ORDINANCE NO. 1015

AN ORDINANCE AMENDING CONTRACT BETWEEN THE
COUNTY OF SOLANO AND BOARD OF ADMINISTRATION
OF THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT
SYSTEM PROVIDING FOR EMPLOYMENT BEYOND AGE 67

The Board of Supervisors of the County of Solano, State of
California, does ordain as follows:

SECTION I.

That an amendment to the Contract between the County of
Solano and the Board of Administration, California Public
Employees' Retirement System is hereby authorized, a copy of
said amendment being attached hereto marked "Exhibit A," and
by such reference made a part hereof as though herein set out
in full.

SECTION II.

The Chairman of the Board of Supervisors of the County of
Solano is hereby authorized, empowered, and directed to execute
said amendment for and on behalf of said Agency.

SECTION III.

This Ordinance shall be published once before the expir-
ation of FIFTEEN DAYS after its final passage in the ________

\[\text{Deley is Times}\] , a newspaper of general circulation,

printed and published in the County of Solano, State of Cali-

fornia, and shall be in full force and effect THIRTY DAYS after

its passage.

ATTEST:

NEIL CRAWFORD, County Clerk
and ex officio Clerk of
the Board of Supervisors,

By__________________________

Deputy

THOMAS N. HANNIGAN, Chairman of
the Board of Supervisors
I, NEIL CRAWFORD, County Clerk and ex officio Clerk of the Board of Supervisors of the County of Solano, State of California, do hereby certify that the above and foregoing Ordinance was introduced at a regular meeting thereof held on the ___ day of January, 1978.

On the motion of Supervisor Brown and the second of Supervisor Brghton, this Ordinance was adopted at a regular meeting of said Board on the ___ day of February, 1978, by the following vote:

AYES: SUPERVISORS: Brown, Brghton

NOES: SUPERVISORS: ____________

ABSENT: SUPERVISORS: ____________

WITNESS my hand and the Seal of said Board this ___ day of February, 1978.

NEIL CRAWFORD, County Clerk

By ____________ Deputy
The Board of Administration, Public Employees' Retirement System, hereinafter referred to as "Board", and the governing body of above public agency, hereinafter referred to as "Public Agency", having entered into a contract under date of July 27, 1945, effective July 1, 1945 and as amended effective May 1, 1957, October 1, 1961, October 1, 1965, December 15, 1965, March 1, 1969, February 1, 1974, April 24, 1976, May 30, 1976 and October 2, 1977, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

A. Paragraphs 1 through 8 are hereby stricken from said contract as executed effective February 1, 1974, and hereby replaced by the following paragraphs number 1 through 10 inclusive:

1. All words and terms used herein which are defined in the Public Employees' Retirement Law shall have the meaning as defined therein unless otherwise specifically provided. "Normal retirement age" shall mean age 60 for miscellaneous members and age 55 for local safety members.

2. Public Agency shall participate in the Public Employees' Retirement System from and after July 1, 1945, making its employees as hereinafter provided, members of said System subject to all provisions of the Public Employees' Retirement Law except such as apply only on election of a contracting agency and are not provided for herein and to all amendments to said Law hereafter enacted except such as by express provisions thereof apply only on the election of contracting agencies.

3. Employees of Public Agency in the following classes shall become members of said Retirement System except such in each such class as are excluded by law or this agreement:
   a. Local Firemen (herein referred to as local safety members);
   b. County Peace Officers (herein referred to as local safety members);
   c. Employees other than local safety members (herein referred to as miscellaneous members).

In addition to the classes of employees excluded from membership by said Retirement Law, the following classes of employees shall not become members of said Retirement System:

NO ADDITIONAL EXCLUSIONS
4. The fraction of final compensation to be provided for each year of credited prior and current service as a miscellaneous member shall be determined in accordance with Section 21251.13 of said Retirement Law subject to the reduction provided therein for Federal Social Security (Modified 2% at age 60).

5. The fraction of final compensation to be provided for each year of credited prior and current service as a safety member shall be determined in accordance with Section 21252.1 of said Retirement Law (One-half pay at age 55).

6. The following additional provisions of the Public Employees' Retirement Law which apply only upon election of a contracting agency shall apply to the Public Agency and its employees:

a. Section 21251.35 (providing for the recalculation of allowances to persons retired prior to October 1, 1961 in accordance with the contract as amended on said date providing that no allowances are to be decreased by such calculation). "Final Compensation" shall be determined in accordance with Section 20024 instead of Section 20024.01.

b. Section 20810.6 (to permit the crediting of service rendered during employment with a housing authority within the county subject to election and payment of contribution by the individual member.

c. Section 21251.75 (providing for increases in allowances payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of this amendment to persons retired prior to January 1, 1967).

d. Section 21222.1 (providing a five-percent increase in allowance to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of the amendment to add this section to this contract, to or on account of members retired or deceased on or prior to December 31, 1970).

e. Section 21222.2 (providing a five-percent increase in allowances to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of the amendment to add this section to this contract, to or on account of members retired or deceased on or after January 1, 1971 but before July 1, 1971).

f. Section 21222.6 (providing a fifteen-percent increase in allowances to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of the amendment to add this section to this contract, to or on account of certain miscellaneous members retired or deceased prior to July 1, 1971).

g. Sections 21330-21388 (providing for allowances for survivors of members covered under the 1959 Survivor's Program upon the member's death before retirement) for safety members.
h. Section 20952.5 (providing for age 50 as the minimum voluntary retirement age for local safety members, with benefit payments commencing prior to age 55 subject to actuarial discount).

d. Section 20983.6 (providing that miscellaneous members attaining age 67 may continue in employment irrespective of age as members of said System upon certification of the member's competence by Public Agency).

7. Public Agency, in accordance with Section 20740, Government Code, ceased to be an "employer" for purposes of Chapter 6 of the Public Employees' Retirement Law effective on October 2, 1977. Accumulated contributions of Public Agency as of the aforementioned date shall be fixed and determined as provided in Section 20759, Government Code, and accumulated contributions as of the aforementioned date and contributions thereafter made shall be held by the Board as provided in Section 20759, Government Code.

8. Public Agency shall contribute to said Retirement System as follows:

a. With respect to miscellaneous members, the agency shall contribute the following percentages of monthly salaries earned as miscellaneous members of said Retirement System:

   (1) 0.018 percent until June 30, 2000 on account of the liability for prior service benefits.

   (2) 9.138 percent on account of the liability for current service benefits.

   (3) 0.160 percent until June 30, 1979 on account of the liability for the benefits provided under Section 21222.1 and/or 21222.2 of said Retirement Law.

b. With respect to local safety members, the agency shall contribute the following percentages of monthly salaries earned as local safety members of said Retirement System:

   (1) 0.042 percent until June 30, 2001 on account of the liability for prior service benefits.

   (2) 13.877 percent on account of the liability for current service benefits.

   (3) 0.020 percent on account of the liability for the 1959 Survivor Program.

   (4) 0.342 percent until June 30, 1979 on account of the liability for the benefits provided under Section 21222.1 and/or 21222.2 of said Retirement Law.

c. A reasonable amount per annum, as fixed by the Board to cover the costs of administering said System as it affects the employees of Public Agency, not including the costs of special valuations or of the periodical investigation and valuations required by law.
d. A reasonable amount as fixed by the Board, payable in one installment as the occasions arise, to cover the costs of special valuations on account of employees of Public Agency, and costs of the periodical investigation and valuations required by law.

9. Contributions required of Public Agency and its employees shall be subject to adjustment by Board on account of amendments to the Public Employees' Retirement Law, and on account of the experience under the Retirement System as determined by the periodical investigation and valuation required by said Retirement Law.

10. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within thirty days after the end of the period to which said contributions refer or as may be prescribed by Board regulation. If more or less than the correct amount of contributions is paid for any period, proper adjustment shall be made in connection with subsequent remittances, or adjustments on account of errors in contributions required of any employee may be made by direct cash payments between the employee and the Board. Payments by Public Agency to Board may be made in the form of warrants, bank checks, bank drafts, certified checks, money orders, or cash.

5. This amendment shall be attached to said contract and shall be effective on the ____________________________ day of ______________________, 19_____.

Witness our hands this ____________________________ day of ______________________, 19_____.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY
Carl J. Blechinger, Executive Officer

Approved as to form:

Legal Office, PERS

BOARD OF SUPERVISORS
OF THE
COUNTY OF SOLANO

By
Attest:

Clara

Legal Office, PERS

PERS-CON-702-4
CERTIFICATION OF FINAL ACTION OF GOVERNING BODY

DATE: ______________________

Board of Administration
Public Employees' Retirement System
P.O. Box 1953
Sacramento, California 95809

I hereby certify:

That the _________________________ of the _________________________
______________________________ adopted on ____________________, by an affirmative
vote of a majority of the members of said governing body, _______________________
______________________________ No. ________ approving the attached _______________
between the governing body of said Agency and the Board of Administration of the
Public Employees' Retirement System, a certified copy of said _______________________
in the form furnished by said Board of Administration being attached hereto.

Clerk or Secretary

Name of Agency

PERS-ACT-5 (1/74)