

**BIG SKY COUNTY WATER & SEWER DISTRICT No. 363**

**RESOLUTION 95-04**

**RESOLUTION OF INTENT TO PARTICIPATE IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM.**

**WHEREAS,** The Public Employees' Retirement Act (Sections 19-3-201 to 19-3-203, M.C.A.) provides for the establishment of a Retirement Plan for employees of certain public agencies, and

**WHEREAS,** The Public Employees' Retirement Board of the Public Employees' Retirement System has adopted a Resolution providing for the participation in said System of cities, counties, school districts, and other public agencies under certain conditions, as follows:

Any municipal corporation, county or public agency in the state may become a contracting employer and make all or specified groups of its employees members of the retirement system by a contract entered into between the board and the legislative body of said contracting employer, subject to the provisions of this act. The contract may include any provisions which are consistent with this act and necessary in the administration of the retirement system as it affects the contracting employer and its employees.

**WHEREAS,** the legislative body of the contracting employer shall adopt a resolution giving notice of intention to approve the contract and containing a summary of the major provisions of the retirement system. The contract shall not be approved unless the employees proposed to be included in the retirement system adopt the proposal by a majority

affirmative vote in a secret ballot. The ballot at such election shall include the summary of the retirement system as set forth in the resolution. The election shall be conducted as prescribed by the legislative body of the contracting employer. Approval of the contract shall be by ordinance adopted by the affirmative vote of two-thirds of the members of the legislative body, not less than 20 days after the adoption of the resolution or by an ordinance adopted by a majority vote of the electorate of the contracting employer voting thereon.

**WHEREAS**, the employees of Big Sky County Water & Sewer District No. 363 have expressed a desire to participate in said Retirement Plan:

**NOW, THEREFORE, BE IT HEREBY RESOLVED:** That Big Sky County Water & Sewer District No. 363 Board of Directors hereby declares it's intention to set up a Retirement Plan for it's employees upon the identical basis as provided for State Employees, as set forth in Sections 19-3-201 to 19-3-203, M.C.A., said participation to become effective as of August 1, 1995.

**BE IT FURTHER RESOLVED:** That an election shall be held on the 1st day of June, 1995, between the hours of 8:00 a.m. and 5:00 p.m., of said day, in the office of the clerk of this body, at which election all eligible

employees shall be requested and allowed to vote upon the above entitled matter on the attached prescribed ballot.

**BE IT FURTHER RESOLVED:** That the Directors of Big Sky County Water & Sewer District No. 363 hold a meeting thereof on the 20th day of June, 1995, at 3:00 o'clock P.M. of said day, in the office thereof, for the purpose of canvassing the result of said election and the adopting of a Resolution in accordance with the tabulated votes of the employees participating in said election.