

**BOROUGH OF CLARKS SUMMIT
COUNTY OF LACKAWANNA
COMMONWEALTH OF PENNSYLVANIA
ORDINANCE NO. 2017-11**

**AN ORDINANCE TO AMEND ORDINANCE OF THE
BOROUGH OF CLARKS SUMMIT PROVIDING FOR THE ESTABLISHMENT AND
REGULATION OF A PENSION PLAN FOR FULL-TIME NON-UNIFORMED
EMPLOYEES OF THE BOROUGH PURSUANT TO THE PROVISIONS OF THE
BOROUGH CODE, ACT OF FEBRUARY 1, 1966 (1965 P.L. 1656, NO. 581), ET SEQ.
AND ACT 205 (ORDINANCE NO. 2001-01)**

BE IT HEREBY ORDAINED AND ENACTED by the Borough Council of the Borough of Clarks Summit, Lackawanna County, Pennsylvania by the authority of and pursuant to the Act of Legislature, February 1, 1966, P.L. (1965) No. 581 Section 1005, as amended 1979, November 2, P.L. 458 No. 94, 53 P.S. Section 46005, et seq., known as the Borough Code and any other applicable law arising under the laws of the Commonwealth of Pennsylvania; that Ordinance No. 2001-01 is hereby amended as follows:

Section 6.1 CONTRIBUTIONS OF THE BOROUGH/EMPLOYER.

The Borough/Employer shall match active Participant's payroll withholding contributions to the Plan at a 1:1 ratio up to and including six percent (6%) of each active Participant's compensation as defined in section 2.5, effective January 1, 2015.

Section 6.2 CONTRIBUTIONS OF THE PARTICIPANTS.

An individual active Participant may contribute up to ten percent (10%) of compensation, as defined in section 2.5, into the plan, through payroll withholding (deduction) election; however, the Employer/Borough shall match only up to and including six percent (6%) as indicated in Section 6.1.

Repealer. Any Resolution, Ordinance or part of any Ordinance or Resolution inconsistent herewith and any amendments thereof are hereby expressly repealed insofar as they affect this Ordinance.

Severability. If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The Borough of Clarks Summit reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Ordinance and the effective administration thereof.

Effective Date. This Ordinance shall become effective immediately its upon passage.

ORDAINED AND ENACTED this 6th day of December, 2017.

Borough Council of the Borough of Clarks Summit

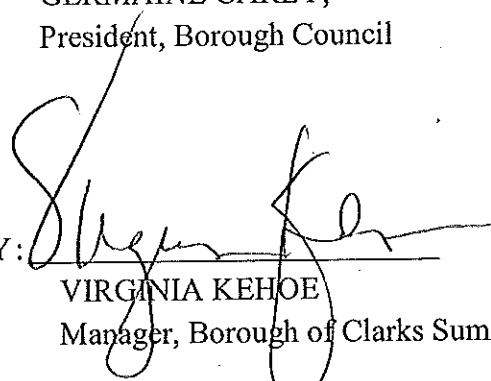
BY:



GERMAINE CAREY,
President, Borough Council

ATTEST:

BY:



VIRGINIA KEHOE
Manager, Borough of Clarks Summit

APPROVED by the Mayor this 6th day of December, 2017.

BY:



HERMAN JOHNSON
Mayor, Borough of Clarks Summit