

**RESOLUTION R-2012-  
LUZERNE COUNTY COUNCIL**

***A Resolution By the Luzerne County Council Appointing a County Council Member to the Retirement Board***

WHEREAS, the Luzerne County Home Rule Charter (the “Charter”) was approved by the voters of Luzerne County on November 2, 2010; and

WHEREAS, the effective date for the new form of Luzerne County government provided for in the Charter shall be Monday, January 2, 2012; and

WHEREAS, Section 12.09 of the Charter provides that the Retirement Board shall be replaced, reconstituted, or restructured in keeping with the terms of this Charter, and that except as may otherwise be provided for in this Charter, the members of any board or commission replaced, reconstituted, or restructured shall vacate their offices on the effective date of this Charter;

WHEREAS, Section 8.06 of the Charter provides that there shall be a Retirement Board that shall oversee the administration of the County retirement system and exercise the powers and duties now or hereafter conferred on it by this Charter, the Administrative Code, or other County ordinance or resolution and, to the extent they are not inconsistent with the provisions, spirit, and purpose of this Charter, those powers and duties now or hereafter conferred by applicable law on retirement boards in counties of Luzerne County’s classification functioning without a home rule charter or, in the absence of such laws, by state law applicable to retirement boards in counties having populations closest to that of Luzerne County.

Whereas, Section 8.06 of the Charter provides that the Retirement Board shall be restructured and composed of five members: the County Manager, the head of the County Division of Budget and Financial Services or its successor, the Chair of County Council or his/her designee from among Council's other members, a member of County Council selected by resolution adopted by an affirmative vote of at least a majority of its current members, and one member of the County retirement system selected by a vote of the members of the retirement system.

WHEREAS, Section 8.06 of the Charter provides that the member of County Council, selected by resolution adopted by an affirmative vote of at least a majority of its current members, shall serve for a term of four years;

WHEREAS, the County Council wishes to appoint a member of County Council, selected by resolution adopted by an affirmative vote of at least a majority of its current members, consistent with Section 8.06 of the Charter;

NOW, THEREFORE, BE IT RESOLVED, the County Council wishes to effectuate the reconstitution of the Retirement Board.

BE IT FURTHER RESOLVED that the County Council wishes to appoint \_\_\_\_\_, a member of County Council, to the Retirement Board, such appointment to remain effective for a term of four years, or until the appointment is declared vacant by County Council pursuant to Section 11.06 of the Charter.

This Resolution shall become effective upon adoption.

**ADOPTED** at a meeting of the Luzerne County Council held on January 10, 2012.

LUZERNE COUNTY COUNCIL

By: \_\_\_\_\_  
Chairman

Attest: \_\_\_\_\_