

VILLAGE OF PALM SPRINGS

GENERAL EMPLOYEES' PENSION FUND

SUMMARY PLAN DESCRIPTION

AUGUST 2022

SUMMARY PLAN DESCRIPTION

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I. INTRODUCTION

The Village Council of the Village of Palm Springs (the "Village"), Florida believes that municipal employees perform services that are vital to the general health and well-being of the residents of Palm Springs. Therefore, the Village Council has established what is known as the "General Employees' Pension Fund" (the "Pension Plan").

The Pension Plan was initially established by the Village on November 19, 1970. The Pension Plan was amended and restated over the years most recently, in September of 2017 by Village of Palm Springs Ordinance No. 2017-26. This Summary Plan Description is current through Ordinance No. 2022-04, July 7, 2022. These amendments and restatements were to make certain changes and to improve benefits and to provide more efficient administration of the Pension Plan. The Village Clerk's Office maintains a copy of the Pension Plan.

In 2010, the Village closed the Pension Plan to new members. All new hires after June 30, 2010, will be members of the Florida Retirement System. All members were given an opportunity to remain in this Pension Plan or to move to the Florida Retirement System prior to June 30, 2010.

This booklet has been prepared to help acquaint you with the main features of your Pension Plan to help you in planning for your retirement. This Summary Plan Description is not meant to interpret, extend, or change the provisions of your Pension Plan in any way. The provisions of your Pension Plan may only be determined accurately by reading the actual Pension Plan document. In the event of any discrepancy between this Summary Plan Description and the actual provisions of the Pension Plan, the Pension Plan shall govern.

The purpose of this Pension Plan is to provide certain pension, retirement and death benefits to the Employees and Elected Officers of the Village and their beneficiaries covered under the Pension Plan. The address and telephone number of the Plan Administrator for the General Employees' Pension Fund is set forth below:

Palm Springs General Employees' Pension Fund
% Resource Centers, LLC
4360 Northlake Boulevard, Suite 206
Palm Beach Gardens, Florida 33410
Telephone Number: (561) 624-3277
Facsimile Number: (561) 624-3278

The Plan Administrator is the person designated as the agent for the service of Legal process on behalf of the Pension Plan.

II. DEFINITIONS

As used in this summary plan description, the following words or phrases shall have the meaning indicated.

- a. Board - means the Board of Trustees of the Village of Palm Springs General Employees' Pension Fund.
- b. Credited Service - means the total number of years and fractional parts of years of service as an Employee or Elected Officer. Under certain circumstances, an Employee may transfer between Village plans and receive benefits from both plans upon retirement provided such transfer was before June 30, 2010. Please refer to the Pension Plan for details on this benefit. Credited service under the Pension Plan is limited to 25 years.
- c. Earnings - means the Participant's W-2 earnings plus all tax deferred items of income. Upon termination payment for up to 120 hours of accrued but unused personal leave time is included in the final year's earnings for the purpose of this plan.
- d. Elected Officer - means a Council Member or Mayor as elected in accordance with the Charter of the Village provided that date is before June 30, 2010.
- e. Employee - means a person employed by the Municipality before June 30, 2010, in a general employment capacity, including any initial probationary employment period. The term "Employee" does not include a person employed as a police officer, or a person who is employed part time (not more than 20 hours a week or not more than 5 months in any plan year).
- f. Final Average Earnings - means the participant's average yearly earnings during the five consecutive Plan years which give the highest average out of the last ten Plan years immediately preceding the normal retirement date.
- g. Municipality - means the Village of Palm Springs, Florida.
- h. Member or Participant - means an Employee or Elected Officer who has been admitted as a member of the Pension Plan before June 30, 2010.
- i. Plan Year - means the period between October 1 and September 30.

III. HOW THE PLAN WORKS

The Village of Palm Springs General Employees' Pension Fund is designed to provide retirement and survivors' benefits for eligible participants. The Pension Plan is managed by a five-member Board of trustees. Two (2) of these trustees are active Employees of the Village of Palm Springs who are elected every 4 years by the General Employees who are members of the Pension Plan. Every Employee who is a member of the Pension Plan is eligible to run for election and become a Pension Plan trustee.

The other three (3) trustees are made up of an elected Palm Springs Village Council member, the Village Manager, who shall serve as long as he or she remains Village Manager. Subject to Council approval, the Village Manager may appoint a designee who will serve at the pleasure of the Manager. A fifth member who is a resident of the Village or person owning a business, practicing a profession, or performing a service for compensation, or serving as an officer or director of a corporation or other business entity engaged within the boundaries of the Village. This fifth member of the Board is to be selected by a majority vote of the other four (4) members and subject to approval by vote of the Village Council. The resident member shall serve for a four year period or until the member terminates residency or ceases to be engaged in business within the boundaries of the Village. This member may succeed himself/herself in office. This member shall not be a current or former Village employee; or such a person's spouse, parent, child, or sibling; or a present or designated beneficiary of the Fund.

The names of the current trustees of the Pension Plan are:

Patti Waller, Chairperson
Kimberly Glas-Castro, Secretary
Bruce Gosman
Vacant
Vacant

These five trustees make sure that the pension funds are properly invested and that pension benefits are paid to those individuals who are entitled to receive them. The Trustees are not paid for their time, but they are entitled to reimbursement for any out of pocket expenses.

The Board, through the Trustees, also has the power to hire accountants, actuaries, and lawyers, when necessary, to transact the business of the Pension Plan. The Board is also required to perform all other duties specified in the Village ordinance establishing the Pension Plan, as well as the applicable laws of the State of Florida.

The Pension Plan pays certain retirement benefits to eligible participants based upon contributions made by the participants and the Village on behalf each eligible participant. The Board invests these contributions and this investment income also helps pay for your pension benefits. The types of benefits you can receive under this Pension Plan are further described in other sections of this Summary Plan Description.

IV. MEMBERSHIP IN THE PLAN

All employees hired before June 30, 2010, became participants and members in the Pension Plan as a condition of employment.

Any general employees hired on June 30, 2010, and after are mandatory members in the Florida Retirement System.

There are three different types of members under this Pension Plan. These are:

- A. Active Member - An active member means a current Employee or Elected Officer of the Village who is not yet retired who has been admitted as a member of the Pension Plan before June 30, 2010.
- B. Terminated Member - A terminated member means a person who is no longer employed by or an Elected Officer of the Village who is entitled to certain pension benefits under the Pension Plan upon reaching normal or early retirement before June 30, 2010.
- C. Retired Member - A retired member means a former Employee or Elected Officer of the Village who has taken normal or early retirement under the Pension Plan.

Your membership in the Pension Plan begins from the date of your employment with the Village or election to a Council position with the Village, if you were hired before June 30, 2010.

V. YOUR BENEFICIARIES

The Pension Plan allows you to select certain beneficiaries who may be eligible to receive benefits in the event of your death. You can select your beneficiary by filling out a Designation of Beneficiary Form and filing that form with the Board. You can change or amend your beneficiary at any time by filing a new Designation of Beneficiary form with the Board. You can obtain Designation of Beneficiary forms from the Plan Administrator.

A Participant or a vested terminated Participant who is married at the time of death shall be presumed to have designated the spouse as survivor pension beneficiary and to have elected form of payment Option No. 3 if no valid designation and election is on file with the Board.

**IT IS IMPORTANT TO KEEP YOUR BENEFICIARY INFORMATION
UPDATED WITH THE PLAN ADMINISTRATOR**

VI. PENSION BENEFITS

A. Vesting

The type and amount of pension benefits depends upon your years of credited service as a covered Employee or Elected Officer with the Village. Credited service means the total number of years and fractional parts of years that you are employed by the Village. Elected Officers accrue a year of service for each year that they are an Elected Officer. Subject to certain conditions, service under this Pension Plan may include credit for intervening military service or transferred service from another plan of the Village.

You obtain non-forfeitable rights in your pension benefits when those rights vest. Your pension rights vest depending upon how many years of credited service you have as a Village Employee or Elected Officer. To determine your amount of vested pension benefits, use the following schedule.

VESTING SCHEDULE

YEARS OF SERVICE	VESTED PERCENTAGE
Less than 5 years	0%
5 but less than 6 years	50%
6 but less than 7 years	60%
7 but less than 8 years	70%
8 but less than 9 years	80%
9 but less than 10 years	90%
10 or more years	100%

If your employment is terminated after 5 years of service, you are entitled to pension benefits only as set forth in the above Vesting Schedule. You are fully vested at your normal retirement date.

B. Retirement Benefits

A Pension Plan member retiring after his normal retirement date has 4 different retirement options. Your normal retirement date occurs at age 62 and the completion of 5 years of credited service. The benefit multiplier is 2.50% and the number of years of service is limited to 25.

When you retire after your normal retirement date you can elect to receive any one of the following options:

Option No. 1 - Monthly Retirement Benefit for Life. Under this option, you are entitled to receive monthly benefits in the amount of 2.50% of your final average earnings multiplied by your years of credited service. Upon your death, the monthly pension benefit ends and your beneficiary is only entitled to any vested contributions in excess of the monthly retirement benefits you received.

Option No. 2 - Ten Years Certain and Life. Under this option, you receive a reduced monthly benefit for life. If you die before receiving 120 monthly payments, your beneficiary will receive a monthly benefit payment until the total monthly benefits paid to you and your beneficiary equal 120 months.

Option No. 3 - Joint and 100% Survivor. Under this option, you receive a reduced monthly benefit for life. Upon death, your beneficiary receives the same benefit for life. No further payments are made after the death of both the participant and the beneficiary.

Option No. 4 - Joint and 50% Survivor. Adjusted monthly benefit is paid while both you and your beneficiary are living. Upon your death, the monthly payment to the beneficiary is reduced by one-half (50%). No further payments are made after the death of both the participant and beneficiary.

All four options are actuarially adjusted so that they are equal in actuarial value to Option No. 1.

You cannot change the retirement option you choose once you have received your first retirement check. You cannot change your beneficiary under options 3 or 4 after you have received your first retirement check. However, you can change your option or beneficiary anytime before receiving your first retirement check. You must change your option or beneficiary by writing a letter to the Board indicating your change.

C. Cost of Living Adjustments

Your retirement benefits are subject to cost of living adjustments. Increases or decreases in your retirement benefits due to cost of living adjustments will not be more than 3% in any given year. All cost of living adjustments are effective the first day of the Plan year.

D. Early Retirement Benefits

The Pension Plan allows members with 10 years or more of service to receive early retirement benefits at age 52. When you take early retirement, you will receive the normal retirement benefit (Option No.1) reduced by 5% for each year that precedes your normal retirement date.

E. Death Benefits

A Pension Plan member is entitled to death benefits, if at the time of death the member has 10 years or more of credited service. These benefits are paid to the designated beneficiary. The beneficiary must make written application to the Pension Plan in order to receive these benefits. The amount of this benefit is a reduced benefit for life.

VII. FUNDING THE PENSION PLAN

You contribute 3% of your earnings to the Pension Plan. Such amounts will be deducted from your earnings, before taxes, and deposited into the Pension Plan. If you leave the service of the Village before vesting and before eligibility for a retirement benefit, then you are entitled to a refund of your contributions without interest.

VIII. LOSS OF PENSION RIGHTS

Upon termination, a plan participant does not lose or forfeit any amounts that are vested benefits. If the actuarially determined present value of a terminated participant's vested amount is under \$1,000.00, the participant may be required to withdraw his or her vested amount from the Pension Plan.

Your pension benefits can be reduced or forfeited if the Board determines that there has been fraud, misrepresentation, error or overpayment in your benefits. Any overpayments will be deducted from future payments you may be entitled to receive. You have the right to request a hearing anytime your pension benefits are reduced or eliminated.

IX. INVESTMENT OF YOUR PENSION FUNDS

Assets of the Pension Plan are invested by the Board in specific types of investments. The Board is under a legal duty to make investment decisions prudently and carefully, in the exclusive interests of the participants, members and beneficiaries of the Pension Plan. The Board has the power to appoint an investment manager to assist the Board in making investment decisions. The Board has also appointed a consultant to oversee the investment manager. Copies of the consultant's reports are retained in the Plan Administrator's office.

X. FEDERAL INCOME TAX CONSEQUENCES

The Pension Plan is intended to qualify under Section 401 of the Internal Revenue Code as a qualified Pension Plan. Distributions made to you under the Pension Plan may constitute taxable income. It is important that you consult qualified experts to determine whether or not you must pay taxes on the pension benefits you receive.

XI. INDEMNIFICATION OF TRUSTEES

Under the provisions of the Pension Plan, the Board may indemnify its Trustees for damages and claims alleged to have been committed by the Trustees in the performance of their duties and powers. Trustees cannot be indemnified for willful misconduct or gross negligence.

XII. PROCEDURES FOR OBTAINING BENEFITS

You can obtain benefits by filing a claim form with the Pension Plan Administrator. Claim forms are available from the Plan Administrator or the Human Resources Coordinator. Any participant, beneficiary or person claiming benefits under the Pension Plan has a right to a hearing before the Board as to the entitlement to benefits. You must file a written request for a hearing.

All decisions of the Board relating to the denial of benefits will be issued in writing. You will receive a copy of any decision relating to your claim for benefits. All decisions of the Board can be reviewed in the circuit court.

XIII. PLAN YEAR

The Pension Plan is established pursuant to Chapter 112 of the Florida Statutes and Article XIII, §2 of the Constitution of the State of Florida. The Pension Plan is recognized by Chapter 54 of the Village Code of the Village of Palm Springs and is kept on file with the Village Clerk. The records of the Pension Plan are kept on a Plan year basis and the date the Plan year ends is September 30.

A report of the pertinent financial and actuarial information on the solvency and actuarial soundness of the Pension Plan is available for inspection at the office of the Palm Springs Finance Director.

XIV. YOUR RIGHTS UNDER THE PENSION PLAN

As a member of the Pension Plan, you have the following rights:

- (1) A right to receive a copy of the Summary Plan Description and the right to receive a copy of the Palm Springs General Employees' Pension Fund.
- (2) A right to Vested Benefits.
- (3) The right to designate a beneficiary or beneficiaries and the right to change beneficiaries.
- (4) The right to a hearing before the Board as to your entitlement to any benefits under the Pension Plan.
- (5) The right to be represented by an attorney, at your own expense, at any hearing or proceeding before the Board.

XV. ADDITIONAL INFORMATION

If you want further information concerning this Pension Plan, you may contact the following:

Board of Trustees, Palm Springs General Employees' Pension Fund
% Resource Centers, LLC
4360 Northlake Boulevard, Suite 206
Palm Beach Gardens, Florida 33410
Telephone: (561) 624-3277
Facsimile: (561) 624-3278
Web site: www.resourcecenters.com

XVI. ACTUARIAL DATA

VILLAGE OF PALM SPRINGS GENERAL EMPLOYEES' PENSION PLAN AS OF OCTOBER 1, 2021

Actuarial Information

Present Value of Future Benefits for		
54	Service Retirees and Beneficiaries	\$14,729,206
40	Vested Terminations	3,744,924
31	Actively Employed Members	<u>14,188,145</u>
Total:	125	\$32,662,275
Value of Assets Used for Actuarial Purposes (Market Value = \$34,347,895)		\$31,444,813
Accrued Liability		\$29,347,683
Funded Percentage		107.15%
Accumulated Member Contributions		\$643,179

Financial Information

Current Market Value of Investments of Fund		
	Equity Securities	\$21,590,006
	Fixed Income	7,486,260
	Real Estate	2,928,903
	Cash and Cash Equivalents	2,361,446
	Net Receivables/Payables	<u>(18,720)</u>
	Total Investments	\$34,347,895
Contributions Made in Past Year		
	Village	\$1,057,688
	Members	57,475
Investment Income Received by Fund During Past Year on a Market Value Basis (includes unrealized appreciation/depreciation net of investment expenses)		\$5,373,469