

SANTA FE COUNTY

RESOLUTION NO. 2006 - 80

A RESOLUTION AUTHORIZING AN ELECTION FOR ADOPTION OF MUNICIPAL POLICE MEMBER COVERAGE PLAN 5

WHEREAS, the Public Employees Retirement Act, NMSA 1978, 10-11-1, et seq., establishes (i) the Public Employees Retirement Association ("PERA") and (ii) authorizes Municipal Police Member Coverage Plan 5 (NMSA 1978, 10-11-80 through 10-11-85) for an affiliated public employer's municipal police members, defined in NMSA 1978, 10-11-2(M)(5) (2005); and

WHEREAS, the County of Santa Fe ("County") is an affiliated public employer, within the meaning of NMSA 1978, 10-11-2(B); and

WHEREAS, Municipal Police Member Coverage Plan 5 provides a plan for retirement of municipal police members at a three and fifty one-hundredths percent (3.5%) pension factor per year of service, which translates into the following pension benefits:

- Seventy percent (70%) of final average salary at 20 years of service; and
- A maximum of eighty percent (80%) of final average salary at 22 years and 11 months of service; and

WHEREAS, under Municipal Police Member Coverage Plan 5, municipal police members are eligible to retire at any age after 20 years of service; and

WHEREAS, under Municipal Police Coverage Plan 5, (i) the affiliated public employer is required to contribute eighteen and one-half (18.5%) of each municipal police member's salary to the state retirement fund and (ii) each municipal police member is required to contribute sixteen and three-tenths percents (16.3%) of their salary, unless the affiliated public employer elects to pick up some of the police member's required contribution pursuant to NMSA 1978, 10-11-5 (1999); and

WHEREAS, NMSA 1978, Section 10-11-80 (1989) requires that Municipal Police Member Coverage Plan 5 must be adopted by the affirmative vote of the majority of the affiliated public employer's municipal police members; and

WHEREAS, PERA's rules and regulations require the governing body of the affiliated public employer to authorize the required election by resolution and to appoint a representative to be responsible for the conduct of the election.

SFC CLERK RECORDED 04/26/2006

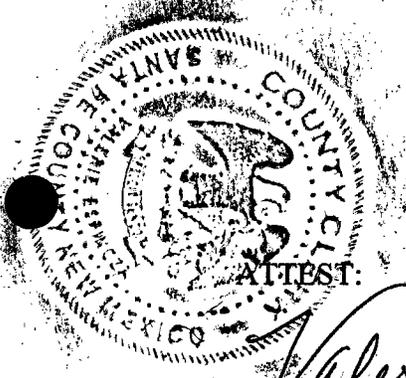
NOW, THEREFORE, the Board of County Commissioners of the County of Santa Fe hereby resolves as follows:

1. That an election shall be held on July 18, 2006, upon the question of whether Municipal Police Member Coverage Plan 5 shall be adopted for all municipal police members of the County, such election to be conducted in accordance with NMSA 1978, 10-11-80 and all applicable PERA rules and regulations.
2. All municipal police members of the County – i.e., County employees who are employed by the County as a police officer and who have taken the oath prescribed for police officers – shall be eligible to vote in the election.
3. That the County Clerk or her designee be, and hereby is, designated as the representative of the County who is responsible for the conduct of the election, including canvassing and verifying the results of the election as well as certifying, on behalf of the County, the results of the election to the Public Employees Retirement Board immediately following the election.

PASSED, APPROVED, AND ADOPTED this 25th day of April 2006.

BOARD OF COUNTY COMMISSIONERS

[Signature]
Harry B. Montoya, Chairperson



[Signature]
Valerie Espinoza
County Clerk

APPROVED AS TO FORM:

[Signature]
Stephen C. Ross
County Attorney



COUNTY OF SANTA FE) BCC RESOLUTIONS
STATE OF NEW MEXICO) ss PAGES: 2

I Hereby Certify That This Instrument Was Filed for Record On The 26TH Day Of April, A.D., 2006 at 14:32 And Was Duly Recorded as Instrument # 1430467 Of The Records Of Santa Fe County

[Signature]
Witness My Hand And Seal Of Office
Deputy Valerie Espinoza
County Clerk, Santa Fe, NM

SFC CLERK RECORDED 04/26/2006