

ORDINANCE NO. 63 _____

**AMENDMENT TO ORDINANCE NO. 53, REGARDING THE
BERWICK TOWNSHIP'S NON-POLICE PENSION PLAN**

WHEREAS, the Board of Supervisors of Berwick Township desires to amend Ordinance No. 53 regarding the Pension Plan and Benefits for all non-police employees of Berwick Township;

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of Berwick Township that the provisions of a Pension Plan prepared by the Trustee's Insurance Fund, Camp Hill, Pennsylvania for the benefit of all non-police employees of Berwick Township, is hereby amended as follows:

Section 1. Section 3 of Ordinance No. 53 currently reads as follows: "The pension benefits shall consist of 1.5% of the final average monthly salary, averaged over the final thirty-six (36) months of employment multiplied by the years of service at retirement."

Section 2. Section 3 of Ordinance No. 53 is amended to read as follows: The pension benefits shall consist of 1.5% of the final average monthly salary, averaged over the final thirty-six (36) months of employment multiplied by the years of service at retirement. Upon the death of an active member who is (1) eligible for retirement on the date of his/her death but who is not retired; or (2) an active vested or terminated vested employee on the date of his/her death, the surviving spouse shall be entitled to a survivor's benefit equal to fifty percent (50%) of the participant's benefit accrued at the time of the his/her death. Payments of the benefits shall terminate upon death or remarriage of the surviving spouse. In the event that a spouse does not survive the member, but by minor dependent child(ren), the survivor benefit shall be paid to such

child(ren), in equal shares until he, she or they shall have attained the age of eighteen (18) years. All benefits paid hereunder shall be paid monthly.

Section 3. Severance Clause. Should any section, paragraph, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of said Ordinance shall not be affected thereby and shall remain in full force and effect.

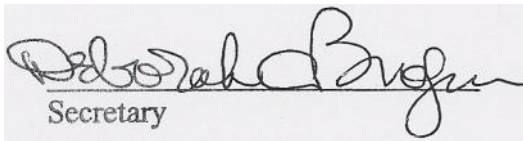
Section 4. Repealer Clause. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

This Ordinance shall become effective five (5) days after the adoption hereof.


ENACTED AND ORDAINED into an Ordinance this 23rd day of May
2005.

ATTEST:

**BERWICK TOWNSHIP
BOARD OF SUPERVISORS**



Secretary



Alan S. Car, Chairman