

# TOWNSHIP OF LOWER PROVIDENCE

ORDINANCE NO. 680

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AN ORDINANCE OF THE TOWNSHIP OF LOWER PROVIDENCE, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING PROVISIONS OF THE LOWER PROVIDENCE TOWNSHIP RESTATED POLICE PENSION PLAN TO INCORPORATE CHANGES AGREED TO THROUGH COLLECTIVE BARGAINING

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**WHEREAS**, the Township of Lower Providence (the "Township") has previously enacted an Ordinance establishing the Lower Providence Township Police Pension Plan (the "Plan"); and

**WHEREAS**, the Plan was totally amended and restated, effective April 17, 2002, and amended further in 2016; and

**WHEREAS**, following the most recent round of collective bargaining with the labor organization which represents the Township's Police Officers, as well as following the receipt and review of an actuarial study, the Township and the Union agreed to certain pension-related changes involving non-intervening military time purchase; and

**WHEREAS**, it is in the best interest of the Plan to incorporate the above changes into the Plan document to remain in compliance with applicable law.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED**, by the Board of Supervisors of Lower Providence Township, as follows:

**SECTION 1. Service.** Section 1.10(e) of the Police Pension Plan is hereby amended to provide as follows:

(e). Credit for Military Service - Any employee employed as a member of the police force who has been a regularly appointed employee for a period of at least six months and who thereafter enters into the military service of the United States shall receive credit for all such military service, if he returns to employment with the employer within six months after his separation from military service.

In addition, an Officer may purchase service credit for up to five (5) years of active military service with the United States armed forces provided that such service occurred prior to the individuals employment as a Township Police Officer,

provided that the Officer is not entitled or eligible to receive and is not currently receiving, retirement benefits for such service from any retirement system administered and wholly or partially paid for by any other governmental agency. The amount due for the purchase of credit for military service other than intervening military service shall be computed in accordance with Section 4 of Act 600, 53 P.S. § 770. The amount due shall be calculated by applying the average normal cost rate for borough, town, township and regional police pension plans as certified by the Public Employee Retirement Commission or its successor, but not to exceed ten percent (10%), to the Officer's average annual rate of compensation over the first three (3) years of Township service and multiplying the result by the number of years and fractional part of a year of creditable non-intervening military service being purchased together with interest at the rate of four and three-quarters (4.75%) compounded annually from the date of the initial entry into Township service to the date of payment.

Notwithstanding the preceding, effective December 12, 1994, contributions, benefits, and service credit with respect to qualified military service will be provided in accordance with IRC section 414(u).

**SECTION 2. REPEALER.**

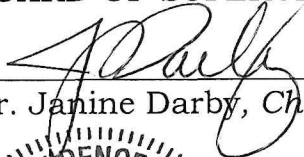
All Ordinances or parts of Ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

**SECTION 3. EFFECTIVE DATE.**

The terms of this Ordinance shall take effect immediately.

**ENACTED AND ORDAINED** this 21 day of March, 2024 by the Board of Supervisors of the Township of Lower Providence.

**TOWNSHIP OF LOWER PROVIDENCE  
BOARD OF SUPERVISORS**

  
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Dr. Janine Darby, Chair

Attested by:

  
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E.J. Mentry  
Township Manager & Secretary

