ORDINANCE NO. 1481

AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF SOLANO COUNTY AUTHORIZING AN AMENDMENT
TO THE CONTRACT WITH THE PUBLIC EMPLOYEES'
RETIREMENT SYSTEM

An Ordinance of the Board of Supervisors of the County of Solano, State of California, authorizing an amendment to the contract between the Board of Supervisors of the County of Solano and the Board of Administration of the California Public Employees' Retirement System.

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

SECTION I.
That an amendment to the contract between the Board of Supervisors of 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 is hereby authorized, empowered and directed to execute said amendment for and on behalf of the Board of Supervisors of Solano County.

SECTION III.
Pursuant to provisions of Government Code Section 25124(b)(1), a Summary of this Ordinance shall be published once, at least FIVE (5) DAYS prior to the meeting of the Board of Supervisors at which the Ordinance is to be finally considered for adoption (second reading), and a Summary of this Ordinance, with the vote of the members of the Board of Supervisors thereon, shall also be published once before the expiration of FIFTEEN (15) DAYS after adoption of the Ordinance. Both publications shall be in the FAIRFIELD DAILY REPUBLIC, a newspaper of general circulation, printed and published in the County of Solano, State of California, and the Ordinance shall be in full force and effect THIRTY (30) DAYS after its passage.

A certified copy of the full text of the proposed Ordinance shall be posted in the office of the Clerk of the Board of
Supervisors at least FIVE (5) DAYS prior to the meeting of the Board of Supervisors at which the Ordinance is to be finally considered for adoption (second reading). A certified copy of the final Ordinance shall be posted in the office of the Clerk of the Board of Supervisors within FIFTEEN (15) DAYS after adoption of the Ordinance, and the posting shall include the vote of the Supervisors for or against the Ordinance.

ATTEST:

SAM CADDLE, Chairman of the Board of Supervisors

LINDA L. TERRA, Clerk of the Board of Supervisors

I, LINDA TERRA, 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 this 7th day of September, 1993.

On the motion of Supervisor Kondylis and the second of Supervisors Schlenker, this Ordinance was adopted at a regular meeting of said Board on the 5th day of October, 1993, by the following vote:

AYES: SUPERVISORS: Carroll, Kondylis, Schlenker, Thomson and Chairman Caddle

NOES: SUPERVISORS: None

ABSTAINED: SUPERVISORS: None

ABSENT: SUPERVISORS: None

WITNESS my hand and the Seal of said Board this 5th day of October, 1993.

LINDA L. TERRA, Clerk of the Board of Supervisors

By

LINDA L. TERRA, Clerk of the Board of Supervisors

A. Paragraphs 1 through 14 are hereby stricken from said contract as executed effective October 15, 1989, and hereby replaced by the following paragraphs numbered 1 through 15 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 local miscellaneous members, age 50 for those County Peace Officers in the Deputy Sheriff's Association, Unit #3 and #4, and age 55 for all other 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 those, which by express provisions thereof, apply only on the election of a contracting agency.

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 Fire Fighters (herein referred to as local safety members);

   b. County Peace Officers (included as local safety members);

   c. Employees other than local safety members (herein referred to as local miscellaneous members).
4. 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

5. Public Agency and the Vacaville Unified School District Library District have agreed to a merger of their contracts, and this contract shall be a continuation of the benefits of the contract of the Vacaville Unified School District Library District, pursuant to Section 20567.6 of the Government Code. Such merger is effective as of July 1, 1979. Public Agency, by this contract, assumes the assets and liabilities accumulated under the former contract of the Vacaville Unified School District Library District. Legislation repealed said Section effective January 1, 1988.

6. The percentage of final compensation to be provided for each year of credited prior and current service as a local miscellaneous member shall be determined in accordance with Section 21251.13 of said Retirement Law (2% at age 60 Full).

7. The percentage of final compensation to be provided for each year of credited prior and current service for those local safety members other than those County Peace Officers of the Deputy Sheriff's Association, Units #3 and #4, who did not elect within 90 days of January 1, 1984 to continue under the provisions of Section 21252.1 shall be determined in accordance with Section 21252.6 of said Retirement Law (2% at age 55 Full).

8. The percentage of final compensation to be provided for each year of credited prior and current service for those County Peace Officers of the Deputy Sheriff's Association, Units #3 and #4, who elect within 90 days of January 1, 1984 to continue under the provisions of Section 21252.1 shall be determined in accordance with Section 21252.1 of said Retirement Law (One-half pay at age 55 Full).

9. The percentage of final compensation to be provided for each year of credited prior and current service for those County Peace Officers of the Deputy Sheriff's Association, Units #3 and #4 only shall be determined in accordance with Section 21252.01 of said Retirement Law (2% at age 50 Full).

10. Public Agency elected to be subject to the following optional provisions:

   a. Section 21222.1 (Special 5% Increase - 1970). Legislation repealed said Section effective January 1, 1980.

   b. Section 21222.2 (Special 5% Increase - 1971). Legislation repealed said Section effective January 1, 1980.

   c. Sections 21380 - 21387 (1959 Survivor Benefits) excluding Section 21382.2 (Increased 1959 Survivor Benefits) and Section 21382.4 (Third Level of 1959 Survivor Benefits) for local safety members only.

   d. Section 21222.6 (Special 15% Increase for Local Miscellaneous Members).
e. Section 21222.85 (Special 3% - 15% Increase) for or on behalf of those local safety members and local miscellaneous members who retired or died prior to January 1, 1974.

f. Section 20024.2 (One-Year Final Compensation).

g. Section 20818 (Two Years Additional Service Credit).

h. Section 20021.6 ("County Peace Officer" shall include any constable, deputy constable, marshal and deputy marshal as described in Government Code Section 20021.6).

i. Section 20021.9 ("County Peace Officer" shall include county jail, detention or correctional facility employees as described in Government Code Section 20021.9).

j. Section 20021.8 ("County Peace Officer" shall also include probation officers, deputy and assistant probation officers, and other persons employed in positions as described in Government Code Section 20021.8).

11. Public Agency, in accordance with Government Code Section 20740, ceased to be an "employer" for purposes of Section 20759 effective on October 2, 1977. Accumulated contributions of Public Agency shall be fixed and determined as provided in Government Code Section 20759, and accumulated contributions thereafter shall be held by the Board as provided in Government Code Section 20759.

12. Public Agency shall contribute to said Retirement System the contributions determined by actuarial valuations of prior and future service liability with respect to local miscellaneous members and local safety members of said Retirement System.

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

a. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract 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 periodic investigation and valuations required by law.

b. 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 periodic investigation and valuations required by law.

14. 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 periodic investigation and valuation required by said Retirement Law.
15. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within fifteen 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. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

B. This amendment shall be effective on the ______ day of ________, 19__.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY ____________________________
CHIEF, CONTRACT SERVICES DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BOARD OF SUPERVISORS
OF THE
COUNTY OF SOLANO

BY ____________________________
Presiding Officer

Witness Date

Attest:

Clerk

PERS-CON-702 (AMENDMENT)
(Rev. 10/92)