

4. *Eligibility.* All members of the Cumberland Police Department who are classified as police officers by Ordinance No. 2559 of the Mayor and City Council, known as the "personnel ordinance", or by any amending or succeeding ordinances thereto, shall be eligible to receive benefits under the terms of this Charter provision to which they may become entitled by reason of their service with said department, as hereafter set forth.

All employees of said department who were so employed during the period of one (1) year preceding the establishment of this Pension Plan, shall receive credit for all prior service in said department.

5. *Benefits.* Said Pension Plan shall provide benefits for retirement, both ordinary retirement and retirement occasioned by service connected or non-service connected disability. Said Plan shall also provide benefits upon the death of a member, whether such death shall occur during employment or during retirement.

Said Pension Fund Board shall establish such schedule of benefits as, in its discretion, shall be advisable and shall prescribe such eligibility requirements for any of said benefits as, in its discretion, it shall deem proper. Said Board shall have the authority to increase or decrease any benefits hereunder as the condition of the Pension Fund at any time shall require.

6. *Funding.* Said Pension Plan shall be funded by contributions from members of said department who are eligible to participate in said Plan and from contributions from the Mayor and City Council of Cumberland. The rate of contributions shall be set from time to time by said Board and may be increased or decreased at the discretion of said Board to meet current needs of said Pension Plan.

7. *Disposition of Current Fund:* Upon the establishment of said Police Pension Fund, the Pension Fund Board shall assume the responsibility for administration of the Police Pension Fund currently in existence. The City Treasurer is hereby directed to transfer the proceeds of said current fund to said Board for administration. Those persons currently receiving benefits from said Fund shall continue to receive any benefits to which they may have become entitled. Upon the death of the last eligible member of the said current Fund, any remaining balance thereof shall be transferred into the Police Pension Fund hereby created.

(Amended on Second Reading—July 1, 1968)

*Section 3.* AND BE IT FURTHER RESOLVED, That the date of the passage of this Resolution is July 1, 1968, and the amendment of the Charter of the City of Cumberland, hereby enacted shall become effective on August 20, 1968, unless a proper Petition for a Referendum hereon shall be filed as provided by Section 13 of Article 23A of the Annotated Code of Maryland, and provided a complete and exact copy of this Resolution shall be continuously posted on the North Centre Street entrance of the City Hall, Cumberland, Maryland, until August 13th, 1968, and provided further that a fair summary of the proposed amendment shall be published in the Cumberland Evening Times, a newspaper of general circulation in the City of Cumberland, once in each of the weeks of July 1st, 8th, 15th, 22nd and 29th, 1968.

*Section 4.* AND BE IT FURTHER RESOLVED, That the Mayor of the City of Cumberland is hereby specifically directed to carry out the provisions of Section 3 hereof, regarding the giving of notice by posting and publication of this Resolution approving the same, and, as evidence of said compliance, the City Clerk shall cause to be affixed to the