

TOWNSHIP OF RUSH

RESOLUTION NO. 2008- 10

A RESOLUTION OF THE TOWNSHIP OF RUSH, SCHUYLKILL COUNTY PENNSYLVANIA, AMENDING RESOLUTIONS 89-11, 91-8, 95-8, 97-13, 2000-2, AND 2003-03 WHICH CONTINUE AND AMEND THE RUSH TOWNSHIP'S POLICE PENSION PLAN FOR FULL TIME POLICE EMPLOYEES

WHEREAS, the Board of Supervisors of Rush Township has previously authorized and established a Police Pension Plan and, thus for purposes of compliance with Act 600 as amended by Act 30 of 2002; and,

NOW, THEREFORE, be it resolved and enacted by the Board of Supervisors of Rush Township that Resolutions 89-11, 91-8, 95-8, 97-13, 2000-2, and 2003-03 be and are hereby amended as follows:

1. The Police Pension Fund is hereby extended to benefit surviving spouses, and if no spouse survives or if he or she survives and subsequently dies or remarries then the child or children under the age of eighteen(18) years or if attending college, under the age of twenty-three years
2. The surviving spouse of a member of the police force or a member who retires on pension who dies or if no spouse survives or if he or she survives and subsequently dies(or remarries), then the child or children under the age of eighteen(18) years or if attending college, under or attaining the age of twenty-three(23) years, of a member of the police force or a member who retires on pension who dies shall during her lifetime or as long as she does not remarry in the case of a surviving spouse or until reaching the age of eighteen(18) years or if attending college, under or attaining the age of twenty-three(23) years, in the case of a child or children, be entitled to receive a pension calculated at the rate of no less than fifty(50%) per centum of the pension the member was receiving had he been retired at the time of his death.
3. The surviving spouse of a member of the police force who dies before his pension has vested or if no spouse survives or if he or she survives and subsequently dies, the child or children under the age of eighteen(18),or if attending college, under or attaining the age of twenty-three(23) years, of the member of the police force shall be entitled to receive repayment of all money which the member invested in the pension fund plus interest or other increases in value of the member's investment in the pension fund, unless the member designated another beneficiary for this purpose.
4. For purposes of this resolution, the phrase "ATTENDING COLLEGE" shall mean the

eligible children are registered at an accredited institution of higher learning and are carrying a minimum course load of seven credit hours per semester.

5. In the case of the payment of pensions for permanent injuries incurred in service and to families of members killed in service, the amount and commencement of the payments shall be fixed by regulations of the Township Supervisors and shall be calculated at a rate of no less than fifty per centum of the member's salary at the time the disability was incurred, provided that any member who receives benefits for the same injuries under Social Security shall have his disability benefits offset or reduced by the amount of such benefits.

6. Pensions for the families of members killed in service shall be calculated at one hundred per centum(100%) of the member's salary at the time of death.

RESOLVED and **ADOPTED** this 18th day of November, 2008 by a vote of the Township Supervisors at a regular monthly meeting held this date.

RUSH TOWNSHIP BOARD OF SUPERVISORS

by: Alan Eric Gillet
Chairman

Steph W Simbeck
Member

William J. Gandy Jr
Member

ATTEST: Terri Conville
Secretary