

**EMPLOYER PARTICIPATION AGREEMENT
IN THE
NORTH DAKOTA PUBLIC EMPLOYEES RETIREMENT SYSTEM
PUBLIC SAFETY RETIREMENT PLAN**

This Agreement is entered into pursuant to Section 54-52-02.1 of the North Dakota Century Code (N.D.C.C.) by and between the CITY OF DICKINSON, North Dakota, as authorized by the resolution hereto attached and the state of North Dakota, by and through its NORTH DAKOTA PUBLIC EMPLOYEES RETIREMENT SYSTEM (NDPERS) as authorized by the Retirement Board through its chairman and executive director and shall be effective on August 1, 2025.

Whereas, a referendum of the eligible peace officers, correctional officers, firefighters, dispatchers, and emergency medical services personnel of the City of Dickinson, North Dakota, has been held pursuant to N.D.C.C. §54-52-02.2, and a majority of such eligible employees voted in favor of participation in NDPERS and the City of Dickinson has determined that this Agreement should be entered into; and

Whereas, the Retirement Board agrees to extend the benefits of NDPERS to eligible employees of the City of Dickinson;

Now, therefore, it is agreed and understood that:

1. All of the provisions of N.D.C.C. ch. 54-52 and the current or later amended rules of the Retirement Board shall apply with regard to benefits, contributions and administration of the system.
2. The employee contribution rate has been actuarially determined to be as percentage of "wages" and "salaries" as defined in N.D.C.C. §54-52-01 for those eligible employees employed as of the date of this Agreement and for those eligible employees whose date of employment is after the effective date.
3. The employer contribution rate shall be a percentage of "wages" and "salaries" for all eligible employees as defined in N.D.C.C. §54-52-01, which specific percentage shall be determined by the Retirement Board. See N.D.C.C. §§54-52-06 and 54-52.1-03.2.)
4. Eligible employees who are employed by the City of Dickinson at the time this Agreement is entered into have the option of not participating in NDPERS. Eligible employees who waive participation in NDPERS may not have their pay increased as a result of that waiver, which determination shall be made by the Retirement Board in its sole discretion, and any violation of this requirement will constitute a breach of this Agreement.
5. All eligible employees hired by the City of Dickinson on or after August 1, 2025, must participate in NDPERS.

6. Should the City of Dickinson wish to terminate membership with NDPERS, it shall do so only after:
 - (a) Submitting a request in writing to the Retirement Board at least sixty (60) days prior to the requested date of withdrawal; and
 - (b) Complying with N.D.C.C. §54-52-02.1 and administrative rules of the Retirement Board regarding withdrawal from the system.
7. This Agreement may be amended in writing by mutual agreement of both parties.
8. If the City of Dickinson fails to perform according to its statutory participation requirements and the terms of this Agreement, the Retirement Board may terminate the City of Dickinson's enrollment in NDPERS. The termination shall be performed pursuant to the withdrawal procedures outlined in N.D.C.C. ch. 54-52.

Executed at _____, North Dakota, this ____ day of _____, 2025.

CITY OF DICKINSON

By _____
Scott Decker, President of Board of City Commissioners

ATTEST:

By _____
Dustin D. Dassinger, City Administrator

Executed at Bismarck, North Dakota, this ____ day of _____, 2025.

NORTH DAKOTA PUBLIC EMPLOYEES RETIREMENT SYSTEM

By _____
Executive Director