

RESOLUTION NO.: 2013-R33
SPONSOR: MAYOR NORTON
INTRODUCED: MAY 14, 2013

ASSIGNED TO: FINANCE

A RESOLUTION AMENDING RESOLUTION 2004-R06, WHICH AUTHORIZED THE CITY OF GREEN TO PICK UP THE STATUTORILY REQUIRED CONTRIBUTIONS TO THE POLICE AND FIRE PENSION FUND FOR EMPLOYEES OF THE CITY OF GREEN, AND DECLARING AN EMERGENCY.

WHEREAS, eligible employees of the City of Green Fire Division participate in the Ohio Police and Fire Fund ("OP&F"); and

WHEREAS, City Council has previously adopted a "pick-up" of the mandatory contributions required in Section 742.31 of the Ohio Revised Code for participating employees of Green's Fire Division who are members of the OP&F; and

WHEREAS, OP&F has adopted new procedures for reporting "pick-up" contributions in order to properly prepare 1099-R Forms for its members; and

WHEREAS, City Council wishes to reaffirm, amend and restate its prior resolution (Resolution 2004-R06) in order to continue to "pick-up" contributions under the new procedures.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

Effective as of July 7, 2013 (10.75%), July 6, 2014 (11.5%), and July 5, 2015 (12.25%), City Council authorizes the City to continue to "pick-up" all mandatory contributions of employees who are members of the OP&F through payroll reduction.

SECTION TWO:

The "pick-up" contributions paid through payroll reduction, even though designated as employee contributions for state law purposes, shall be paid by the City in lieu of contributions by the employee.

SECTION THREE:

The "pick-up" contributions will not be included in the gross income of the employee, for tax reporting purposes that is for federal and state income withholding taxes, unless distributed from OP&F.

SECTION FOUR:

The "pick-up" contributions will be included in the gross income of the employee, for employment tax purposes, as the contributions are made to the OP&F.

SECTION FIVE:

The employee shall not be entitled to any option of choosing to receive the contributed amounts directly instead of having them paid by the City of Green to the OP&F.

SECTION SIX:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION SEVEN:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: June 11, 2013
Molly Kapeluck
Molly Kapeluck, Clerk

Dave France
Dave France, Council President

APPROVED: June 11, 2013
Richard G. Norton
Richard G. Norton, Mayor

COPIED _____
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: June 11, 2013

ON ROLL CALL: Colopy -yea France -yea Humphrey -yea Knodel -yea
Neugebauer -yea Reed -yea Summerville -yea Adopted 7-0

Suburbanite publication on June 16 and June 23, 2013
Molly Kapeluck
Molly Kapeluck, Clerk

05/08/2013 Approved as to form and content by Stephen J. Pruneski, Law Director SP 5/7/13