

**BOROUGH OF FREEPORT**

**ORDINANCE NO. 346**

**THIRD AMENDMENT TO THE**

**BOROUGH OF FREEPORT POLICE PENSION PLAN  
(as amended and restated, effective January 1, 1992)**

AN ORDINANCE OF THE BOROUGH OF FREEPORT RELATIVE TO THE ESTABLISHMENT AND MAINTENANCE OF EMPLOYEES PENSION, ANNUITY, INSURANCE AND BENEFIT FUND OR FUNDS, TO AMEND CERTAIN PROVISIONS OF THE PENSION PLAN OR PROGRAM APPLICABLE TO THE POLICE OF SAID BOROUGH:

WHEREAS, the Borough of Freeport (the "Borough") has previously enacted an Ordinance establishing the Borough of Freeport Police Pension Plan (the "Plan"); and

WHEREAS, the Plan was totally amended and restated, effective January 1, 1992; and

WHEREAS, the Borough reserved the right to amend the Plan pursuant to section 9.01; and

WHEREAS, the Borough now desires the Plan to be further amended;

BE IT ORDAINED AND ENACTED by the Borough Council and it is HEREBY ORDAINED AND ENACTED by authority of the same:

Effective January 1, 2002, section 1.16 is amended by adding Paragraph (d) to the definition of Employment as follows:

1.16 "Employment" shall mean for the purpose of determining Aggregate Service:

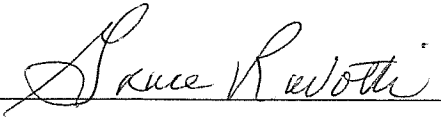
- (d) Participant's shall include as service for retirement plan purposes, any period of qualified military service as determined under the requirements of Chapter 43 of Title 38, United States Code, provided that the Participant returns to Employment following such period of qualified military service, and the Participant makes payment to the Plan in an amount equal to the Participant Contributions that would otherwise have been paid to the Plan during such period of qualified military service. The amount of Participant Contributions shall be based upon an estimate of the Compensation that would have been paid to the Participant during such period of qualified military service as determined by the average Compensation paid to the Participant during the twelve (12) months immediately preceding the period of qualified military service. The amount of Participant Contributions so calculated must be paid into the Plan before the end of the period that begins on the date of re-employment and ends on the earlier of the date that

ends the period that has a duration of three (3) times the period of qualified military service, or the date that is five (5) years after the date of re-employment.

ORDAINED AND ENACTED this 1st day of APRIL, A.D., 2002.

ATTEST:

BOROUGH OF FREEPORT

  
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Borough Secretary

  
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President of Council

EXAMINED AND APPROVED this 1st day of APRIL, A.D., 2002.

  
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Mayor of Freeport Borough