

**The Corporation of the Township of
Killaloe, Hagarty and Richards**

BY-LAW No. 30-2019

Being a By-Law to authorize participation in the OMERS primary pension plan (“Primary Plan”), and the retirement compensation arrangement that provides benefits for members and former members of the Primary Plan (“RCA”), in respect of the employees of **Township of Killaloe, Hagarty and Richards** identified herein.

Whereas pursuant to subsection 6(1) of the Primary Plan an employer who is eligible under the *Ontario Municipal Employees Retirement System Act, 2006* (“OMERS Act, 2006”) to participate in the Primary Plan and the RCA may, by by-law or resolution, participate in the Primary Plan and the RCA and pay to the funds for the Primary Plan and the RCA the total of the employer and member contributions, and has all of the powers necessary and incidental thereto.

Therefore the **Council** of the **Township of Killaloe, Hagarty and Richards** (“Employer”) enacts as follows:

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| (Election re:
Employees) | 1. The Employer shall participate in the Primary Plan and the RCA in respect of each person who is employed by the Employer and who is eligible to be a member of the Primary Plan and the RCA under subsection 5(3) of the OMERS Act, 2006, as amended from time to time, (“Employee”) as of the first day of January 2019 (“Effective Date”) and authorizes the CAO/Clerk-Treasurer to submit forthwith a certified copy of this By-law to the OMERS Administration Corporation (“AC”). |
| (Current CFT
Employees) | 2. An Employee who is employed on a continuous full-time basis (“CFT Employee”), as defined in subsection 9(1) of the Primary Plan, as amended from time to time, and who commenced employment with the Employer before the Effective Date is entitled to become a member of the Primary Plan and the RCA on the first day of the month following the month in which the CFT Employee’s application is received by the AC, provided that the AC may, at the request of the Employer, fix an earlier date on which the CFT Employee becomes a member but not before the date on which the CFT Employee became entitled to be a member or the first day of January in the year in which the application is received by the AC, whichever is the later date. |
| (Future CFT
Employees) | 3. Every person who becomes a CFT Employee on or after the |

Employees) Effective Date shall, as a condition of employment, become a member of the Primary Plan and the RCA, or if such person is already a member, resume contributions to the Primary Plan and the RCA on the date so employed.

(PBA Membership for OTCFT Employees) 4. An Employee who is employed on other than a continuous full-time basis (“OTCFT Employee”) and meets the eligibility criteria in subsection 9(6) of the Primary Plan, as amended from time to time, is entitled to become a member of the Primary Plan and the RCA on the first day of the month following the month in which the OTCFT Employee’s application is received by the AC, provided that the AC may, at the request of the Employer, fix an earlier date on which the OTCFT Employee becomes a member but not before the date on which the OTCFT Employee became entitled to be a member or the first day of January in the year in which the application is received by the AC, whichever is the later date.

(Senior Management Official) 5. Any person who holds a senior management position with the Employer (“Senior Management Official”), as the Employer may designate from time to time, is hereby authorized on behalf of the Employer to take all such action and execute all such documents, certificates and agreements, as they may consider necessary to give effect to the provisions of this **By-law** and to fulfill the Employer’s duties and obligations with respect to the Primary Plan and the RCA, as required from time to time.

(Future Specified OTCFT Employees) 6. Every person who becomes a Specified OTCFT Employee on or after the OTCFT Effective Date shall, as a condition of employment, become a member of the Primary Plan and the RCA, or if such person is already a member, resume contributions to the Primary Plan and the RCA on the date so employed.

OPTIONAL CLAUSES re: Councillors>

(Election re: Councillors) 7. The Employer shall participate in the Primary Plan and the RCA in respect of its councillors, as defined in section 1 of the Primary Plan, as amended from time to time, (“Councillor”), as of the first day of January 2019 (“Councillor Effective Date”).

(Current Councillors) 8. A Councillor in office on the Councillor Effective Date is entitled to become a member of the Primary Plan and the RCA on the first day of the month following the month in which the

Councillor's application is received by the AC, provided that the AC may, at the request of the Employer, fix an earlier date on which the Councillor becomes a member but not before the date on which the Councillor became entitled to be a member or the first day of January in the year in which the application is received by the AC, whichever is the later date.

(Future
Councillors)

9. Every person who becomes a Councillor after the Councillor Effective Date shall become a member of the Primary Plan and RCA on the date he or she becomes a Councillor.

Read a first and second time this 14th day of May, 2019.

Read third time and finally passed this 14th day of May, 2019.

Mayor

CAO/Clerk-Treasurer