

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

RESOLUTION NO. 5-04-3

AMENDED AND RESTATED RESOLUTION OF THE COUNCIL OF
THE VILLAGE OF NEW CONCORD, OF MUSKINGUM COUNTY,
OHIO

The Council of the Village of New Concord, Muskingum County, Ohio met at a duly called and authorized meeting of the Council of the date set forth below, such meeting being duly called pursuant to a notice stating the time, place and purpose of the meeting received by all Council members, and the following resolutions were made, seconded and adopted by those present at the meeting.

WHEREAS, the eligible employees of the police department participate in the Ohio Police and Fire Pension fund ("OP&F");

WHEREAS, the Village Council has previously adopted a pick-up (10%) of the ten percent (10%) mandatory contributions required under by Section 742.31 of the Ohio Revised Code for participating employees of the police department who are members of the OP&F;

WHEREAS, OP&F has adopted new procedures for reporting picked up contributions in order to properly prepare 1099-R forms for its members;

WHEREAS, the Village Council wishes reaffirm and amend and restate its prior resolution in order to continue the pick-up under the new procedures;

NOW, THEREFORE, BE IT RESOLVED, that effective as of the January 1, 2004 has determined to continue to pick-up all of the ten percent (10%) mandatory contributions by the employees who are members of the Ohio Police and Fire Pension fund through payroll reduction.

BE IT FURTHER RESOLVED, that said picked up contributions paid through a payroll reduction, though designated as employee contributions for state law purposes, are being paid by the Village Council in lieu of said contributions by the employees;

BE IT FURTHER RESOLVED, 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;

BE IT FURTHER RESOLVED, 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 Village Council to the Ohio Police and Fire Pension Fund.

Dated this 10th day of May, 2004.

Sue Wilson
Secretary or Authorized Signature

SUE WILSON
Name

CLERK/TREASURER
Title