

The Corporation of the City of Guelph

By-law Number (2022) - 20713

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 head of council and councillors of the City of Guelph ("Employer") 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, as amended from time to time ("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 previously enacted By-law No. 1962-5414 and elected to participate in the Primary Plan and the RCA in respect of its eligible employees;

And whereas the Employer is a municipality and, pursuant to subsection 5(2) of the OMERS Act, 2006, a municipality may participate in the Plan and the RCA in respect of its councillors;

The Council of the City of Guelph enacts as follows:

1. Election re: Councillors

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 December 2022 ("Councillor Effective Date") in accordance with the terms of the Primary Plan, RCA, and applicable legislation, each as amended from time to time.

2. Current Councillors

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.

3. Future Councillors

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.

Passed this Twenty Seventh day of June, 2022.

Cam Guthrie, Mayor

Stephen O'Brien, City Clerk