

ORDINANCE 1245

AN ORDINANCE OF THE BOROUGH OF DONORA
AMENDING THE POLICE PENSION PLAN

BE IT ORDAINED AND ENACTED by the Council of the Borough of Donora as follows:

Section One: Article VI of Ordinance 1243 shall be amended by the inclusion of the following:

6.01 Disability Retirement Benefits - If a Participant who has completed at least ten (10) years of Aggregate Service with the Employer becomes Totally and Permanently disabled, he would be entitled to receive a Disability Retirement Benefit in an amount equal to fifty percent (50%) of his Final Monthly Average Salary. However, if a Participant has completed less than ten (10) years of Aggregate Service, becomes disabled, his Disability Retirement Benefits shall be in an amount equal to fifty percent (50%) of Final Monthly Average Salary, reduced by five percent (5%) for each complete year of Aggregate Service which is less than ten (10).

6.02 Payment of Disability Benefits - Disability retirement payments shall be made monthly as of the first day of each month. The first installment of any retirement benefit payable to a disabled Participant shall be payable as of the first day of the month next following the Disability Retirement Date.

The Participant's Disability Retirement Benefit shall be offset by fifty percent (50%) of any benefit received from Social Security due to old age or Total and Permanent Disability.

6.03 Verification of Disability Benefits - Disability benefits awarded because of Total and Permanent Disability shall be terminated:

- (a) if the Employer shall determine, on the basis of a medical examination by a physician acceptable to the Employer, that the Participant, prior to normal retirement date, has sufficiently recovered to return to regular, gainful work;
- (b) if the Participant refuses to undergo a medical examination prior to normal retirement age, which may be ordered by the Employer or the Administrator, provided that the Participant may not be required to undergo a medical examination more often than once every twelve (12) months; or
- (c) if the Participant is employed in any capacity as a full-time employee of the Employer.

Section Two: The effective date of this Amendment shall be the retroactive effective date of Ordinance 1243, that is January 1, 1989.

ORDAINED AND ENACTED this 11th day of MAY, 1989.

John Lynelli
President of Council

EXAMINED AND APPROVED this 12th day of MAY, 1989.

Anthony A. Massogha
Mayor

ATTEST:

Raymond A. Tomasco
Borough Secretary