

REQUESTED BY:
COLBERT

LAW DEPARTMENT
DRAFT NO. 3522

TITLE

A RESOLUTION FOR THE PURPOSE OF REPEALING AND REENACTING RESOLUTION NO. 4579/14 FOR THE PURPOSE OF AFFIRMING THE CITY OF WARREN'S CONTINUED PICK-UP OF THE MANDATORY PENSION CONTRIBUTIONS OF THE POLICE CHIEF OF THE CITY OF WARREN COVERED BY THE OHIO POLICE AND FIRE PENSION FUND, AND DECLARING AN EMERGENCY

RESOLUTION NO. 4590/15

The Council of the City of Warren, Trumbull, Ohio met at a duly called and authorized meeting of the Council on 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 Police Chief of the Police Department participates in the Ohio Police & Fire Pension Fund ("OP&F");

WHEREAS, the Council of the City of Warren desires to pick up a portion of the mandatory contributions required to be paid under Section 742.31 of the Ohio Revised Code for the Chief of the Police Department who is a member of the Ohio Police & Fire Pension Fund;

WHEREAS, Ohio Police & Fire Pension Fund has adopted new procedures for reporting picked-up contributions in order to properly prepare 1099-R forms for its members;

WHEREAS, the Council of the City of Warren wishes to reaffirm, amend and/or restate its prior resolution in order to continue the pick-up under the new procedures;

WHEREAS, prior hereto this Council enacted Resolution No. 4579/14, but a minor modification is necessary to comply with the requirements of the OP&F.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Warren, State of Ohio:

That Resolution No. 4579 be repealed in its entirety and be amended and reenacted as follows:

Section 1: That effective as of July 7, 2013 the City of Warren has determined to continue to pick-up 10.00% of the gross wages of the Police Chief of the mandatory contributions by the employee who is a member of the Ohio Police & Fire Pension Fund by paying the contributions on behalf of the member. The remaining percentage will be paid through a payroll reduction.

Section 2: That effective as of July 6, 2014 the City of Warren has determined to continue to pick-up 11.50% of the gross wages of the Police Chief of the mandatory contributions by the employee who is a member of the Ohio Police & Fire Pension Fund by paying the contributions on behalf of the member.

Section 3: That effective as of July 5, 2015 the City of Warren has determined to continue to pick-up 12.25% of the gross wages of the Police Chief of the mandatory contributions by the employee who is a member of the Ohio Police & Fire Pension Fund by paying the contributions on behalf of the member.

Section 4: That said picked up contributions paid by the employer, even though designated as employee contributions for state law purposes, are being paid by the City of Warren in lieu of said contributions by the employee;

Section 5: 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;

Section 6: That said picked up contributions will be included in the gross income of the employees, for employment tax purposes, as the contributions are made to the Ohio Police and Fire Pension Fund; and

Section 7: 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 City of Warren to the Ohio Police and Fire Pension Fund.

Section 8: That the Clerk of Council, in conjunction with the City Auditor, shall promptly forward a certified copy of this Resolution to: Ohio Police and Fire Pension Fund, ATTN: Dominique Adams, 140 East Town Street, Columbus, Ohio 43215-5164.

Section 9: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety, and for the further reason that the integrity of the employee benefits of the members of the City Police Department may be more fully insured at the earliest possible time and without undue delay. WHEREFORE, this Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this 24TH day of JUNE, 2015.

SIGNED: [Signature] ATTEST: [Signature]
PRESIDENT OF COUNCIL CLERK

FILED WITH THE MAYOR: 6-24-15

DATE APPROVED: 6-24-15

[Signature]
MAYOR, CITY OF WARREN, OHIO

WARREN CITY AUDITOR
WARREN CITY CLERK
WARREN CITY TREASURER
WARREN CITY ATTORNEY
WARREN CITY ENGINEER
WARREN CITY PLUMBER
WARREN CITY ELECTRICIAN
WARREN CITY PAINTER
WARREN CITY CARPENTER
WARREN CITY ROOFER
WARREN CITY LANDSCAPER
WARREN CITY GARDENER
WARREN CITY FLOWER DELIVERER
WARREN CITY BAKERY
WARREN CITY BUTCHER
WARREN CITY FISH MARKET
WARREN CITY MEAT MARKET
WARREN CITY GROCERY
WARREN CITY PHARMACY
WARREN CITY OPTICIAN
WARREN CITY DENTIST
WARREN CITY VETERINARIAN
WARREN CITY HOSPITAL
WARREN CITY NURSING HOME
WARREN CITY SENIOR CENTER
WARREN CITY YOUTH CENTER
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WARREN CITY BAR
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WARREN CITY GOLF COURSE
WARREN CITY TENNIS COURT
WARREN CITY SWIMMING POOL
WARREN CITY BEACH
WARREN CITY PARK
WARREN CITY TRAIL
WARREN CITY BOAT RAMP
WARREN CITY FISHING POND
WARREN CITY HUNTING STAND
WARREN CITY HORSE RACING TRACK
WARREN CITY Jockey Club
WARREN CITY GAMING BOARD
WARREN CITY LOTTERY BOARD
WARREN CITY RACING BOARD
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