

MUNICIPALITY OF MONROEVILLE  
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 1727

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE  
RELATIVE TO THE ESTABLISHMENT AND MAINTENANCE OF  
MUNICIPAL POLICE PENSION, ANNUITY, INSURANCE  
AND BENEFIT FUND OR FUNDS, TO AMEND CERTAIN  
PROVISIONS OF THE PENSION PLAN OR PROGRAM  
APPLICABLE TO THE POLICE OF SAID MUNICIPALITY,  
TO PROVIDE A DISABILITY PENSION BENEFIT.

WHEREAS, the Municipality of Monroeville (the "Municipality") has  
previously enacted an Ordinance establishing the Municipality of Monroeville  
Police Pension Plan (the "Plan");

WHEREAS, the Municipality and Police, as a result of collective  
bargaining, desire to amend the Plan to provide for the payment of long term  
disability benefits from the Plan to such of the Municipality's police  
officers as may qualify for such benefits;

WHEREAS, the Plan's actuary has determined that the addition of a  
disability benefit to the Plan is in accordance with sound actuarial  
practice.

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

SECTION 1.      Adoption of Disability Benefit Provisions - Effective  
November 1, 1990, a Plan participant who becomes "totally and permanently  
disabled" shall be entitled to a monthly disability benefit payable from the  
Plan, as further provided in this Ordinance.

SECTION 2.      Calculation of Benefits - The amount of monthly benefit payable to a Plan participant who is "totally and permanently disabled" shall be equal to the following:

a.      Work Related Disability From Day One on the Job - 50 percent of the participant's "final monthly average wage" as defined in Section 3 below, reduced, dollar for dollar, by the monthly amount of any short-term disability payments, workmen's compensation benefits, Federal social security disability payments or any other benefits provided by the Municipality, to the extent and only to the extent that a Plan participant shall not receive more than 100 percent of participant's annual wage at the time participant is declared disabled.

b.      Non Work Related Disability - A Plan participant shall receive a percentage of the benefits set forth in Paragraph 2.a above, based upon years of service as a police officer for the Municipality according to the following schedule:

- 1-5 years of service - 15 percent of pension benefit
- 5-10 years of service - 50 percent of pension benefit
- 10-15 years of service - 75 percent of pension benefit
- 15 or more years of service - full pension benefit

SECTION 3.      It is the intention of the Municipality to exclude consideration of short term disability payments, workmen's compensation payments and the like when calculating a participant's final monthly average wage for disability benefit purposes. Therefore, for purposes of the Plan, "final monthly average wage" shall take into account only wages paid to the participant while he was an active employee. "Final monthly average wage" shall be calculated on the basis of the Plan participant's highest 36 months of wages, or if the participant has worked less than 3 years on the job, the

average of months actually worked. Pension benefits shall be calculated from the date of application or the date upon which the Plan participant is determined to be totally and permanently disabled.

SECTION 4.     Definition of "Total and Permanent Disability" and "Wages" - "Total and Permanent Disability" shall mean a condition of physical or mental impairment due to which Plan participant is unable to perform the usual and customary duties of a Monroeville police officer, which condition is reasonably expected to continue to be permanent for the remainder of the Participant's lifetime.

For purposes of the Plan, a condition shall be treated as a "total and permanent disability" irrespective of whether such condition results from the Plan participant's performance in the line of duty as a member of the Municipality's police force.

Whether a plan participant is "totally and permanently disabled" for Plan purposes shall be determined by a medical examiner appointed by or acceptable to the Municipality.

"Wages" are total compensation, including but not limited to, overtime, longevity, shift differential, and premium pay. Wages shall be based upon an individual's W-2 Form for a calendar year.

SECTION 5.     Payment of Disability Benefits - Disability payments from the Plan shall be made monthly as of the first day of each month commencing as of the first day of the month immediately following or coincident with the participant's disability date.

SECTION 6.     The disability benefit provided by this Ordinance shall also include the Widow's Benefit established by Monroeville Ordinance #892.


SECTION 7. The appropriate officers of the Municipality are hereby authorized to take whatever actions they deem necessary or appropriate to carry out the intent of this Ordinance.

SECTION 8. The remainder of the Monroeville Police Pension Ordinances shall remain in full force and effect, except as expressly amended by this Ordinance.

ORDAINED AND ENACTED this 13th day of November, 1990.

ATTEST:

THE MUNICIPALITY OF MONROEVILLE:

  
Robert N. Decker  
Municipal Management Consultant

  
Thomas R. Schuerger  
Mayor

ENTERED INTO LEGAL BOOK ON: November 23, 1990