

THE CORPORATION OF THE CITY OF PETERBOROUGH

BY-LAW NUMBER: 07- 074

BEING A BY-LAW TO AUTHORIZE PARTICIPATION IN THE ONTARIO MUNICIPAL EMPLOYEES RETIREMENT SYSTEM (“OMERS”) IN RESPECT OF ITS HEAD OF COUNCIL

WHEREAS by a resolution passed and confirmed at a meeting of Council on May 24th, 2005, the Council of The Corporation of the City of Peterborough resolved “That the Mayor of the City of Peterborough be allowed to buy into OMERS pension plan”;

AND WHEREAS pursuant to subsection 5(2) of Ontario Municipal Employees Retirement System Act, 2006, S.O. 2006 c. 2, (the “Act”) The Corporation of the City has Peterborough (the “Employer”) elects to participate in OMERS in respect of its Head of Council and pay to the OMERS Fund the total of the employer and member contributions, and has all the powers necessary and incidental thereto;

THE CORPORATION OF THE CITY OF PETERBOROUGH BY THE COUNCIL THEREOF HEREBY ENACTS AS FOLLOWS:

Election

1. The Employer hereby elects to participate in OMERS in respect of its Head of Council as of the first (1st) day of January, 2007 (the “Effective Date”) and authorizes the Senior Director of Corporate Services, or designate, to submit forthwith this election in writing by providing a certified copy of this By-law to the President of the Ontario Municipal Employees Retirement Board.

Present Head of Council

2. A person who, on the Effective Date, is the Head of Council of the Employer may become a member of OMERS on the effective date.

Future Head of Council

3. A person who becomes the Head of Council after the Effective Date shall become a member on the date the person becomes the Head of Council.

OMERS Pension

4. Despite clauses 2 and 3 a Head of Council who is receiving an OMERS pension may elect to become a member, at which point his or her OMERS pension shall be suspended.

By-law read a first, second and third time this 22nd day of May, 2007.

(Sgd.) Henry Clarke, Deputy Mayor

(Sgd.) Nancy Wright-Laking, City Clerk