

RESOLUTION NO. 2970

A RESOLUTION of the Port Commission of the Port of Seattle amending Salary and Benefit Resolution No. 2944 to provide a pension or annuity arrangement with benefits similar to PERS, Plan Two to noncitizen, nonresident employees hired in eligible salaried positions under RCW 41.40.

WHEREAS, the Port's noncitizen, nonresident staff is engaged in important marketing efforts to increase trade through the Port of Seattle;

WHEREAS, such staff members hired prior to July 1, 1982 are eligible for and are members of the State retirement system;

WHEREAS, the Assistant Regional Manager added to the Tokyo staff on April 22, 1985 is excluded from membership in the State retirement system by a change in the statutory definition of eligible membership;

WHEREAS, the Port desires to provide otherwise eligible salaried members of its staff with similar retirement benefits; and

WHEREAS, The Port desires to provide Port management with authority to implement an individual pension or annuity arrangement with benefits similar to PERS, Plan Two with noncitizen, nonresident employees hired in eligible positions.

NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle as follows:

Section VI. B. 1. of Resolution No 2944, adopted December 11, 1984, is hereby amended retroactive to April 22, 1985, as follows (deletions are struck through and additions are indicated in bold-face capital letters):

VI. ADMINISTRATION OF BENEFIT PROGRAM

B. Benefits Provided Regular Employees, Including Probationary/Regular:

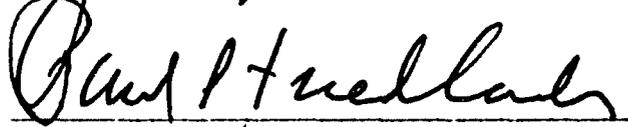
1. Retirement: ~~Employees hired in eligible positions are covered from date of employment by the Washington State Public Employees Retirement System (PERS), except that employees in eligible fire classification are covered by the Washington Law Enforcement Officers' and Fire Fighters' Retirement System (LEOFF).~~ **EMPLOYEES MAY BECOME MEMBERS OF THE WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) FROM DATE OF EMPLOYMENT IF THEY ARE HIRED IN AN ELIGIBLE POSITION AND ARE ELIGIBLE FOR MEMBERSHIP AS DEFINED IN RCW 41.40. FIRE FIGHTER MANAGEMENT PERSONNEL, IF ELIGIBLE UNDER RCW 41.26, BECOME MEMBERS OF THE WASHINGTON LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT SYSTEM (LEOFF).** In either system, employees who became members prior to October 1, 1977 are covered by "Plan One" and employees who became members on or after October 1, 1977 are covered by "Plan Two". Refer to appropriate retirement membership handbooks for differences between Plan One and Plan Two.

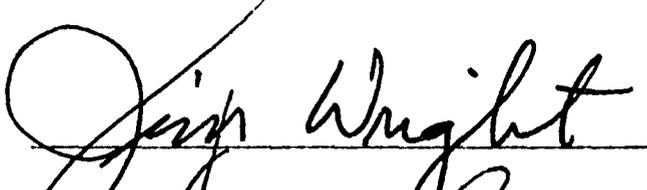
VI. B. 1. Retirement, continued

EFFECTIVE APRIL 22, 1985, EMPLOYEES HIRED IN OTHERWISE ELIGIBLE POSITIONS UNDER RCW 41.40, WHO ARE EXCLUDED FROM MEMBERSHIP IN PERS BECAUSE OF NONCITIZEN, NONRESIDENT STATUS, MAY BE PROVIDED FROM DATE OF EMPLOYMENT WITH AN INDIVIDUAL PENSION OR ANNUITY ARRANGEMENT WHICH WILL PROVIDE BENEFITS SIMILAR TO THOSE PROVIDED UNDER PERS, PLAN TWO. THE SENIOR DIRECTOR OF FINANCE AND ADMINISTRATION IS AUTHORIZED TO EXECUTE ANY AND ALL DOCUMENTS AND TO TAKE ANY AND ALL ACTION NECESSARY TO IMPLEMENT SUCH AN ARRANGEMENT.

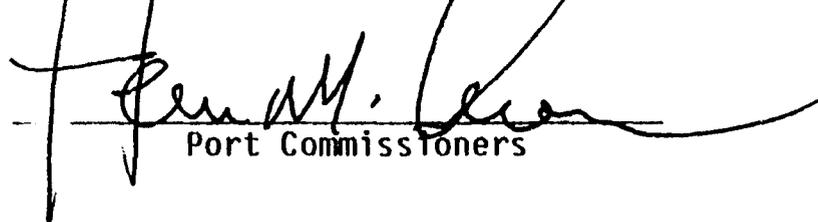
ADOPTED by the Port Commission of the Port of Seattle this 27th day of August, 1985, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.











Port Commissioners