

**KISKIMINETAS TOWNSHIP**  
**ORDINANCE 5-2019**

**AN ORDINANCE AMENDING THE EXISTING KISKIMINETAS TOWNSHIP NON-UNIFORMED RETIREMENT PLAN ("PLAN") ARMSTRONG COUNTY, PENNSYLVANIA, IN ORDER TO ADD DEFINED CONTRIBUTION FEATURES AND TO COMPLY WITH THE FEDERAL AND COMMONWEALTH OF PENNSYLVANIA LAWS AND REGULATIONS IN EFFECT.**

**WHEREAS**, The Township intends for this Plan to comply with the tax-exempt retirement plan requirement of the Internal Revenue Code of 1986 (as amended) Section 401(a), and, as a result, the Township adopts the attached Plan amendments.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by Kiskiminetas Township, Armstrong County, Pennsylvania and it is hereby ordained and enacted by the authority of the same as follows:

**SECTION ONE: ESTABLISHMENT**

This Ordinance sets forth the details of the defined contribution retirement plan provisions for full time non-uniformed management employees of Kiskiminetas Township ("Employer") hired after September 1, 2018 pursuant to the provisions of Exhibit A and updates and supplements the Internal Revenue Code provisions of the Plan as set forth in Exhibit A.

**SECTION TWO: EXCLUSIVE BENEFIT**

The provisions of the Plan shall be maintained for the exclusive benefit of eligible employees and their beneficiaries.

**SECTION THREE: TRUSTEE**

The Employer hereby agrees to serve as trustee under the provisions of the Plan and to invest funds held thereunder.

**SECTION FOUR: PLAN ADMINISTRATOR**

Unless otherwise changed by the Board of Supervisors, the Township Manager shall be the Plan Administrator, shall receive reports, notices, etc. on behalf of the Employer, any required votes under the Trust, may delegate any administrative duties relating to the Plan Administration to appropriate departments.

**SECTION FIVE: AUTHORITY**

The Employer hereby authorizes the Township Manager to execute all necessary agreements incidental to the administration of the Plan.

**SECTION SIX: SAVINGS PROVISION**

In the event that any provisions, section, sentence, clause or part of this Plan shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause, or part of the Plan, it being the intent of Kiskiminetas Township that such remainder shall remain in full force and effect.


**SECTION SEVEN: AUTHORIZED SIGNATURE**

The Chairman of the Board of Supervisors is hereby authorized and directed to execute this amendment to the Plan document.

ENACTED AND ORDAINED this 19<sup>th</sup> day of December, 2019.

**ATTEST:**  
**(Corporate Seal)**

**BOARD OF SUPERVISORS**  
**KISKIMINETAS TOWNSHIP**

  
Interim Secretary, Sherry Tamski

  
Michael Bash, Chairman