

BOARD OF TRUSTEES  
KARL B. SCHULTZ  
KENDAL A. TRACY  
MARY MAKLEY WOLFF

FISCAL OFFICER  
ERIC C. FERRY

ADMINISTRATOR  
LARRY FRONK



ADMINISTRATION  
248-3725  
248-3730 (FAX)  
COMMUNITY DEVELOPMENT  
248-3731  
SERVICE DEPARTMENT  
248-3728  
POLICE DEPARTMENT  
248-3721  
FIRE / EMS  
248-3700  
PARKS / RECREATION  
248-3727

## MIAMI TOWNSHIP

6101 MEIJER DRIVE • MILFORD, OH 45150-2189

### RESOLUTION 2015-48

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Center on August 18, 2015 with the following members present: Mary Makley Wolff, Karl Schultz and Ken Tracy.

MR. SCHULTZ made a motion to adopt the following Resolution:

**RESOLUTION THAT MIAMI TOWNSHIP WILL PICK UP THE STATUTORILY  
REQUIRED EMPLOYEE CONTRIBUTION TO THE OHIO PUBLIC EMPLOYEES  
RETIREMENT SYSTEM FOR TOWNSHIP ADMINISTRATOR JEFFREY A. WRIGHT  
PURSUANT TO R.C. §414(h)(2)  
AND DISPENSING WITH A SECOND READING.**

**WHEREAS**, pursuant to Ohio law and federal law, the Board of Trustees of Miami Township, Clermont County, Ohio (the "Board") may offset future salary increases and "pick up" (assume and pay) the contributions statutorily required to be made 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

**WHEREAS**, Consistent with his Employment Agreement, the Board desires to offset the future salary increases and assume the required contributions to OPERS for Township Administrator Jeffrey A. Wright as a fringe benefit of his employment.

**NOW THEREFORE BE IT RESOLVED** by the Board of Trustees of Miami Township, Clermont County, Ohio as follows:

**SECTION 1:** Effective upon him beginning employment with the Township, the full amount of the statutorily required employer contributions to OPERS shall be picked up and paid as a fringe benefit by the Board for Township Administrator Jeffrey A. Wright. 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 Board or of being excluded from the "pick up." The Board shall, in reporting and making remittance to OPERS, report that the public employee contribution for each person subject to the "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:** Under the fringe-benefit method of employer pick up, salary is not modified; however, the employer will pay the employees' statutorily required contribution to OPERS.

**SECTION 3:** The Fiscal Officer is hereby authorized and directed to implement the provisions of this resolution to institute the "pick up" of the statutorily required contributions to OPERS for Township Administrator Jeffrey A. Wright so as to enable him to have his employee contributions paid by Miami Township.

**SECTION 4:** That the Board does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code, and authorizes the adoption of this Resolution upon its first reading.

**SECTION 5:** That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 6:** This Resolution shall take effect at the earliest period allowed by law.

MR. TRACY seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

First Reading:	<u>August 18, 2015</u>
Second Reading:	<u>Dispensed with</u>
Effective:	<u>August 18, 2015</u>

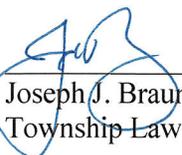
Ms. Wolff	<u>AYE</u>
Mr. Schultz	<u>AYE</u>
Mr. Tracy	<u>AYE</u>

Resolution 2015-48 adopted August 18, 2015

ATTEST:

  
Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:

  
Joseph J. Braun,  
Township Law Director

CERTIFICATION OF FUNDS

I hereby certify that at the time of making of this certification the amount required to meet the obligations set forth in this Resolution has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.

  
Eric C. Ferry  
Fiscal Officer, Miami Township