



ALBUQUERQUE HOUSING AUTHORITY
"Improving quality of life through housing opportunities"

BOARD OF HOUSING COMMISSIONERS
RESOLUTION NO. 2013-16

AUTHORIZATION TO APPLY TO THE
PUBLIC EMPLOYER RETIREMENT ASSOCIATION OF NEW MEXICO
TO BE AN AFFILIATED PUBLIC EMPLOYER

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8 WHEREAS, the U.S. Congress and President Franklin D. Roosevelt adopted the U.S. Housing Act
9 of 1937 to fund Affordable Housing Programs across the United States; and

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11 WHEREAS, in 1965, the State of New Mexico adopted the Municipal Housing Law to grant City
12 governments the right to form a Housing Authority for their Municipality, to receive federal grant
13 funds for developing and operating housing units for low income people; and

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15 WHEREAS, on May 15, 1967, the Albuquerque City Commission adopted a Resolution to allow the
16 City of Albuquerque the right to exercise its powers under the Municipal Housing Law of
17 New Mexico, NMSA §3-45-15 to create a Municipal Housing Authority for the City of
18 Albuquerque; and

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20 WHEREAS, the Albuquerque City Council adopted City Resolution 2010-97 to create a Board of
21 Housing Commissioners to govern the Albuquerque Housing Authority (AHA) and to designate it a
22 Public Body Corporate, that was separate from the City of Albuquerque, a Municipal Corporation;
23 and

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25 WHEREAS, under §8 of City of Albuquerque R-2010-97, and amended by City Resolution 2012-
26 105, AHA, a Public Housing Corporate, may as of July 1, 2014 directly employ staff, to operate the
27 AHA as a component unit of the City of Albuquerque,

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29 WHEREAS, the existing City of Albuquerque employees that have operated AHA historically, will
30 seek to remain active members of PERA of NM if they become AHA employees; and

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32 WHEREAS, the AHA Board of Housing Commissioners has considered the issue of retiree pensions
33 for its employees, retirees, their spouses, domestic partners and dependents; and

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35 WHEREAS, the AHA Board has considered the opportunity afforded by the Public Employee
36 Retirement Act to provide a pension plan through AHA becoming an agency member of PERA; and

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38 WHEREAS, the AHA Board has considered that pursuant to the Act, Public Employee Retirement
39 Association (PERA) membership requires participating employer and/or employee contributions to
40 the PERA fund in the amount determined appropriate by the PERA Board and which may be
41 adjusted from time to time; and

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43 WHEREAS, the AHA Board of Housing Commissioners determines to irrevocably include
44 Albuquerque Housing Authority, a Public Body Corporate, employees, retirees, their spouses,





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45 domestic partners and dependents in the requirements of the employer/employee contributions and
46 retiree benefits under the Public Employee Retirement Act (Act).

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48 NOW, THEREFORE, BE IT RESOLVED BY THE AHA BOARD OF HOUSING
49 COMMISSIONERS, the governing body of the AHA that:

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51 1. AHA shall submit an application to become an affiliate member of the Public
52 Employees Retirement Association (PERA). A copy of the application is attached as Exhibit A.

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54 2. AHA, as a Component Unit of City of Albuquerque, seeks to continue membership in
55 the existing Municipal Plan (MP) 3 of PERA of New Mexico, the current Pension Plan for existing
56 employees of the City of Albuquerque.

57
58 3. Effective on July 1, 2014.

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60 PASSED and ADOPTED this 18th day of September, 2014.

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62 BY A VOTE OF 4 FOR, AND 0 AGAINST.

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64 Members Absent: 1

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66 Members voting against: 0

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68 ALBUQUERQUE HOUSING AUTHORITY
69 BOARD OF HOUSING COMMISSIONERS

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71
72 By: [Signature]
73 Janet McHard, Chairperson
74

75 ATTEST:
76
77 [Signature]
78 Linda Bridge, Secretary to the
79 Board of Housing Commissioners
80

81 APPROVED AS TO FORM:
82
83 [Signature]
84 Brian A. Eagan, Assistant City Attorney
85 54035
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