

Madawaska Valley Public Library Policy Manual

Policy Type: Bylaws

Policy Number: BL-07

Policy Title: OMERS Participation

Initial Approval Date: September 25, 2023

Last Review / Revision Date: 2023

Review Date: 2027

A **By-law** to authorize participation in the OMERS Primary Pension Plan (“Primary Plan”) and the Retirement Compensation Arrangement for the OMERS Primary Pension Plan (“RCA”), each as amended from time to time, of the employees of the **Township of Madawaska Valley Public Library Board** (“Employer”) identified herein.

WHEREAS the Employer is eligible to participate in the Primary Plan and the RCA in accordance with subsection 5(1) of the *Ontario Municipal Employees Retirement System Act, 2006*, as amended from time to time (“OMERS Act, 2006”) in respect of its eligible employees and wishes to do so in accordance with the applicable Primary Plan and RCA documents and applicable legislation;

AND WHEREAS pursuant to subsection 6(1) of the Primary Plan, an employer who is eligible under the 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 required by the Primary Plan, and has all of the powers necessary and incidental thereto;

AND WHEREAS the Employer wishes to participate in the Primary Plan and the RCA in respect of its eligible employees in accordance with the terms of the Primary Plan, RCA, and applicable legislation, each as amended from time to time;

THEREFORE, BE IT RESOLVED THAT, effective **January 1, 2023** (“Effective Date”), or as otherwise indicated, the **Board** enacts as follows:

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| (Participation) | 1. | The Employer shall participate in the Primary Plan and the RCA in accordance with the terms of the Primary Plan, RCA, and applicable legislation, each as amended from time to time. |
| (Election re:
Employees) | 2. | As of the Effective Date, 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 (“Employee”), in accordance with the terms of the Primary Plan, RCA, and applicable legislation, each as amended from time to time. |
| (Current CFT
Employees) | 3. | An Employee who is employed on a continuous full-time basis, as defined in subsection 9(1) of the Primary Plan, as amended from time to time (“CFT Employee”), 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 |

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- month in which the CFT Employee's application is received by the OMERS Administration Corporation ("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) 4. Every person who becomes a CFT Employee on or after the 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.
- (Membership for OTCFT Employees) 5. 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 in accordance with the terms of the Primary Plan, as amended from time to time.
- (Senior Management Official) 6. Any person who holds a senior management position with the Employer, as the Employer may designate from time to time ("Senior Management Official"), 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. The Employer further authorizes the **CEO** to submit forthwith a certified copy of this **By-law** to the AC.

Motion by William Houle, seconded by Mary Blank, to approve Bylaw BL-07 OMERS Participation by the Township of Madawaska Valley Public Library Board this 25 day of September, 2023.

William Houle, Board Chair