

ONTARIO MUNICIPAL EMPLOYEES RETIREMENT SYSTEM

AMENDING AGREEMENT NO. 1 TO

SUPPLEMENTARY DOWNSIZING AGREEMENT NO. 064000 - T7

THIS AMENDING AGREEMENT IS BETWEEN:

THE ONTARIO MUNICIPAL EMPLOYEES RETIREMENT BOARD

(the "Board")

AND

THE CORPORATION OF THE CITY OF BRAMPTON

(the "Employer")

By-law original

66-94

has to come back from Marilyn

WHEREAS the Board and the Employer have entered into a Supplementary Downsizing Agreement dated the 13th day of October 1993, as amended (the "Agreement") pursuant to, and governed by, the Supplementary Benefits provisions of Regulation 890, R.R.O. 1990, as amended (the "Regulation"), a regulation under the Ontario Municipal Employees Retirement System Act, R.S.O. 1990, c. O.29, as amended (the "Act");

AND WHEREAS the Board and the Employer desire to amend the Agreement.

NOW THEREFORE the Board and the Employer agree to the following:

Schedule 1, Part A of the Supplementary Downsizing Agreement shall be replaced as of February 1, 1994 by the Schedule 1, Part A, attached hereto with respect to covered members.

THIS AMENDING AGREEMENT is entered into this 28th day of March, 19 94

FOR THE EMPLOYER:

[Signature] *MURPHY*
(Signature) (Position)

[Signature]
(Signature) (Position)

(SEAL)

FOR THE OMERS BOARD:

.....
OMERS President

(SEAL)

AUTHORIZATION BY-LAW	
NUMBLR	<i>66-94</i>
PASSED BY CITY	
COUNCIL ON THE	<i>28th</i>
DAY OF	<i>March</i> 19 <i>94</i>

APPROVED AS TO FORM LAW DEPT BRAMPTON
<i>[Signature]</i>
DATE 3 7 94

SCHEDULE "1" TO THE ONTARIO MUNICIPAL EMPLOYEES
RETIREMENT SYSTEM SUPPLEMENTARY DOWNSIZING AGREEMENT

PART A

ONTARIO MUNICIPAL EMPLOYEES RETIREMENT SYSTEM
SUPPLEMENTARY DOWNSIZING PLAN

Covered Members

1. Each employee who is a member of the System under the Corporation of the City of Brampton (the employer) shall be covered under this Plan immediately on the Plan Effective Date or the date the member commences to make a contribution under the Contributions By Members provisions of the Regulation, whichever is later.

General

2. Unless otherwise provided for in this Plan, all terms and conditions of benefits payable under the Act and Regulation shall apply to benefits payable under this Plan.

Definitions

3. Under this Plan,
 - (a) "Agreement" means the Ontario Municipal Employees Retirement System Supplementary Downsizing Agreement of which this Plan forms Schedule 1, Part A;
 - (b) "Capital Cost" means the amount required to provide any benefit payable under this Plan as determined by the Board, on the advice of the actuary;
 - (c) "Plan Effective Date" means August 31, 1993, and the Plan shall remain in effect until December 31, 1994.

Contributions

4. The Employer shall pay to the Fund, the Capital Cost of any benefit payable under this Plan in the amount and upon such terms as the Board may require by written notice and the Board shall then assume full liability for the payment of such benefit. Payments which are not received by such date will be subject to an additional interest charge determined by the Board in accordance with the *Duties Of The Employer* provisions of the Regulation.

Entitlement

5. An immediate early retirement pension shall be payable to a Covered Member under this Plan only if:
 - (a) the early retirement occurs within the 15 year period before normal retirement age and the Covered Member is at least 50 years of age; and
 - (b) the Employer has approved the early retirement pension under an approved downsizing programme.

Pension Benefit

6. The early retirement pension payable to a Covered Member under this Plan shall be an amount equal to the difference between the amount of early retirement pension which is payable to the member under the *Early Retirement Pensions* provisions of the Regulation, and:
 - (a) the annual amount of pension calculated in the manner prescribed in the *Normal Retirement Pensions* provisions of the Regulation, provided that the Covered Member has attained 60 years of age; or
 - (b) the annual amount of pension calculated in the manner prescribed in the *Normal Retirement Pensions* provisions of the Regulation, provided that the Covered Member's age, counted in full years and months, plus credited service and eligible service, counted in full years and months, equals at least 80; or
 - (c) the annual amount of reduced early retirement pension calculated in the manner prescribed in the *Early Retirement Pensions* provisions of the Regulation, except that when calculating the distance to the Covered Member's entitlement to an unreduced early retirement clause (a) and (b) will be taken into consideration.