

FORD CITY BOROUGH

ORDINANCE NO. 328

AN ORDINANCE

TO PROVIDE ADDITIONAL PENSION RIGHTS FOR EMPLOYEES OF FORD CITY BOROUGH UPON RETIREMENT

BE IT ORDAINED AND ENACTED by the Town Council of the Borough of Ford City, and it is hereby ordained and enacted by authority of the same:

SECTION 1. Definitions - That the following words and phrases unless a different meaning is plainly required by the context shall have the following meaning:

"Employee" - a person holding an office or position under the Borough of Ford City, or an institution supported and maintained by it in any capacity whatever, employed and paid on a yearly or monthly or per diem basis or employed and paid by the said Borough with its funds or through any separate institution supported and maintained by it through Trustees or otherwise. The term shall not include officers and employees paid wholly on a fee basis.

"Borough" - is Ford City Borough, a municipal corporation of the Commonwealth of Pennsylvania.

"Council" - the Town Council of Ford City Borough.

"Pension" - the monthly stipend provided for Borough Employees under the provisions of this Ordinance.

"Sick leave" - time during which the employee is absent from his duties due to some physical disability.

"Leave of absence" - time during which the employee is absent from his duties without pay, not on sick leave and granted specially by Council.

"Social Security" - the Social Security program of the United States Government.

SECTION 2. Retirement age and service. The provisions of this pension Ordinance shall apply only to those employees who have attained the age of 65 and shall have been, upon retirement, in the service of the Borough for a period of fifteen (15) years immediately preceding his date of retirement.

SECTION 3. Service allowance. That in computing the length of service of an employee for pension eligibility full credit shall be given to each employee for each year of service rendered to the Borough prior to the effective date of the pension, provided such service was continuous. The time during which an employee was absent on a leave of absence shall not be counted in computing the service upon his retirement, but the time absent on sick leave shall be counted in computing the service upon his retirement.

SECTION 4. Schedule of payments. That the pension benefits each employee will be paid, to be paid to him for the remainder of his life, shall be computed as a monthly stipend at a rate of \$1.25 for each year of continuous service rendered to the Borough immediately preceding his retirement. In computing the length of service, time absent on sick leave will be included, but time absent on leave of absence shall not be included although such leave of absence shall not be considered as an interruption of service.

SECTION 5. Other benefits. That the benefits granted by this Ordinance shall be in addition to any other retirement benefits to which the employee may be entitled to by virtue of social security, retirement plans provided for by the Borough, private retirement plans or otherwise, and provided further that nothing herein shall preclude any employees from joining in any other pension or retirement system.

SECTION 6. No vested interest. That this Ordinance may be repealed at any time and all payments hereunder shall thereupon cease. This provision in the Ordinance being notice to all employees that payments hereunder are in the discretion of the Borough authorities and that no rights to payments are vested in such employees.

SECTION 7. Exemption of pension payments. That the pension payments provided by this Ordinance shall be exempted from any Borough tax and from any and all claims of the Borough against the employee.

SECTION 8. Unassignability. That any expectancy which an employee has to pension payments under this Ordinance shall be unassignable for any purpose.

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SECTION 9. Effective date. That this Ordinance shall be effective immediately and the benefits provided for herein shall be retroactive to the first day of January 1955.

Done, ordained and enacted at a regular meeting of the Town Council of the Borough of Ford City, held in the Council Chambers the 14th day of February 1955.

Theodore Blaylock
President of Council

ATTEST:

Mary Anselik
Secretary

Approved this 2 day of March 1955.

Frank Lee Sr
Burgess

I hereby certify that the foregoing ordinance was duly advertised as provided by Law.

Mary Anselik
Secretary