

Introduced by: \_\_\_\_\_  
Date: JUN. 14, 1978  
Title: Various  
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 82-121

A RESOLUTION TO SEEK AMENDMENT TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM PARTICIPATION AGREEMENT TO GRANT TO EMPLOYEES REHIRED BY THE BOROUGH AFTER JULY 1, 1978, CREDIT UNDER PERS FOR PRIOR EMPLOYMENT WITH THE BOROUGH FOR ANY PREVIOUS PERIOD OR PERIODS OF EMPLOYMENT DURING THE PERIOD OF AUGUST 3, 1964, TO JUNE 30, 1978, INCLUSIVE UNDER CERTAIN CONDITIONS.

WHEREAS, the Kenai Peninsula Borough became a participant in the Alaska Public Employees' Retirement System on July 1, 1978, and granted to those persons employed with the Borough on that date the option to have credit under PERS for prior service back to August 3, 1964; and

WHEREAS, persons not employed by the Borough on July 1, 1978, and reemployed by the Borough since that date who had been employed by the Borough during the period August 3, 1964, and June 30, 1978, have been unable to obtain credit for such former service which makes a disparity in retirement credits between various employees; and

WHEREAS, it is advantageous for the Borough to rehire former employees where such employees have demonstrated good work habits and a high standard of performance rather than hiring new and untried employees; and

WHEREAS, former employees are usually more valuable to the Borough than new employees because of their experience and knowledge of the background of Borough functions, services, and methods and their knowledge of the history of Borough actions; and

WHEREAS, extension of credit for former periods of service would be an incentive and inducement to encourage prior employees to seek reemployment with the Borough, and would make it easier for the Borough Administration to secure the services of competent former employees when needed;

NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That the State of Alaska, through its proper officers, is hereby requested to amend the Public Employees'

Retirement System Participation Agreement between the State of Alaska and the Kenai Peninsula Borough to extend credit under said Public Employees' Retirement System for all periods of service during the period August 3, 1964, to June 30, 1978, inclusive, to any former employees of the Kenai Peninsula Borough who have been, or will be, rehired by the Borough after July 1, 1978.

Section 2. That the Kenai Peninsula Borough hereby agrees, and hereby directs the Administration of the Kenai Peninsula Borough, to make payment to the Commissioner of Administration of the State of Alaska of all contributions as may be determined necessary by the Commissioner of Administration to fully fund the credits granted hereunder for current employees who were not employed by the Borough on July 1, 1978, but who had prior service during the period set forth above in accordance with the requirements set forth by said Commissioner, and likewise to make payments to the said Commissioner for any credits granted above to any former employees who may be reemployed by the Borough in the future in such manner and such amounts as may be required by said Commissioner.

Section 3. That the Borough Mayor is hereby directed to forward a copy of this Resolution, after it has been properly executed, to the Commissioner of Administration of the State of Alaska with the request that the Commissioner consent to amendment of the Public Employees' Retirement System Participation Agreement between the State of Alaska and the Kenai Peninsula Borough, and the Borough Mayor is further directed to complete and execute any necessary papers and instruments required by said Commissioner in order to accomplish the purposes of this Resolution.

Section 4. Since many employees who served during the period for which credit is granted under this Resolution were vested, or partially vested, in the Travellers Money Accumulation Plan and on separation from their former employment received payments therefrom of sums contributed thereto by the Kenai Peninsula Borough and the earnings on said Borough contributions, the right to credit under the terms of this Resolution will be granted, and payment made by the Borough to the State therefor, only after the employee has made reimbursement to the Borough either in cash or by a note secured by payroll deductions or some other security acceptable to the Borough Mayor of the sums received by said former employee on separation from the Borough from Borough contributions, and the earnings thereon, to the Travelers Money Accumulation Plan.

Section 5. This Resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON  
THIS 15th DAY OF June, 1982.

  
John S. Davis, Assembly President

ATTEST:

  
Frances Byrner  
Borough Clerk

