

TEMPORARY RESOLUTION NO. 28-11

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION THAT THE CITY OF LANCASTER WILL PICK UP THE STATUTORILY REQUIRED CONTRIBUTION TO THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR THE INFORMATION TECHNOLOGY ADMINISTRATOR, OFFICE OF THE CLERK OF COURT EMPLOYED BY THE CITY OF LANCASTER, OHIO PURSUANT TO IRS SECTION 414(h)(2) FOR THE FRINGE BENEFIT PICK-UP PLAN

WHEREAS, pursuant to federal and Ohio laws, the City of Lancaster may offset future salary increases and "pick up" (assume and pay) the contributions statutorily required by such elected officials and covered employees to the Ohio Public Employees Retirement System (OPERS) and such individuals will not be required to pay federal and state income taxes on such contributions; and

NOW THEREFORE BE IT RESOLVED BY THE CITY OF LANCASTER OHIO, THAT:

**SECTION 1:** The Information Technology Administrator, Office of the Clerk of Court hired before January 1, 2011 will have 3% of the full amount of the statutorily required employee contributions to OPERS shall be picked up and paid as a fringe benefit by the City of Lancaster for each person within any of the classes established in Section 2 herein. The pick up shall be an offset against future salary increases. This "pick up" by the City of Lancaster shall be designated as public employee contributions and shall be in lieu of contributions to OPERS by each person within any of the classes established in Section 2 herein. No person subject to this "pick up" shall have the option of choosing to receive the statutorily required contribution to OPERS directly instead of having it "picked up" by the City of Lancaster or of being excluded from the "pick up". The City of Lancaster shall, in reporting and making remittance to OPERS, report that the public employees contribution for each person subject to this "pick up" has been made as provided by the statute. Therefore, contributions, although designated as employee contributions, are employer-paid, and employees do not have the option to receive the contributions directly. All contributions are paid by the employer directly to the plan.

**SECTION 2:** The "pick up" by the City of Lancaster provided by this ordinance shall apply to all persons that are employees of the Information Technology Administrator, Office of the Clerk of Court Ordinance 28-10 (see attached Lancaster, Ohio City Ordinance 28-10 for detailed positions) that have been employed before January 1, 2011 and who are or become contributing members of OPERS.

**SECTION 3:** Under the fringe-benefit method of employer pick up, salary is not modified; however, the employer will pay 3% of the employees' statutorily required contribution to OPERS.

**SECTION 4:** The Auditor is hereby authorized and directed to implement the provisions of this ordinance to institute the "pick up" of the statutorily required contributions to OPERS for those persons reflected in Section 2 herein so as to enable them to have their employee contributions paid by their employer.

**SECTION 5:** That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Approved: \_\_\_\_\_

Clerk: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Offered by: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Second by: \_\_\_\_\_

Requested by Finance Committee

TEMPORARY ORDINANCE NO. 27-10

PERMANENT ORDINANCE NO. 28 - 2010

AN ORDINANCE TO ESTABLISH THE BENEFITS, TITLES, AND COMPENSATION FOR THE INFORMATION TECHNOLOGY ADMINISTRATOR, OFFICE OF THE CLERK OF COURT, EMPLOYED BY THE CITY OF LANCASTER, OHIO, COMMENCING THE FIRST PAY PERIOD OF 2011.

BE IT ORDAINED BY COUNCIL OF THE CITY OF LANCASTER, FAIRFIELD COUNTY, STATE OF OHIO

SECTION 1. Information Technology Administrator: That the bi-weekly and annual compensation for the Information Technology Administrator, one full-time position shall be as follows:

Effective Payroll 1, 2011:

<u>STARTING</u>	<u>AFTER ONE YR</u>	<u>AFTER TWO YRS</u>	<u>AFTER THREE YRS</u>	<u>AFTER FOUR YRS</u>
\$2,613.40	\$2,704.28	\$2,733.96	\$2,817.43	\$2,901.10
\$67,948.50	\$70,311.35	\$71,082.96	\$73,253.12	\$75,428.36

- A. The Clerk of Court has the authority in hiring to place the employee in the steps at her discretion based on the Administrator's previous experience.
- B. Retirement Pick-up. The full-time employee covered in Section I of this Ordinance shall receive 3% Pension Pick-up under the provision of this Ordinance.

Employees hired on or after January 1, 2011 are not eligible to receive this benefit.

- C. Employees hired after January 1, 2006 are not eligible to receive this benefit.

Full-time employees hired prior to December 31, 2005, shall, after five (5) years of continuous service with the City, receive \$3.25 bi-weekly for each year of service. If the anniversary date falls within the year, the employee shall be paid longevity commencing the first pay period of that year.

- D. Pro Pay/Certification Pay. Not Available.

- E. All other benefits for any employee covered in this Ordinance are established by the ordinance concerning employee who are not members of the recognized bargaining units.

SECTION 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: 12/20/2010 after 3<sup>rd</sup> reading.

VOTE: Yeas 8 Nays 1

Approved: 12/20/2010

*Kevin J. Cook*  
President of Council

Attest: *Teresa L. Sandy*  
*[Signature]*  
Mayor

Offered by: *Tom St...*

Seconded by: *[Signature]*

I, Teresa L. Sandy, Clerk of Council do hereby certify that on \_\_\_\_\_,  
and \_\_\_\_\_, \_\_\_\_\_ the Lancaster Eagle Gazette published the  
summary of this ordinance in accordance with Ohio Revised 731.24.

\_\_\_\_\_  
Clerk of Council

12/2/10