



Legislation Details (With Text)

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Enactment date: 3/29/2011 **Enactment #:** 7

Effective date: 4/1/2011

Title: Ordinance adding section 192.34 to the Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 192, Firemen's Benefit Plan No. 2, to address the merger of the Borough of Wilkinsburg Fire Department into the Pittsburgh Bureau of Fire as said merger relates to the Borough of Wilkinsburg Firefighters' participation in the Firemen's Benefit Plan No. 2 following said merger.

Sponsors:

Indexes: PGH. CODE ORDINANCES TITLE 01 - ADMINISTRATIVE

Code sections:

Attachments: 1. 2011-1543.doc

Date	Ver.	Action By	Action	Result
4/1/2011	1	Mayor	Signed by the Mayor	
3/29/2011	1	City Council	Passed Finally	Pass
3/23/2011	1	Standing Committees	AFFIRMATIVELY RECOMMENDED	Pass
3/22/2011	1	City Council	Read and referred	
3/22/2011	1	City Council	Waived under Rule 8	Pass

Presented by Mrs. Smith

Ordinance adding section 192.34 to the Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 192, Firemen's Benefit Plan No. 2, to address the merger of the Borough of Wilkinsburg Fire Department into the Pittsburgh Bureau of Fire as said merger relates to the Borough of Wilkinsburg Firefighters' participation in the Firemen's Benefit Plan No. 2 following said merger.

WHEREAS, it has been determined that pursuant to an intergovernmental agreement between the City of Pittsburgh and the Borough of Wilkinsburg that the Borough of Wilkinsburg Fire Department shall be merged into the Pittsburgh Bureau of Fire; and

WHEREAS, the intergovernmental cooperation agreement provides for certain prior service credits for the Borough of Wilkinsburg Firefighters in the Firemen's Benefit Plan No. 2.

Be it resolved by the Council of the City of Pittsburgh as follows:

Section 1. That Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 192, is hereby supplemented to now include a new Section 192.34 as follows:

§ 192.34 MERGER OF BOROUGH OF WILKINSBURG FIREFIGHTERS INTO PITTSBURGH BUREAU OF FIRE.

Upon the effective date of a certain intergovernmental agreement for fire protection service between the Borough of Wilkesburg and the City of Pittsburgh ("Effective Date"), the members of the Borough of Wilkesburg Fire Department ("Wilkesburg Firefighter" or "Wilkesburg Firefighters") shall be eligible to participate in the Firemen's Benefit Plan No. 2 as follows:

a. As provided in the Pittsburgh - IAFF Local 1 Agreement, each Wilkesburg Firefighter will receive prior service credit for purposes of calculating his or her pension benefit under the Firemen's Benefit Plan No. 2 equal to 54% of his or her service time as a Wilkesburg Firefighter. By way of example, in the event a Wilkesburg Firefighter had accumulated ten years of service as a Wilkesburg Firefighter at the time of the Effective Date, said Firefighter would be credited with 5.4 years of prior service credit in the Firemen's Benefit Plan No. 2. A Wilkesburg Firefighter shall not be eligible to purchase any additional prior service credits. Prior service credits are only applicable to the Wilkesburg Firefighters' participation in the Firemen's Benefit Plan No. 2.

b. Each Wilkesburg Firefighter will earn one year of service credit for each year he or she is employed by the Pittsburgh Bureau of Fire.

c. In the event a Wilkesburg Firefighter retires from service or withdraws from service due to disability in less than three years from the Effective Date, the calculation of the Firefighter's average monthly earnings pursuant to Section 192.33 of the Firemen's Benefit Plan No. 2 will be an average of the Firefighter's last thirty-six months of earnings, regardless as to whether said earnings were paid by the Bureau subsequent to the Effective Date or by Wilkesburg prior to the Effective Date. By way of example, in the event a Wilkesburg Firefighter retired 18 months after the Effective Date, the calculation of his or her average monthly earnings will be based upon the first 18 months of earnings paid by the Bureau and the last 18 months of earnings paid by Wilkesburg.

d. In the event a Wilkesburg Firefighter's employment with the Bureau terminates and the Wilkesburg Firefighter is not eligible to receive a monthly benefit (i.e. retirement, disability, etc.) the Wilkesburg Firefighter will be eligible to receive a refund of his or her retirement contributions. The refund shall be limited to the following:

- i. The Wilkesburg's Firefighter's contributions made while a participant in Wilkesburg's retirement plan;
- ii. The interest accrued on the Wilkesburg Firefighter's contributions earned up to the Effective Date (at the rate specified in Wilkesburg's retirement plan); and
- iii. The Wilkesburg Firefighter's contributions into the Firemen's Benefit Plan No. 2 subsequent to the Effective Date without any interest.