

**RESOLUTION NO. 4648**

**A RESOLUTION TO EXCLUDE PART-TIME EMPLOYEES FROM PARTICIPATION IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

**WHEREAS**, the Fairbanks City Council unanimously passed Resolution 4641 on August 11, 2014 to exclude part-time employees from participation in the Public Employees' Retirement System (PERS); and

**WHEREAS**, the State of Alaska Division of Retirement and Benefits has requested additional clarifying language in the City of Fairbanks Resolution 4641 authorizing exclusion of part-time employees from participation in PERS; and

**WHEREAS**, the State of Alaska Statute 39.35.615 allows a political subdivision to request amendments to their PERS participation agreements; and

**WHEREAS**, the City of Fairbanks and the Public Safety Employees Association, Fairbanks Police Department Chapter have collectively bargained and agreed to exclude part-time employees from PERS; and

**WHEREAS**, part-time employees are defined by Alaska Statute 39.35.680 (33) as employees who are occupying a permanent position that regularly requires working at least 15 hours, but less than 30 hours a week; and

**WHEREAS**, it is in the best interest of the City of Fairbanks to exclude part-time employees from participation in PERS;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the City of Fairbanks and Public Employees' Retirement System participation agreement shall be amended to exclude part-time employees as defined by Alaska Statute 39.35.680 (33) effective no later than first month following receipt of the signed resolution and amendment originals by the retirement plan administrator.

**PASSED and APPROVED** this 24th day of November 2014.



**JOHN EBERHART, MAYOR**

AYES: PASSED and APPROVED on the Consent Agenda  
NAYS:  
ABSENT: None  
APPROVED: November 24, 2014

ATTEST:



**JANEY HOVENDEN, MMC, City Clerk**

APPROVED AS TO FORM:



**PAUL J. EWERS, City Attorney**



## **CITY OF FAIRBANKS**

**John Eberhart, Mayor**

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**November 17, 2014**

**State of Alaska  
Department of Administration  
Division of Retirement and Benefits  
P.O. Box 110203  
Juneau, Alaska 99811-0203**

### **City of Fairbanks and Public Employees' Retirement System Participation Agreement Amendment No. 9**

The Public Employees Retirement System Participation Agreement entered into between the State of Alaska (hereinafter referred to as the State) and the City of Fairbanks (hereinafter referred to as the political subdivision) on December 11, 1970, and approved by the State on January 1, 1971, is amended effective no later than the first of the month following receipt of the signed resolution and amendment originals by the retirement plan administrator, by changing subparagraph 2 on page 2 to read as follows:

(2) The political subdivision agrees that all eligible employees except employees in the following designated categories will participate in the Retirement:

- employees hired pursuant to union contract with the City of Fairbanks Municipal Utilities System and classified as manual employees [original Agreement];

- the AFL-CIO Joint Crafts Council at the City's Public Works and Engineering Departments [Amendment No. 3];

- the City's Operating Engineers, Local 302, unit [Amendment No. 3];

- the International Brotherhood of Electrical Workers, Local 1547, unit [Amendment No. 4];

- employees hired pursuant to union contract with the City of Fairbanks [Amendment No. 5];

- Teamsters Union Local Number 959 of the International Brotherhood of Teamsters [Amendment No. 5];

- employees designated as non-represented classified positions [Amendment No. 6];

- elected officials [Amendment No. 7];

- part-time employees as defined by AS 39.35.680 (33) "permanent part-time" means an employee who is occupying a permanent position that regularly requires working at least 15 hours but less than 30 hours a week [Amendment No. 9].

This amendment shall continue in effect for the duration of the original agreement cited above and can only be terminated as provided therein.



\_\_\_\_\_  
Authorized Representative Signature

JOHN EBERHART

\_\_\_\_\_  
Authorized Representative Name

MAYOR

\_\_\_\_\_  
Authorized Representative's Title

APPROVED:

\_\_\_\_\_  
Chief Pension Officer – Kathy Lea

\_\_\_\_\_  
Date