RESOLUTION NO. 14 of 2026

NEWPORT TOWNSHIP

A RESOLUTION PROVIDING FOR THE AMENDMENT OF THE PENSION PLAN FOR THE POLICE OFFICERS OF NEWPORT TOWNSHIP IN ACCORDANCE WITH ACT 600

WHEREAS, the Act of May 29, 1956, (1955 P.L. 1804, No. 600) ("Act No. 600"), as amended and supplemented (hereinafter referred to as "Act 600"), established regulations for Townships with police forces of three (3) or more full-time members to elect and to provide a Police Pension Fund or Annuity for the benefit of their police officers;

WHEREAS, Newport Township (the "Township"), by previous Ordinance No. 6 of 2000, and amendments thereto, established a Police Pension Fund;

WHEREAS, the Police Pension Fund established pursuant to Ordinance No. 6 of 2000, and amendments thereto, was not subject to the requirements of Act 600 inasmuch as the Township, at the time of adoption of said Ordinance, maintained a police force of only two (2) full time police officers;

WHEREAS, the Township has, since the adoption of Ordinance No. 6 of 2000, and amendments thereto, expanded its police force and currently employs five (5) full time police officers;

WHEREAS, a compliance audit of the Township's Police Pension Fund for the period of January 1, 2018 through December 31, 2021, was conducted by the Commonwealth of Pennsylvania, Department of the Auditor-General, pursuant to authority derived from the Municipal Pension Plan Funding Standard and Recovery Act, Act 205 of 1984, as amended, 53 P.S. §895.402(j);

WHEREAS, the Commonwealth of Pennsylvania, Department of the Auditor-General issued a report of its compliance audit in March 2023, pursuant to which it has determined that Township's Police Pension Fund is fundamentally sound, except for certain findings and recommendations noted therein, among which was that the Township amend its Police Pension Fund to bring same into compliance with the provisions of Act 600, as amended and supplemented;

WHEREAS, the Township, on June 5, 2023, enacted and Ordinance No. 3 of 2023, titled "An Ordinance Providing for the Amendment of the Pension Plan for the Police Officers of Newport Township in Accordance With Act 600", pursuant to which the Township amended the previous Police Pension Fund Ordinance in order to incorporate the findings and recommendations of the audit conducted by the Commonwealth of Pennsylvania, Department of the Auditor-General including but not limited to, bringing said Police Pension Fund into compliance with the provisions of Act 600, as amended and supplemented.

WHEREAS, Item 9 of Ordinance No. 3 of 2023 provides in its entirety, as follows:

ITEM 9 CHARGES AGAINST MEMBERS

Every member shall be responsible for the payment of a monthly sum equal to Five (5%) percent of his/her monthly compensation as a member of the Newport Township Police Force into the Police Pension Fund so long as the member is employed by the Newport Township Police Force. The Board shall have the right and power to withhold such monthly contribution from the member's salary.

The Board may provide for exemption from the member contribution if the Actuary determines that the pension fund is actuarially sound and that contributions by members are not required.

The Pension payment herein provided for shall not be subject to attachment, assignment, execution, levy, garnishment or other legal process.

WHEREAS, the Board of Commissioners has determined that a reduction in the percentage of the member contribution to the Police Pension Fund from five percent (5%) to two percent (2%) is warranted, retroactive to the Township's enactment of Ordinance No. 3 of 2023 on June 5, 2023, because the Police Pension Fund is actuarially sound and a five percent (5%) contribution is not required.

NOW, THEREFORE, BE IT RESOLVED that Board of Commissioners of Newport Township hereby adopts the following Resolution providing for an Amendment to Item 9 of Ordinance No. 3 of 2023, titled "An Ordinance Providing for the Amendment of the Pension Plan for the Police Officers of Newport Township in Accordance with Act 600" of regulations governing its Police Pension Fund:

Section 1.

Item 9 of Ordinance No. 3 of 2023 is hereby amended to read as follows:

ITEM 9 CHARGES AGAINST MEMBERS

Every member shall be responsible for the payment of a monthly sum equal to Two (2%) percent of his/her monthly compensation as a member of the Newport Township Police Force into the Police Pension Fund so long as the member is employed by the Newport Township Police Force. The Board shall have the right and power to withhold such monthly contribution from the member's salary.

The Board may provide for exemption from the member contribution if the Actuary determines that the pension fund is actuarially sound and that contributions by members are not required.

The Pension payment herein provided for shall not be subject to attachment, assignment, execution, levy, garnishment or other legal process.

Section 2.

The remaining provisions set forth in Ordinance No. 3 of 2023 are unchanged and shall remain in full force and effect.

Section 3

The effective date of this Resolution shall be made retroactive to the Township's enactment of Ordinance No. 3 of 2023 on June 5, 2023, because the Police Pension Fund is actuarially sound and a five percent (5%) contribution is not required.

Section 4

All Resolutions and Ordinances, or parts thereof, which are inconsistent with this Resolution are hereby repealed.

ENACTED AND RESOLVED by the Board of Commissioners of Newport Township on this 3rd day of August 2026.

Joseph Hillan
Secretary

Paul Czapracki
President, Board of Commissioners