



## RESOLUTION 25-07

### **A RESOLUTION TO CLARIFY THE TOWN OF MILLVILLE ENTERING INTO A CONTRACT WITH THE STATE BOARD OF PENSION TRUSTEES TO ALLOW THE TOWN TO PARTICIPATE IN THE STATE OF DELAWARE COUNTY AND MUNICIPAL PENSION PLAN**

**WHEREAS**, the Town of Millville wishes to provide its employees with a pension benefit through the Delaware Public Employees' Retirement System; and

**WHEREAS**, the General Assembly of the State of Delaware has passed Legislation providing for a uniform Pension Plan for Counties and Municipalities in the State of Delaware (Delaware County and Municipal Pension Plan, 29 Del. C. § 5555); and

**WHEREAS**, on May 14, 2024, the Mayor and Town Council of the Town of Millville passed Resolution 25-02, entitled "A RESOLUTION TO PERMIT THE TOWN OF MILLVILLE TO ENTER INTO A CONTRACT WITH THE STATE BOARD OF PENSION TRUSTEES TO ALLOW THE TOWN TO PARTICIPATE IN THE STATE OF DELAWARE COUNTY AND MUNICIPAL PENSION PLAN"; and

**WHEREAS**, via Resolution 25-02, the Town of Millville elected to participate in the County and Municipal Pension Plan on or after June 1, 2024, if approved by the Board of Pension Trustees of said Plan, with the election to "cover all existing non-police employees"; and

**WHEREAS**, the Mayor and Town Council seek to clarify its intention that, while all existing non-police employees are eligible for said Plan (subject to approval by the Board of Pension Trustees), individual Town employees may decide not to participate in said Plan;

**NOW, THEREFORE**, LET IT BE RESOLVED that the Mayor and Town Council approve that the Town of Millville hereby elects to participate in the County and Municipal Pension Plan on or after July 1, 2024, if approved by the Board of Pension Trustees of said Plan, with all existing non-police employees eligible to participate in said Plan; however, no later than June 25, 2024, an employee may elect to give the Town Manager written notice of the employee's election not to participate in said Plan.

**BE IT FURTHER RESOLVED** that the Town Manager is hereby directed to forward this Resolution to the State of Delaware, Board of Pension Trustees and do other things necessary to implement said election. The Town Manager is also authorized to take

necessary action to execute such documents that may be required to terminate, transfer, or assign the prior pension or retirement plans.

**I, DEBORAH SOSNOSKI**, Secretary of the Town Council of the Town of Millville, hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Town Council of the Town of Millville at its meeting held on June 25, 2024, at which a quorum was present and voting throughout and that the same is still in full force and effect.

**TOWN OF MILLVILLE**

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**DEBORAH SOSNOSKI**  
**SECRETARY**