

**BOROUGH OF FRACKVILLE**  
**SCHUYLKILL COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1-11

AN ORDINANCE OF THE BOROUGH OF FRACKVILLE AMENDING  
ORDINANCE NO. 76-1 AS TO THE POLICE PENSION PLAN, AS WELL AS  
SUBSEQUENT AMENDMENTS THERETO

BE IT ENACTED AND ORDAINED by Council of the Borough of Frackville, Schuylkill County, Pennsylvania, and it is hereby enacted and ordained by authority of the same as follows:

SECTION 1. Normal Retirement Option

The benefits from the Police Pension Plan shall be payable to officers who have served in the Borough in a full-time capacity and who meet the following requirements, after which the officer may retire from service with the Borough. Upon completion of a minimum period of total service in the aggregate of twenty-five (25) years and upon reaching the age of 55 years or, if an actuarial study of the cost shows that such reduction in age is feasible, may fix the age of members of the force at 50 years.

SECTION 2. Killed in Service Benefit

The Borough has adopted the provisions of Act 51 of 2009, which provides a death benefit of \$100,000 to the family of an officer who dies as a result of the performance of his duty.

SECTION 3. Survivor's Benefit

A lifetime survivor's benefit must be provided to the surviving spouse (or if no spouse survives or if he or she subsequently dies, the child or children under 18 years of age or, if attending college, under or attaining the age of 23), of no less than fifty (50%) percent of the pension the member was receiving or would have been entitled to receive had he retired at the time of death ("attending college" shall mean the eligible children are registered at an accredited institution of higher learning and are carrying a minimum course load of seven (7) credit hours per semester).

SECTION 4. Service-related Disability Benefit

The benefit must be in conformity with a uniform scale and fixed by the Plan's governing document at no less than fifty (50%) percent of the member's salary at the time the disability was incurred, reduced by the amount of social security/disability benefits received for the same injury.

SECTION 5. The remaining sections of Ordinance No. 76-1, as amended, shall remain in full force and effect.

SECTION 6. Repealer

All ordinances or resolutions or parts of ordinances or resolutions which are inconsistent herewith are hereby repealed to the extent that the same are inconsistent with the terms of this ordinance.

ENACTED and ORDAINED into an Ordinance this 13<sup>th</sup> day of April, 2011, by Council of the Borough of Frackville in lawful session duly assembled.

ATTEST:

Branda Deeter  
Secretary

**BOROUGH OF FRACKVILLE**

By: Ronald Juh  
President, Borough Council

APPROVED:

Tom Hallips  
Mayor