

RESOLUTION AUTHORIZING PICK UP OF EMPLOYEE'S OPERS CONTRIBUTION

Resolution No. 46-07

RESOLUTION THAT COLERAIN TOWNSHIP WILL PICK UP
THE EMPLOYEE'S STATUTORILY REQUIRED CONTRIBUTION TO
THE PUBLIC EMPLOYEES RETIREMENT SYSTEM OF OHIO
FOR ASSISTANT ADMINISTRATOR / ECONOMIC DEVELOPMENT
DIRECTOR
PURSUANT TO I.R.C. SECTION 414 (h)(2).

WHEREAS, pursuant to federal and Ohio laws, Colerain Township may offset future salary increases and "pick up" (assume and pay) the statutorily required contributions by such elected officials and covered employees to the Public Employees Retirement System of Ohio (OPERS) and such individuals would not be required to pay federal and state income taxes on such contributions; and

WHEREAS, this resolution amends Resolution 37-07, passed by the Board on July 10, 2007, which resolution was defective because it contained the name of the employee and not merely his position.

NOW, THEREFORE, be it RESOLVED by the BOARD OF TRUSTEES OF COLERAIN TOWNSHIP, HAMILTON COUNTY, OHIO, that:

SECTION 1: Effective July 15, 2007 the full amount of the Assistant Administrator / Economic Development Director's statutorily required contributions to the Public Employees Retirement System of Ohio shall be picked up and paid as a fringe benefit by the Township. This "pick up" by Colerain Township is, and shall be designated as, public employee contributions and shall be in lieu of contributions to OPERS by the Assistant Administrator / Economic Development Director. No person subject to this "pick up" shall have the option of choosing to receive the statutorily required contribution to OPERS directly instead of having it "picked up" by Colerain Township or of being excluded from the "pick up". Colerain Township shall, in reporting and making remittances to OPERS, report that the said public employee's contribution subject to this "pick up" has been made as provided by the statute. Therefore, contributions, although designated as employee contributions, are employer-paid, and employees do not have the option to receive the contributions directly. All contributions are paid by the employer directly to the plan.

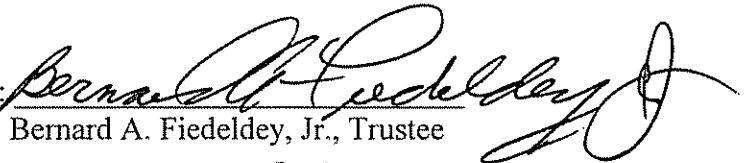
SECTION 2: Under the Fringe Benefit Method of Employer pick-up, salary is not modified, however, the employer will pay that the said employee's statutorily required contribution to OPERS.

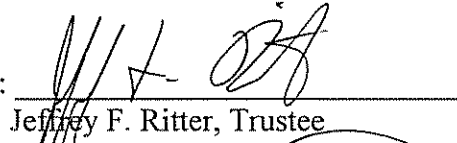
SECTION 3: The Fiscal Officer is hereby authorized and directed to implement the provisions of this Resolution to institute the "pick up" of the statutorily required contributions to OPERS for the Assistant Administrator / Economic Development Director, so as to enable him to have his

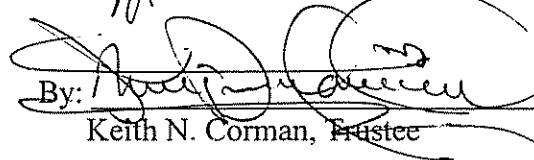
employee contributions paid by Colerain Township.

Adopted this 25th day of September, 2007 in regular session.

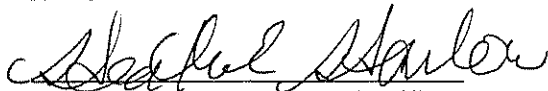
BOARD OF TRUSTEES,
COLERAIN TOWNSHIP,
HAMILTON COUNTY, OHIO

By: 
Bernard A. Fiedeldey, Jr., Trustee


By: 
Jeffrey F. Ritter, Trustee

By: 
Keith N. Corman, Trustee

Attest:


Heather E. Harlow, Fiscal Officer

Approved as to form:


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