

## Resolution 2019-6

### **RESOLUTION AS TO PARTICIPATION OF MAINE TOWNSHIP GOVERNING AND NON-GOVERNING ELECTED OFFICIALS IN IMRF**

**WHEREAS**, the Maine Township ("Township") is a township duly organized and existing pursuant to the Township Code, 60 ILCS 5/1-1 *et seq.*; and

**WHEREAS**, the Township is a participating municipality in the Illinois Municipal Retirement Fund ("IMRF"); and

**WHEREAS**, as recognized by IMRF in Appeal of IMRF Eligibility of Assessor Susan Moylan Krey MID#: 218-1868, IMRF Resolution 2017-02-13 required that the legislative body of units of government participating in IMRF recertify every two years that elected positions meet the applicable IMRF hourly standard; and

**WHEREAS**, as recognized by IMRF in Appeal of IMRF Eligibility of Assessor Susan Moylan Krey MID#: 218-1868, the Township voted not to recertify the elected positions of Supervisor, Clerk, Assessor and Highway Commissioner (collectively "Elected Officials"), as IMRF eligible, which legislative determination is expressed in Township Resolution 2017-7; and

**WHEREAS**, as determined by IMRF in Appeal of IMRF Eligibility of Assessor Susan Moylan Krey MID#: 218-1868, the Township's intentional legislative decision to not recertify its Elected Officials for eligibility in IMRF in the Township's Resolution 2017-7, as required by IMRF Resolution 2017-02-13, rendered Assessor Susan Moylan Krey ineligible for participation in IMRF up to May 17, 2019, without consideration of any actual hours worked by Assessor Susan Moylan Krey; and

**WHEREAS**, on May 17, 2019, IMRF approved Resolution 2019-05-09(d), prospective in application, rescinding its Resolution 2017-02-13 along with the requirement that the legislative body of the unit of government participating in IMRF recertify every two years that elected positions meet the applicable IMRF hourly standard; and

**WHEREAS**, IMRF Resolution 2019-05-09(d) vests the participating member's IMRF Authorized Agent, alone, with the power to certify that elected positions meet the applicable IMRF annual hourly standard; and

**WHEREAS**, on May 23, 2019, the Assessor Susan Moylan Krey secured the required certification from the Township's then IMRF Authorized Agent, and submitted the certification to IMRF that the elected position of Township Assessor meets the applicable IMRF annual hourly standard; and

**WHEREAS**, tender of this certification to IMRF was contrary to and ignored the August 2017 legislative determination of the Township Board relative to IMRF eligibility of elected positions, including that of Assessor; and

**WHEREAS**, the certification being in error, it was properly withdrawn on May 28, 2019 by the Township's duly appointed IMRF Authorized Agent, which withdrawal was prior to any IMRF determination as to eligibility of the Assessor to secure IMRF benefits; and

**WHEREAS**, there is no valid certification by the Township's IMRF Authorized Agent that the elected position of Township Assessor meets the applicable IMRF annual hourly standard on file with IMRF, as expressly required by IMRF Resolution 2019-05-09(d); and

**WHEREAS**, it is the Township's position that IMRF is not authorized to consider the grant of IMRF eligibility to the Assessor, irrespective of consideration of actual hours worked, when the strict requirements of IMRF Resolution 2019-05-09(d) have not been met; and

**WHEREAS**, the Township Board affirms the legislative determination made in Resolution 2017-7, the validity of which has been duly recognized by IMRF, that the elected positions of Township Supervisor, Clerk, Assessor and Highway Commissioner, do not meet the applicable IMRF annual hourly standard for eligibility for IMRF benefits.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAINE TOWNSHIP BOARD OF TRUSTEES, COOK COUNTY, ILLINOIS, AS FOLLOWS:**

**SECTION 1.** The recitals set above are incorporated herein and made a part hereof.

**SECTION 2.** That the elected positions of Township Supervisor, Clerk, Assessor and Highway Commissioner, continue to not meet the applicable IMRF annual hourly standard for eligibility for IMRF benefits, as previously determined by the vote taken in consideration of Township Resolution 2017-7.

**SECTION 3.** This Resolution shall take effect immediately upon adoption.




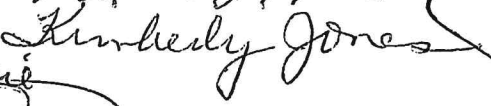
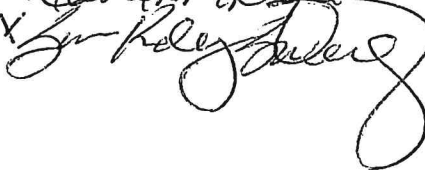
**SECTION 4.** All resolutions, or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

Adopted this 25th day of June, 2019

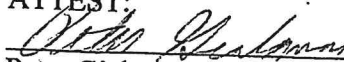
Supervisor Laura J. Morask  
Trustee Kimberly Jones  
Trustee David A. Carrabotta  
Trustee Claire R. McKenzie  
Trustee Susan Kelly Sweeney

AYE

NAY

X  X   
X  X   
X 

ATTEST:

  
Peter Gialamas, Town Clerk