

**CITY OF WASILLA
RESOLUTION SERIAL NO. 11-33**

A RESOLUTION OF THE WASILLA CITY COUNCIL AMENDING THE CITY OF WASILLA PUBLIC EMPLOYEES' RETIREMENT SYSTEM PLAN TO EXCLUDE ALL SEASONAL EMPLOYEES IN THE CITY OF WASILLA PUBLIC EMPLOYEES' RETIREMENT SYSTEM PLAN PURSUANT TO AS 39.35.680 (40).

WHEREAS, the City of Wasilla, Alaska wishes to exclude all seasonal employees in the City of Wasilla Public Employees' Retirement System (PERS) plan; and

WHEREAS, AS 39.35.680 (40) defines a seasonal employee as one who is occupying a position less than 12 months each year where it is anticipated that the same employee will return to the position when needed; and

WHEREAS, through Resolution Serial No. 03-13, the City of Wasilla excluded seasonal employees working less than nine (9) months, which is contradictory to AS 39.35.680 (40); and

WHEREAS, the State of Alaska, Department of Administration, Division of Retirement and Benefits is requesting the City of Wasilla amend its PERS plan.

NOW, THEREFORE, BE IT RESOLVED, by the Wasilla City Council;

1. Pursuant to AS 39.35, the City of Wasilla, hereby requests permission to amend the City of Wasilla PERS plan to exclude all seasonal employees in the City's PERS plan;
2. The Mayor of the City of Wasilla, Alaska, is authorized by the City Council of Wasilla, Alaska;

- a. To take the appropriate steps necessary to exclude all seasonal employees from the City of Wasilla PERS plan; and
- b. To initiate an amended participation agreement between the City of Wasilla and the State of Alaska, Department of Administration, passed, and adopted by the City Council of Wasilla, Alaska, the 12th day of September, 2011.

ADOPTED by the Wasilla City Council on September 12, 2011.



VERNE E. RUPRIGHT, Mayor

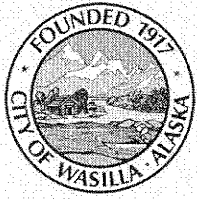
ATTEST:



KRISTIE L. SMITHERS, MMC, City Clerk

[SEAL]

VOTE: Harris, Holler, Katkus, Menard, and Woodruff in favor; Sullivan-Leonard absent.

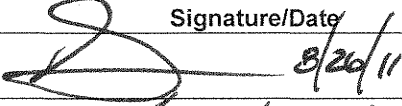
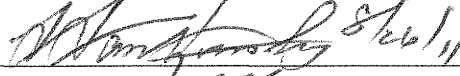
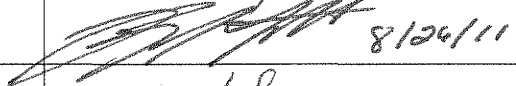




**CITY OF WASILLA
LEGISLATION STAFF REPORT**

Resolution Serial No. 11-33: AMENDING THE CITY OF WASILLA PERS PLAN TO EXCLUDE ALL SEASONAL EMPLOYEES IN THE CITY OF WASILLA PERS PLAN PURSUANT TO AS 39.35.680 (39).

Agenda of: September 12, 2011
Originator: Finance Director

Date: August 25, 2011

Route to:	Department	Signature/Date
	Director of Public Works	 8/26/11
X	Finance Director	 8/26/11
X	Interim Deputy Administrator	 8/26/11
X	City Clerk	

REVIEWED BY MAYOR VERNE E. RUPRIGHT: 

FISCAL IMPACT: yes or no Funds Available yes no

Account name/number:

Attachments:

SUMMARY STATEMENT:

The City of Wasilla has received notice by the State of Alaska, Department of Administration, Division of Retirement and Benefits that our current PERS Plan is not in compliance with AS 39.35-680 (39), which defines a seasonal employee.

City Council passed Resolution No. 03-13 excluding seasonal employees who are employed by the City of Wasilla for less than a nine (9) month period. Whereas, AS 39-35-680 (39) defines a seasonal employee as one who is occupying a position less than (12) months each year where it is anticipated that the same employee will return to the position when needed.

Currently, the City employs one (1) seasonal employee as Museum Aide in the PERS Tier IV Plan. Once this plan amendment is executed, the employee will have an option to roll their contributions to another 401K plan or cash-out any employee contributions available. Additionally, because this is a Tier IV position, there is no termination study impacts associated to this amendment (as confirmed by the State of Alaska, Department of Administration, Division of Retirement and Benefits, Ms. Blankenship on August 25, 2011).

This resolution provides for the correction to the City of Wasilla PERS Plan agreement with the State of Alaska and further provides for the Mayor to execute an amended participation agreement between the City of Wasilla and the State of Alaska, Department of Administration.

STAFF RECOMMENDATION: Approve the adoption of Resolution 11-33.