

BOROUGH OF CHARLEROI
WASHINGTON COUNTY, PENNSYLVANIA
RESOLUTION #1
for 1998

A RESOLUTION OF THE BOROUGH OF CHARLEROI, WASHINGTON COUNTY, PENNSYLVANIA, PROVIDING FOR THE ADOPTION OF A THREE (3) MONTH AGREEMENT FOR CHARLEROI BOROUGH THROUGH ITS POLICE DEPARTMENT TO PROVIDE POLICE PROTECTION FOR THE BOROUGH OF TWILIGHT, WASHINGTON COUNTY, PENNSYLVANIA, AT THE PER MONTH COST DESIGNATED IN THE SAID AGREEMENT.

BE IT RESOLVED by the Council of the Borough of Charleroi, Washington County, Pennsylvania as follows:

That the President of Council be and is authorized to execute, on behalf of the Borough of Charleroi, an Agreement providing for the Borough of Charleroi, through its Police Department, to provide twenty hours per week of police protection for the Borough of Twilight for a period of three (3) months commencing June 15, 1998, at a monthly fee of \$591.67.

RESOLVED this 11th day of June, 1998.

ATTEST:

BOROUGH OF CHARLEROI


Borough Secretary

BY: 
President of Council

(BOROUGH SEAL)

RESOLUTION NO. 2
for 1998

BOROUGH OF CHARLEROI POLICE PENSION PLAN
(as amended and restated, effective January 1, 1987)

A RESOLUTION OF THE BOROUGH OF CHARLEROI RELATIVE TO THE ESTABLISHMENT AND MAINTENANCE OF BOROUGH EMPLOYEES PENSION, ANNUITY, INSURANCE AND BENEFIT FUND OR FUNDS, TO AMEND CERTAIN PROVISIONS OF THE PENSION PLAN OR PROGRAM APPLICABLE TO THE POLICE OF SAID BOROUGH.

WHEREAS, the Borough of Charleroi (the "Borough") has previously enacted an Ordinance establishing the Borough of Charleroi Police Pension Plan (the "Plan"); and

WHEREAS, the Plan was totally amended and restated, effective January 1, 1987; and

WHEREAS, the Employer reserved the right to amend the Plan pursuant to Section 10.01; and

WHEREAS, the Employer now desires the Plan to be further amended to provide a cost-of-living increase for certain retired participants;

BE IT RESOLVED AND ADOPTED by the Borough Council of the Borough and it is HEREBY RESOLVED AND ADOPTED by authority of the same:

Effective January 1, 1998, the Plan is amended by adding a new Section 5.09 as follows:

- 5.09 Annual Cost-of-Living Adjustment - Each Participant who shall retire and commence receipt of the payment of a retirement benefit under Section 5.02 of the plan, shall be entitled to receive an annual cost-of-living adjustment to the amount of benefit being paid to the Participant as of each January 1, not including any Service Increment Benefit under Section 5.03. Such cost-of-living adjustment shall be a monthly amount equal to the sum of the amount of the cost-of-living adjustment being paid under the provisions of Act 147 which will be offset by this cost-of-living adjustment plus the monthly amount granted under Section 5.08 which is in excess of the Act 147 amount, plus seventy five dollars (\$75.00) payable for each month in which a retirement benefit is paid under the Plan on or after January 1, 1998. The said cost-of-living adjustment shall be increased by an amount equal to fifty dollars (\$50.00) per month as of each January 1 occurring on or after January 1, 1999. No such cost-of-living adjustment shall ever exceed any of the following limits: (1) the percentage increase in the consumer price index for Urban Wage Earners and Clerical Workers (CP1-W) for the year in which the Participant was last employed as an employee of the employer; (2) the total retirement benefits payable under the Plan shall not exceed seventy-five percent (75%) of the Participant's Final Monthly Average Salary; (3) the total cost-of-living increase shall not exceed thirty percent (30%) of the Participant's Retirement Benefit under the Plan; and (4) the Cost-of-Living Adjustment shall not impair the actuarial soundness of the Plan.

Each Participant who shall retire on or after January 1, 1998, shall be entitled to receive the then applicable cost-of-living adjustment commencing with the payment of the Participant's retirement benefit, and shall thereafter receive the applicable adjustment as in effect on each January 1.

Each Participant who shall have retired and have been receiving payment of a retirement benefit for twenty (20) years or more as of January 1, 1998, shall be entitled to receive the cost-of-living adjustment described herein in an amount which is twenty five dollars (\$25.00) per month greater than the amount described above, provided that the Plan shall continue to be fully funded and that the retirement benefit shall not exceed ten thousand dollars (\$10,000.00) per year.

RESOLVED AND ADOPTED this 8 day of October, A.D., 19 98.

ATTEST:

BOROUGH OF CHARLEROI


Borough Secretary
Elaine T. Martinko


President of Council
Walter J. Hopkins

EXAMINED AND APPROVED this 8 day of October, A.D., 19 98.

ATTEST:

BOROUGH OF CHARLEROI


Borough Secretary


Mayor



**Mockenhaupt
Associates**

*Specializing in Municipal Benefit
Consulting and Actuarial Services*

Complete Municipal
Benefit Consulting

Simplified Retirement
Plan Administration

Actuarial Valuations

Allocations/Recordkeeping

Compliance and Reporting

Retirement Plan Studies

Retiree Medical Cost Studies

Participant Communications

Benefit and Refund Calculations

Document Services

Municipal Employers
Insurance Trust (MEIT)

COBRA Administration

Retirement Check Processing

Select Governmental Accounting
Standards Services

Periodic Newsletters

Toll-Free Telephone Number

September 25, 1998

PERSONAL AND CONFIDENTIAL

Ms. Elaine Martinko
Borough Secretary
Borough of Charleroi
Municipal Building, Room 209
334 Fallowfield Avenue
Charleroi, PA 15022



*Copy
Council
Mayor
Gibb
Atty. General*

RE: Amendment to the Borough of Charleroi Police Pension Plan

Dear Elaine:

Enclosed please find the amendment to the Borough of Charleroi Police Pension Plan. This amendment effectively changes the prior practice of granting ad hoc cost-of-living adjustments into annual cost-of-living adjustment. The primary difference between a typical ongoing cost-of-living adjustment and what will be your practice will be that the ongoing benefit will be on a flat dollar basis rather than a percentage. My conversation with your Council President, Walter Hopkins, has caused us to revise the amendment to include active participants who subsequently retire after January 1, 1998. Our study did not include the active participants in the past. In the recently completed study, we had only included the current retirees as of January 1, 1998 and the two individuals that retired in 1998. We will need to update the study to include future retirees to make the study consistent with your objectives.

Should you have any questions, please feel free to contact me.

Yours truly,

Bill Asay

William C. Asay, CEBS
Vice President of Consulting Services

WCA:blv:g/wca:charleroi_amd
Enclosure

One Gateway Center, Suite 1225
420 Fort Duquesne Boulevard
Pittsburgh, PA 15222
(412) 394-9660 or 1-800-405-3620
Fax (412) 394-6339

MESSAGE CONFIRMATION

SESSION NO. = 305

09/30/98 14:38
ID=BOROUGH CHARLEROI

| DATE | TIME | S,R-TIME | DISTANT STATION ID | MODE | PAGES | RESULT | |
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BOROUGH OF CHARLEROI
WASHINGTON COUNTY, PENNSYLVANIA
RESOLUTION #3
for 1998

A RESOLUTION OF THE BOROUGH OF CHARLEROI, WASHINGTON COUNTY, PENNSYLVANIA, PROVIDING FOR THE ADOPTION OF A THREE (3) MONTH AGREEMENT FOR CHARLEROI BOROUGH THROUGH ITS POLICE DEPARTMENT TO PROVIDE POLICE PROTECTION FOR THE BOROUGH OF TWILIGHT, WASHINGTON COUNTY, PENNSYLVANIA, AT THE COST DESIGNATED IN THE SAID AGREEMENT.

BE IT RESOLVED by the Council of the Borough of Charleroi, Washington County, Pennsylvania as follows:

Resolution No. 1 adopted June 11, 1998 is hereby rescinded;

That the President of Council be and is authorized to execute, on behalf of the Borough of Charleroi, an Agreement providing for the Borough of Charleroi, through its Police Department, to provide twenty hours per week of police protection for the Borough of Twilight for a period of three (3) months commencing November 1, 1998, at a rate of \$591.67, the first month; at a rate of \$591.67 the second month; and at a rate of \$591.66 the third month.

RESOLVED this 8th day of October, 1998.

ATTEST:


Borough Secretary

BOROUGH OF CHARLEROI

BY: 
President of Council

(BOROUGH SEAL)

APPROVED this 8th day of October, 1998.

BY: 
Mayor

RESOLUTION NO: 4

BOROUGH OF CHARLEROI

SUPPORTING THE: The Monongahela River Conservation Plan

WHEREAS, the Charleroi Borough Council recognizes the importance of conserving the Monongahela River from Point Marion, PA to the Glenwood Bridge to foster the quality of life in Charleroi Borough, and

WHEREAS, The Steel Industry Heritage Corporation has completed a Monongahela River Conservation Plan for, The Monongahela River, which contains a number of conservation recommendations suitable for implementation, acquisition or development throughout the Monongahela River, and

WHEREAS, the Monongahela River Conservation Plan has been reviewed and found acceptable by the Charleroi Borough Council

NOW THEREFORE, the Charleroi Borough Council endorses the Monongahela River Conservation Plan, and will endeavor to take appropriate action to carry out its recommendations.

RESOLVED THIS 12 th DAY OF NOV. . 1998.

BOROUGH OF CHARLEROI

Edward M. Paluso
Edward M. Paluso, , Mayor

Walter J. Hopkins
Walter J. Hopkins, Council President

ATTEST:

James J. Martinello
Borough Secretary

PENNSYLVANIA

RESOLUTION NO. 5
for 1998

A RESOLUTION OF THE COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER OFFICIALS TO ENTER INTO A REIMBURSEMENT AGREEMENT WITH THE COMMONWEALTH OF PENNSYLVANIA FOR REIMBURSEMENT OF NON-FEDERAL SHARE OF COSTS PURSUANT TO THE INSTALLATION OF AUTOMATIC SIGNALS AT THE CROSSING IN PENNSYLVANIA.

WHEREAS, pursuant to Section 203 of the "Highway Safety Act of 1973" as amended, the United States Department of Transportation has allocated funds for the elimination of hazards at railway-highway crossing known as the FIFTH STREET crossing in the BOROUGH OF CHARLEROI Pennsylvania; and

WHEREAS, the Commonwealth of Pennsylvania has allocated the sum of TWO HUNDRED ELEVEN THOUSAND SEVEN HUNDRED FOURTEEN DOLLARS the project cost to complete the installation of flashing light signals, gates and traffic predictors at the FIFTH STREET crossing; and

WHEREAS, it is the responsibility of the BOROUGH of CHARLEROI to reimburse the Commonwealth of Pennsylvania for any monies not paid to the Commonwealth by the Federal Government for administering the project on behalf of the Borough of CHARLEROI

NOW, THEREFORE, BE IT RESOLVED by the COUNCIL OF THE BOROUGH OF CHARLEROI and it is hereby resolved as follows:

FIFTH STREET RAILROAD CROSSING
BOROUGH OF CHARLEROI
WASHINGTON COUNTY

THIS AGREEMENT, made and entered into this _____ day of _____, by and between the Commonwealth of Pennsylvania, acting through the Department of Transportation, hereinafter called the COMMONWEALTH,

and

THE BOROUGH OF CHARLEROI
of the Commonwealth of Pennsylvania, hereinafter called the PUBLIC BODY, whose address is
MUNICIPAL BUILDING
FOURTH & FALLOWFIELD
CHARLEROI
PA.15022-1409

W I T N E S S E T H

WHEREAS, the Congress of the United States has provided funds under "Highway Safety Act of 1973", and "Federal-Aid Highway Act of 1987" and may in the future provide additional funds under said "Federal-Aid Highway Act of 1987" and subsequent amendments thereto, to be administered by the United States Department of Transportation, Federal Highway Administration, hereinafter called FHWA,

WHEREAS, FHWA has apportioned funds to the various states in accordance with Section 203 of the "Highway Safety Act of 1973", and in accordance with Section 121 of the "Federal Aid Highway Act of 1973", and in accordance with Section 121 of the "Federal Aid Highway Act of 1987", for projects for the elimination of hazards at railway-highway crossings,

9. If the PUBLIC BODY shall fail to perform any of the terms, provisions and conditions of this Agreement, including, but not limited to, and default of payment for a period of ninety (90) days, the PUBLIC BODY authorizes the COMMONWEALTH to withhold so much of the PUBLIC BODY's Liquid Fuels Tax Fund allocation as may be necessary to complete the project or reimburse the COMMONWEALTH and/or party or parties entitled to receive such reimbursement in full for all costs due hereunder, and does hereby and herewith authorize the COMMONWEALTH to withhold such amount and to apply such funds, or portion thereof, to remedy such default.

10. The PUBLIC BODY agrees to be bound by the Act of May 20, 1937 (P.L. 728, No. 193), as amended by Act of October 5, 1978, (No. 260), which provides, in substance that the Board of Claims shall have jurisdiction of claims against the COMMONWEALTH arising from contracts and the power to order the interpleader or impleader of other parties, when necessary for a complete determination of any claim or counterclaim in which the COMMONWEALTH is a party.

11. The PUBLIC BODY agrees to be bound by the single audit requirements as detailed on Exhibit "B".