



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

M-NCPPC RESOLUTION NO. 22-36

ADOPTION OF EMPLOYEES' RETIREMENT SYSTEM PLAN DOCUMENT
RESTATEMENT EFFECTIVE JULY 1, 2022

WHEREAS, the Maryland-National Capital Park and Planning Commission Employees' Retirement System (ERS) was established effective July 1, 1972 and amended from time to time; and

WHEREAS, the ERS currently consists of five (5) plans, Plans A, B, C, D and E; and

WHEREAS, Section 3 of the Plan Document reserves the right of the Maryland-National Capital Park and Planning Commission ("Commission"), as Plan Sponsor, to amend any or all the provisions of the Plans from time to time, provided that no amendments shall adversely affect benefits that have accrued prior to the effective date of any such amendments; and

WHEREAS, the Commission approved Resolutions No. 22-20 and 22-21 which included negotiated retirement changes with the Fraternal Order of Police ("FOP") Lodge #30. A Memorandum of Understanding dated August 22, 2022 included authorization for a supplemental change approved by the FOP and Commission; and

WHEREAS, the ERS Board of Trustees voted to recommend amendment to Plan Section B-1.10, to clarify the right to elect a transfer from Plan A to Plan B is historical, as there are no current active Plan A Participants; and

WHEREAS, the ERS Board of Trustees voted to recommend amendment to Plan Section C-1.7(b) to clarify transfers from Plans A, B, or E to Plan C upon a change from a non-public safety position to a police officer; and

WHEREAS, the ERS Board of Trustees voted to recommend amendment to Plan Section C-3.1(c) to clarify that transferred service from Plans A, B, or E to Plan C upon a change from a non-public safety position to a police officer is Credited Service under Plan C; and

WHEREAS, the ERS Board of Trustees voted to recommend amendment to Plan Sections C-3.2 and D-3.2 to add language effective April 1, 2023 to allow for a lower conversion rate of earned and unused sick leave to Credited Service after a Member has completed 25 years of Credited Service; and

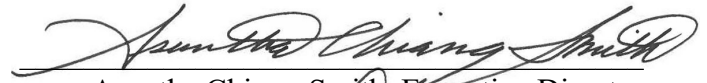
WHEREAS, the ERS Board of Trustees voted to recommend amendment to Plan Section C-7.1 to provide for increased employee contributions of 9.5% of Base Pay to Plan C on or after April 1, 2023; and

WHEREAS, the ERS Board of Trustees voted to recommend amendment to Plan Sections D-1.7(b) and D-3.1(c) to update a cross reference and remove a historical cross-reference, respectively; and

WHEREAS, the Board of Trustees recommends that the Plan Restatement be effective July 1, 2022.

NOW THEREFORE, BE IT RESOLVED, that the Maryland-National Capital Park and Planning Commission does hereby adopt the attached Plan Restatement effective July 1, 2022.

This is to certify that the foregoing is a true and correct copy of Resolution No. 22-36 adopted by the Maryland-National Capital Park and Planning Commission on motion of Vice Chair Zyontz, seconded by Commissioner Geraldo, with Commissioners Branson, Geraldo, Hill, Shapiro, Washington and Zyontz voting in favor of the motion, and Commissioners Bailey, Doerner and Piñero absent during the vote, at its meeting held on November 16, 2022, during a hybrid video-conference/in-person meeting at Wheaton Headquarters in Wheaton, Maryland and broadcast by the Montgomery Planning Department.


Asuntha Chiang-Smith, Executive Director

Ben Rupert 10/12/2022

Reviewed for Legal Sufficiency by
Benjamin E. Rupert, Esq.