

RESOLUTION NO. 28-13

A RESOLUTION RESTATING AND REAFFIRMING PARTICIPATION OF THE CITY OF PAINESVILLE IN THE OHIO POLICE AND FIRE PENSION FUND AS IT RELATES TO THE FIRE CHIEF OF THE CITY OF PAINESVILLE, OHIO, AND DECLARING AN EMERGENCY

WHEREAS, the Fire Chief participates in the Ohio Police and Fire Pension Fund;

WHEREAS, the City Council has previously adopted Section 167.15 and 167.151 of the City of Painesville Codified Ordinances, a pick-up of 8.5% of the ten percent (10%) mandatory contributions required under law by Section 742.31 of the Ohio Revised Code for participating Fire Chiefs of the Fire Department who are members of the Ohio Police & Fire Pension Fund;

WHEREAS, Ohio Police & Fire Pension Fund has adopted new procedures for reporting picked-up contributions in order to properly prepare 1099-R forms for its members;

WHEREAS, the City of Painesville Council wishes to reaffirm, amend and/or restate its prior Resolution in order to continue the pick-up under the new procedures;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY OHIO:

SECTION I. That the City of Painesville has determined to continue to pick-up all of the mandatory contributions by the employees who are members of the Ohio Police and Fire Pension Fund through a payroll reduction:

July 7, 2013 - 10.75%

July 6, 2014 - 11.50%

July 5, 2015 - 12.25%

SECTION II. That said picked-up contributions paid through a payroll reduction, even though designated as employee contribution for state law purposes are being paid by the City of Painesville in lieu of said contributions by the employee.

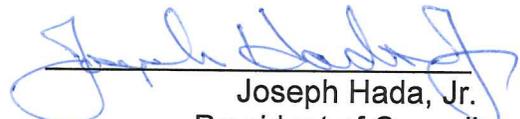
SECTION III. That said picked-up contributions will not be included in the gross income of the employees for tax reporting purposes, that is, for federal or state income tax withholding taxes, until distributed from the Ohio Police and Fire Pension Fund.

SECTION IV. That said picked-up contributions will be included in the gross income of the employees, for employment tax purposes, as the contributions are made to the Ohio Police and Fire Pension Fund; and

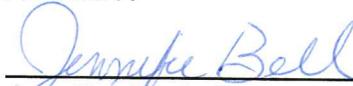
SECTION V. That said employees shall not be entitled to any option of choosing to receive the contributed amounts directly instead of having them paid by the City of Painesville to the Ohio Police and Fire Pension Fund.

SECTION VI. That this Resolution is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the continuance of the daily activities of the municipal operation and therefore, this Resolution shall become effective immediately upon its passage.

PASSED: June 3, 2013


Joseph Hada, Jr.
President of Council

ATTEST:


Jennifer M. Bell
Clerk of Council