

THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

RESOLUTION NO. 2022 - 622

**A RESOLUTION
INCREASING EMPLOYER PICK-UP OF PERA MEMBER CONTRIBUTIONS
PREVIOUSLY ESTABLISHED BY RESOLUTIONS 2006-2 AND 2008-20, BY
AUTHORIZING 75% PICK-UP OF NON-BARGAINING UNIT PERA MEMBER
CONTRIBUTIONS UNDER MUNICIPAL FIRE MEMBER COVERAGE PLAN 5
BASED ON CONTRIBUTION RATES IN EFFECT ON THE DATE OF ADOPTION OF
THIS RESOLUTION**

WHEREAS, NMSA 1978, Section 10-11-5, authorized affiliated public employers to be responsible for making contributions of up to seventy-five percent of their employees' member contributions to the Public Employees Retirement Association (PERA) under certain conditions; and

WHEREAS, Santa Fe County's municipal fire members are comprised of (i) unionized bargaining unit members, who are covered by that certain Agreement Between Santa Fe County and the Santa Fe County Firefighters Association, Local 4366, International Association of Fire Fighters, approved by the Santa Fe County Board of County Commissioners (BCC) on January 11, 2022, and (ii) non-bargaining unit members, a group whose compensation is not established by negotiated contract; and

WHEREAS, bargaining unit members are regular non-probationary employees of Santa Fe County Fire Department within the following job classifications: Firefighter/Lieutenants, Firefighter/Paramedics, Firefighter/EMT Basic, EMT Intermediate, Shift Training Captains, Fire Protection Specialist I and II, and Engineers, and may at some time in the future include Station Captains; and

WHEREAS, the aforementioned bargaining unit members will benefit from the pick-up commitment set forth in the Agreement Between Santa Fe County and the Santa Fe County Firefighters' Association, Local 4366, International Association of Firefighters, effective January 11, 2022-December 31, 2024, once that agreement's pick-up commitment has been approved by the PERA Retirement Board; and

WHEREAS, the BCC previously passed Resolution No. 2006-21 authorizing a 50% pick up of non-bargaining unit member contributions under Municipal Fire Member Coverage Plan 5;

WHEREAS, the BCC also previously passed Resolution No. 2008-20 authorizing an increase to a 75% pick up rate for non-bargaining unit member contributions under Municipal Fire Membership Coverage Plan 5; and

WHEREAS, in 2020, member contribution increases were signed into law through Senate Bill 72. Those increases will be one half of one percent (.5%) per year commencing the first full

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pay period of July 1, 2022, and continuing the first full pay period of July in years 2023, 2024 and 2025; and

WHEREAS, on April 5, 2021, governor Lujan Grisham signed into law Senate Bill 90, which caused a 1.5% increase to employee contribution rates for Municipal General Fire Plan 5 members, which increase went into effect July 1, 2021; and

WHEREAS, pursuant to NMSA 1978, Section 10-11-5(A)(2), when an employer adopts a resolution committing to be responsible for making a portion of the statutory employee PERA contribution, that commitment does not apply to any increases in the statutory employee contribution rate that may occur after the date of adoption of the resolution.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Santa Fe County, pursuant to NMSA 1978, Section 10-11-5, hereby elects to be responsible for making contributions, based on the contribution rate in effect on the date of adoption of this resolution, of seventy-five percent (75%) for non-bargaining unit member contributions to the Public Employees Retirement Association under PERA Municipal Fire Membership Coverage Plan 5.

BE IT FURTHER RESOLVED that, in accordance with NMSA 1978, Section 10-11-5(C), the increased contribution rate shall be effective the first pay period of the month following filing of this resolution with PERA's retirement board.

PASSED, APPROVED, AND ADOPTED ON THIS 12th DAY OF APRIL, 2022

**BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

By: Anna T. Hamilton
Anna T. Hamilton, Chair


ATTESTATION:
Katharine E. Clark
Katharine E. Clark
Santa Fe County Clerk

Date: 4/12/22

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Approved as to form:



Gregory S. Shaffer
Santa Fe County Attorney

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

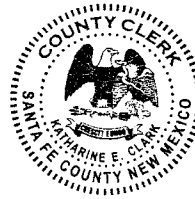
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I Hereby Certify That This Instrument Was Filed for
Record On The 13TH Day Of April, 2022 at 08:23:40 AM
And Was Duly Recorded as Instrument # **1985775**
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office

Katharine E. Clark

Deputy  County Clerk, Santa Fe, NM



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