

RECEIVED

APR 15 2003

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WHEREAS, the Borough of Frackville (the "Employer"), effective January 1, 1991, established a retirement plan for certain of its employees known as the Borough of Frackville Non-Union, Non-Uniformed Employees Pension Plan (the "Prior Plan").

WHEREAS, the Employer now desires to enter the Pennsylvania State Association of Boroughs Master Plan and Trust (the "PSAB Master Plan and Trust"), effective as of December 31, 2002; and

WHEREAS, in accordance with such purpose, the Employer hereby adopts the PSAB Master Plan and Trust and the accompanying joinder agreement, which documents together shall constitute the retirement plan known as the Borough of Frackville Non-Union, Non-Uniformed Employees Pension Plan (the "Plan");

WHEREAS, said Plan shall be deemed to be a continuation of and a successor to the Prior Plan;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED that, effective as of December 31, 2002, the accompanying joinder agreement and the terms of the Pennsylvania State Association of Boroughs Master Plan and Trust are hereby adopted by the Employer, to be known as the Borough of Frackville Non-Union, Non-Uniformed Employees Pension Plan;

FURTHER ORDAINED AND ENACTED, that said Plan shall be deemed to be a successor to and a continuation of the Prior Plan;

FURTHER ORDAINED AND ENACTED, that Employee Benefit Data Services, the named Administrator of the PSAB Master Plan and Trust, is hereby authorized to take any and all such steps as may be necessary to have the assets of the Prior Plan transferred to the Master Trust and to have the title and management of such assets assigned to the Trustee of the Master Plan and Trust.

ORDAINED AND ENACTED this 10th day of March, A.D., 2003

ATTEST:

Brenda Pectey

BOROUGH OF FRACKVILLE

Adel Hater
President of Council

EXAMINED AND APPROVED this 10th day of March, A.D., 2003.

Adel Hater
Signature