

HEATH TOWNSHIP

ALLEGAN COUNTY

ORDINANCE NO. 69

HEATH TOWNSHIP PENSION PLAN ORDINANCE

ADOPTED: September 10, 2007

EFFECTIVE: September 18, 2007

An Ordinance to create and establish an annuity or pension plan for the elected officials of Heath Township and to authorize the Township supervisor and the Township clerk to contract, in the name of the Township, for such plan; to define those classes of officers who shall be covered by such annuity or pension plan; to set forth the respective percentage shares which Heath Township and the officials shall contribute to the premium or charges arising under such annuity or pension contract and to further provide for the deduction of contributions from the officials' compensation; to establish the time at which existing and future officials shall become eligible for such plan and to further establish the normal retirement date; to provide a method for non-coverage; to set forth a date wherein each person covered under the annuity or pension plan shall have a vested right or interest in such plan; to ratify and confirm the validity of any annuity or pension plan in existence on the effective date of this ordinance; and to repeal all ordinances or parts of ordinances in conflict herewith.

**THE TOWNSHIP OF HEATH
ALLEGAN COUNTY, MICHIGAN**

ORDAINS:

**SECTION I
TITLE**

This Ordinance shall be known and cited as the Heath Township Pension Plan.

**SECTION II
AUTHORIZATION**

Pursuant to Act 27 of the Public Acts of 1960, as amended, the Township of Heath hereby creates and establishes an annuity or pension plan and program for the pensioning of its elected officials and also hereby authorizes the Township supervisor and the Township clerk to contract, in the name of the Township board, with any company authorized to transact such business within the State of Michigan for annuities or pensions.

SECTION III
COVERAGE

The annuity or pension plans created, established and contracted for under this ordinance shall cover each person within the following classes of officers:

- A. All members of the Township Board.

SECTION IV
PREMIUM CONTRIBUTIONS

- A. The Township of Heath shall annually contribute 100% of that portion of the premium or charges arising under such annuity or pension contract for each person within the class of officers enumerated in Section III hereof. Such contributions shall be secured from the general fund of the Township.
- B. Each elected Board member who is qualified for coverage shall be eligible for coverage and covered on the date of qualification.
- C. Participants in the plan may make voluntary after-tax contributions through payroll withholdings in amounts ranging from one percent (1%) to ten percent (10%) of the participant's compensation.
- D. Any person desiring not to be so covered shall give written notice to the Township clerk that he or she desires not to be covered, and if the notice is received before the person has become covered under the contract, he or she shall not be covered thereunder. If the notice is received after the individual has become covered, the coverage under the contract shall cease as provided for in the contract. Such decision to not be covered is irrevocable and must be in writing.

SECTION V
RETIREMENT PERIODS

- A. An individual's normal retirement date shall be the policy anniversary date of the annuity or pension plan nearest his or her birthday.
- B. Normal retirement age is 65 but may be extended at participant's request and with approval of the Township Board of Trustees for any participant who has been covered under the plan for at least ten years.

C. Early retirement is available after attaining age 55.

SECTION VI
VESTED RIGHTS

Each person so covered under the annuity or pension plan shall have a vested right or interest in such plan from the date the plan becomes effective for such person.

SECTION VII
RATIFICATION

The Township of Heath hereby ratifies and confirms the validity of any annuity or pension plan in existence on the effective date of this ordinance.

SECTION VIII
EFFECTIVE DATE AND REPEAL OF ORDINANCE

The Ordinance shall take effect the day following its publication in the local newspaper. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

HEATH TOWNSHIP
Sheila Meiste, Clerk
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