

A RESOLUTION AMENDING THE WASHTENAW COUNTY EMPLOYEES RETIREMENT SYSTEM
ORDINANCE—(POP-UP CLAUSE)

WASHTENAW COUNTY BOARD OF COMMISSIONERS

May 19, 1999

WHEREAS, the Washtenaw County Board of Commissioners approved the establishment of the Washtenaw County Employees Retirement System (WCERS) effective February 1, 1948; and

WHEREAS, additional amendments were made and authorized by the Washtenaw County Board of Commissioners effective January 1, 1994 restating the ordinance in its entirety; and

WHEREAS, this resolution amends the WCERS Ordinance to allow Washtenaw County, through the County Administrator, to provide for the re-computation and commencement of a straight life pension benefit in the event a designated survivor beneficiary (form of payment 2 or 3 beneficiary) predeceases a retiree; and

WHEREAS, this amendment will become effective 30 days from and after the date of its final passage by the Board of Commissioners,

WHEREAS, this matter has been reviewed by the Washtenaw County Employees' Retirement System Board of Trustees, Corporation Counsel, Finance, Human Resources, County Administrator's Office and the Ways & Means Committee

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby amends the Washtenaw County Employees Retirement System Ordinance, as attached hereto and made a part hereof

BE IT FURTHER RESOLVED that the actuary for the Washtenaw County Employees' Retirement System be notified of this amendment for future annual valuations of the plan.

Section 24 of the Washtenaw County Employees Retirement System is hereby amended by adding the following new subsection:

Section 1: Should the named survivor beneficiary of a Form of Payment 2 or Form of Payment 3 pension benefit predecease the retired member, the retired member's pension shall be re-computed (pop-up) to a straight life pension (Form of Payment SL).

This pop-up benefit shall be applicable to all retirees who are in receipt of a Form of Payment 2 or Form of Payment 3 pension benefit.

In the event a survivor beneficiary has died prior to the effective date of this Amendment, the retiree's benefit amount shall be re-computed to a Form of Payment SL benefit which shall be payable prospectively only.

Section 2. If this Ordinance amendment or any portion thereof is held to be invalid by

Any court of competent jurisdiction, said decision shall not effect the validity of the remaining Provisions.

Section 3. This ordinance shall take effect 30 days from and after the date of its final Passage by the Board of Commissioners of the County of Washtenaw.