN ORDINANCE OF THE BOROUGH OF NEW HOPE, BUCKS
COUNTY, PENNSYLVANIA, AMENDING THE POLICE PENSION
PLAN AND TRUST FOR THE POLICE OFFICERS OF THE BOROUGH
OF NEW HOPE TO AMEND THE DEFERRED RETIREMENT OPTION
(DROP) PLAN TO FORTY-EIGHT (48) MONTHS**

WHEREAS, the BOROUGH of NEW HOPE did by Ordinance revise and restate its Police Pension Plan and Trust for the Police Officers of the BOROUGH of NEW HOPE; and

WHEREAS, on September 18, 2009 the Pension Payments Plan (Act 44) was approved by the Pennsylvania Legislature amending Title 53 as it relates to Municipal Police Pension Plans; and

WHEREAS, the BOROUGH, through collective bargaining negotiations with the New Hope Police Benevolent Association, determined it is desirable and beneficial to establish a Deferred Retirement option Plan for its police officers who meet certain eligibility requirements.

NOW, THEREFORE, BE IT ORDAINED THAT:

SECTION I – Ordinance No. 2015-06, The Police Pension Plan for the Police Officers of the BOROUGH of NEW HOPE, is AMENDED to revise Section 3: D paragraph 1. Written Election of the DROP Program and Section 30-25 D (1) of the Borough Code is AMENDED to the following:

- D. Written Election. Eligible Officers who wish to be Participants in the DROP must signify that intention in writing as follows:
1. A Police Officer electing to participate in the DROP must complete and execute a “DROP Participation Election Form” to be filed with the Chief Administration Officer at least thirty (30) days prior to the date that the Employee is eligible to receive a Normal Retirement benefit under the Plan which shall evidence the member’s election to participate in the DROP. The form must be signed by the Police Officer and be notarized and submitted prior to the date on which the member wishes DROP participation to commence. The DROP Participation Election Form shall include an irrevocable notice to the BOROUGH, by the Police Officer member, that the Police Officer shall resign from employment with the Police Department effective on a specific date (the “resignation date”) that is no later than four (4) years from the effective date of the DROP Election Form. A Police Officer shall cease to work as and may no longer be employed as a Police Officer on the officer’s resignation date, unless the Borough properly terminates or honorably discharges the officer prior to the

resignation date. A participant may resign from employment while in DROP status, which shall terminate his/her participation in the DROP.

SECTION II: All BOROUGH elected and appointed officials are authorized to take all action necessary to ensure the implementation and effect the purpose hereof.

SECTION III: Any and all Ordinances and/or Resolutions, or parts thereof, conflicting herewith are repealed insofar as the matters herein are affected.

SECTION IV: The provisions of this Ordinance are severable, and if any clause, sentence, subsection or section hereof shall be adjudged by any court of competent jurisdiction to be illegal, invalid or unconstitutional, such judgment or decision shall not affect, impair or invalidate the remainder but shall be confined in its operation and application to the clause, sentence, subsection or section rendered. It is hereby declared the intent of the BOROUGH Council that this ordinance would have been adopted if such illegal, invalid, or unconstitutional clause, sentence, subsection, or section had not been included therein.

SECTION V: This is effective immediately upon enactment according to law, and shall remain in effect hereafter until revised, amended, or revoked by action of the Council of the BOROUGH of NEW HOPE.

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

DULY ENACTED AND ORDAINED this 21st day of FEBRUARY, 2023 by the Borough Council of New Hope Borough, Bucks County, Pennsylvania, in lawful session duly assembled.

Attest:

NEW HOPE BOROUGH COUNCIL



Peter Gray, Borough Manager

By: 

Connie Gering, President