

**LAFAYETTE TOWNSHIP  
SUSSEX COUNTY, NEW JERSEY**

**RESOLUTION 2019-12**

**WHEREAS**, the Township of Lafayette has agreed to the establishment of a Length of Service Award Program (LOSAP) Deferred Compensation Plan. This plan is to be made available to all bona fide eligible volunteers who are performing qualified services which is defined as fire fighting and prevention services, emergency medical services and ambulance services pursuant to Section 457 of the Internal Revenue Code of 1986, as amended, except for provisions added by reason of the Length of Service Award Program as enacted into federal law in 1997. The establishment of this Length of Service Award Program will also comply with New Jersey Public Law 1997, Chapter 388 and the Length of Service Award Plan Document; and

**WHEREAS**, the Township of Lafayette deems it appropriate to act to ensure retention of existing members and to provide incentives for recruiting new volunteer firefighters/first aid organization members; and

**WHEREAS**, the Township of Lafayette has a Length of Service Award Plan Document that implements the Programs objectives; and

**WHEREAS**, certain tax benefits could accrue to eligible volunteer firefighters organization members;

**NOW, THEREFORE, BE IT RESOLVED** that the Township of Lafayette is adopting a Length of Service Award Program Deferred Plan which is substantially similar to a Plan that has been submitted to the Internal Revenue Service for a Private Letter Ruling. The use of the Ruling is for guidance only and the Township of Lafayette acknowledges that for Internal Revenue Service purposes, the Ruling of another sponsoring agency is not to be considered precedent; and

**BE IT FURTHER RESOLVED** by the Township Committee of the Township of Lafayette that, it hereby adopts a Length of Service Award Program Deferred Plan provided by the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, Plan Identifier: 01-LOSAP-LINCOLN-101700; and

**BE IT FURTHER RESOLVED** that The Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, has agreed to be the provider for the Township of Lafayette Length of Service Award Deferred Program and its eligible volunteers as provided for in its Length of Service Award Plan Document, Plan Identifier: 01-LOSAP-LINCOLN-101700; and

**BE IT FURTHER RESOLVED** that the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, will provide, for the benefit of the participants, a Multi-Fund Variable Annuity contract as its funding vehicle; and

**BE IT FURTHER RESOLVED** that in accordance with N.J.A.C. 5:30-14.37 the Township of Lafayette solicited proposals for a Length of Service Award Program (LOSAP) from 2 or more providers of LOSAP services. The Vendors responding to the request for proposals were Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, and Valic. The successful vendor is Lincoln Life Insurance Company and Lincoln Financial Group, its agent. The Township of Lafayette reviewed both proposals of the responding companies. Lincoln National Life Insurance Company was selected because of the level of service, the financial stability of the company, features of the plan's investment options and references; and

**BE IT FURTHER RESOLVED** that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, in the selection of a provider pursuant to N.J.A.C. 5:30-14.29; and

**BE IT FURTHER RESOLVED** that the CMFO is authorized to execute an Administrative Services Agreement with the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, Plan Identifier: 01-LOSAP-LINCOLN-101700, and such other agreements as are necessary to implement the LOSAP Deferred Program. It is implicitly understood that there is to be no cost, other than the Service Award by the Township of Lafayette, to the program; and

**BE IT FURTHER RESOLVED** that the CMFO is authorized to serve as the “Local Plan Administrator” of the plan, represent the Township of Lafayette and execute individual Participation Agreements between Lincoln National Life Insurance Company and Lincoln Financial Group, its agent and bona fide eligible volunteers; and

**BE IT FURTHER RESOLVED** by the Township of Lafayette that the Municipal Clerk forwards a certified true copy of this resolution to the CMFO; and

**BE IT FURTHER RESOLVED** that the CMFO will submit all necessary documents to the Director of the Division of Local Government Services in the State Department of Community Affairs for approval.

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Richard J. Bruning, Mayor

Attest:

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AnnaRose Fedish, RMC  
Municipal Clerk

**CERTIFICATION**

I, AnnaRose Fedish, Municipal Clerk do solemnly swear that this is a true copy of a resolution duly passed by the Township Committee of the Township of Lafayette at a meeting held on January 2, 2019.

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AnnaRose Fedish, RMC