

Resolution No. 2023-014

**RESOLUTION REGARDING SOCIAL SECURITY COVERAGE FOR THE
TOWN OF EDGEWOOD POLICE DEPARTMENT**

WHEREAS, under the provisions of NMSA 1978, Section 10-14-1 et. Seq. (1995) as amended, and 42 United States Code 418, as amended, governmental entities of this State may enter into Agreements with the Social Security Administrator for the State of New Mexico, designated by the Governor to administer the Social Security Coverage Act, and secure the benefits of Federal Old-Age, Survivors, Disability and Health Insurance (Social Security coverage or Health insurance only), as outlined in said laws;

WHEREAS, it is the opinion of the governing body of the Town of Edgewood that the extension of the Old-Age, Survivors, Disability, and Health Insurance System (Social Security) was improperly extended to the employees serving in police positions of the Town of Edgewood. The Master Agreement between the State of New Mexico and the Social Security Administration, dated September 29, 1955, specifically excludes “any service performed by an employee in a policeman’s Position.”;

WHEREAS, it is the desire of the governing body of the Town of Edgewood to correct the above mentioned error by allowing the employees serving in police positions to engage in a referendum to decide whether to continue or decline authorization for Social Security participation deductions.

BE IT RESOLVED BY THE Governing Body of the Town of Edgewood:

1. That the Governing Body, acting for and on behalf of the Town of Edgewood, shall enter into all necessary Agreements with the Social Security Administrator for the State of New Mexico for the purpose of carrying out the provisions of the abovementioned act.
2. That a majority vote referendum will be held on or before May 15th, 2023, on the question of whether or not Town of Edgewood Police Department employees, currently serving in police positions, who belong to the Public Employees Retirement Association (PERA) of New Mexico retirement plan, want to continue or decline to participate in Social Security.
3. That Jerrett Perry, is hereby appointed as Agent of the Town of Edgewood to execute all necessary Agreements and instruments for and in behalf of said governing body and the Town of Edgewood.

4. That a sufficient sum of money be allocated from available funds for the purpose of carrying out the provisions of the above-mentioned acts.

ADOPTED AND APPROVED THIS 11th DAY OF APRIL, 2023



Audrey J. Jaramillo, Mayor, CMO

ATTEST:



Nina R. McCracken, Clerk

