

**TOWNSHIP OF SOUTH FAYETTE  
ALLEGHENY COUNTY, PENNSYLVANIA**

**RESOLUTION No. 28 of 2019**

**A RESOLUTION OF THE TOWNSHIP OF SOUTH FAYETTE, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING CERTAIN PROVISIONS OF THE ANNUITY, INSURANCE AND BENEFIT FUND OR FUNDS FOR THE NON-UNION, NON-UNIFORMED EMPLOYEE 401(a) PENSION PLAN AND THE 401(a) PLAN FOR THE TOWNSHIP MANAGER**

**WHEREAS**, the Township has annually established the rate of employer contribution(s) into the non-union, non-uniformed employee 401(a) pension plan and the 401(a)-pension plan for the township manager; and

**WHEREAS**, the Board of Commissioners of the Township of South Fayette had previously established the non-union, non-uniform employer contribution rate through the adoption on the annual Minimum Municipal Pension Obligation and;

**WHEREAS**, the Township's auditor has requested that the Township pass a confirmatory resolution, which confirms that the Township established the rate of the employer contribution to both of the Pension Plans in an amount equal to 10.0% of each eligible Participant's Compensation for its fiscal year 2018; and

**WHEREAS**, the Township has agreed to adopt such a Resolution.

**NOW THEREFORE, BE IT RESOLVED**, and it is hereby resolved by the Board of Commissioners of the Township of South Fayette as follows:

**Section 1.** The Township's non-union, non-uniformed 401(a) Pension Plan Document and the Township's 401(a) plan for the Township Manager are hereby revised as follows:

"Article III Contribution of the Township Pension Document:

3.01 Effective January 1, 2020, the Employer shall make contribution or contributions to the Pension Fund in the amount equal to 10.0% of each eligible Participant's Compensation for the Plan Year."

**Section 2.** All prior resolutions, or portions thereof, that are inconsistent herewith are hereby repealed. Except as set forth above, the Board of Commissioners of the Township of South Fayette hereby ratify the terms and conditions of the Pension Plan Document.

**Section 3.** If any one or more of the provisions or terms of this Resolution shall be held invalid for any reason whatsoever, then, unless such provision or term is material to this Resolution as to render this Resolution impractical to perform, such provision or terms shall be deemed severable from the remaining provisions or terms of this Resolution and shall in no way affect the validity or enforceability of any other provision hereof.

**Section 4.** This Resolution shall be deemed to be effective as of January 1, 2020, nunc pro tunc.

RESOLVED and ENACTED this 11<sup>th</sup> day of December 2019.

Attest:

TOWNSHIP OF SOUTH FAYETTE

  
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JOHN M. BARRETT  
TOWNSHIP MANAGER

  
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RAYMOND PITETTI, PRESIDENT  
BOARD OF COMMISSIONERS