

MARIPOSA COUNTY ORDINANCE NO. 713

AN URGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT  
BETWEEN THE BOARD OF SUPERVISORS OF THE COUNTY OF MARIPOSA  
AND THE BOARD OF ADMINISTRATION OF THE  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, a political subdivision of the State of California, does ordain as follows:

SECTION I: That an amendment to the Contract between the Board of Supervisors of the County of Mariposa 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 said Agency.

SECTION III: It is a matter of public urgency that this ordinance be adopted immediately in order for the County of Mariposa to comply with the Memorandum of Understanding entered into with the Mariposa County Deputy Sheriffs' Association. This urgency ordinance shall cease to be effective upon adoption of a follow-up ordinance regarding this matter.

Notwithstanding the effective date of this ordinance, the benefits conveyed shall be effective July 1, 1988.

PASSED AND ADOPTED this 12th day of July, 1988, by the Board of Supervisors of Mariposa County as an urgency ordinance by the following vote:

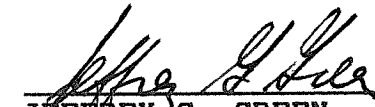
AYES: Baggett, Dalton, Erickson, Radanovich, Taber  
NOES: None  
ABSENT: None  
ABSTAINED: None

  
\_\_\_\_\_  
GERTRUDE R. TABER, Vice Chairman  
Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
MARGIE WILLIAMS,  
Clerk of the Board

  
\_\_\_\_\_  
JEFFREY G. GREEN,  
County Counsel

AMENDMENT TO CONTRACT  
BETWEEN THE  
BOARD OF ADMINISTRATION  
OF THE  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM  
AND THE  
BOARD OF SUPERVISORS  
OF THE  
COUNTY OF MARIPOSA

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 effective July 1, 1961, and witnessed June 7, 1961, and as amended effective April 1, 1965, January 1, 1967, October 1, 1968, May 1, 1973, April 1, 1974, May 1, 1976, June 1, 1979, August 1, 1982, December 15, 1982 and February 25, 1983, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

- A. Paragraphs 1 through 11 are hereby stricken from said contract as executed effective February 25, 1983, and hereby replaced by the following paragraphs numbered 1 through 12 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 55 for local fire members, and age 50 for county peace officers.
  2. Public Agency shall participate in the Public Employees' Retirement System from and after July 1, 1961 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:
  - a. PERSONS COMPENSATED ON AN HOURLY AND OR PER DIEM BASIS HIRED ON OR AFTER OCTOBER 1, 1968.
5. The fraction 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 subject to the reduction provided therein for Federal Social Security (2% at age 60 Modified).
6. The fraction of final compensation to be provided for each year of credited prior and current service as a local fire member shall be determined in accordance with Section 21252.1 of said Retirement Law subject to the reduction provided therein for Federal Social Security (One-half pay at age 55 Modified).
7. The fraction of final compensation to be provided for each year of credited prior and current service as a county peace officer member shall be determined in accordance with Section 21252.01 of said Retirement Law subject to the reduction provided therein for Federal Social Security (2% at age 50 Modified).
8. 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 20021.6 ("County Peace Officer" shall include any constable, deputy constable, marshal and deputy marshal as described in Government Code Section 20021.6).
  - b. Section 21222.1 (Special 5% Increase - 1970). Legislation repealed said Section effective January 1, 1980.
  - c. Section 21222.2 (Special 5% Increase - 1971). Legislation repealed said Section effective January 1, 1980.
  - d. Section 20021.9 ("County Peace Officer" shall include county jail, detention or correctional facility employees as described in Government Code Section 20021.9).

- e. Section 20614, Statutes of 1978, (Reduction of Normal Member Contribution Rate). From June 1, 1979 through July 31, 1982, the normal member contribution rate shall be 3.5% for local miscellaneous members and shall be the amount specified in Section 21252.1 minus 3.5% for local safety members.
  - f. Section 20930.3 (Military Service Credit), as defined in Chapter 830, Statutes of 1976.
  - g. Section 20614, Statutes of 1980, (To Prospectively Revoke Section 20614, Statutes of 1978).
9. Public Agency, in accordance with Government Code Section 20740, ceased to be an "employer" for purposes of Section 20759 effective on June 1, 1979. 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.
10. Public Agency shall contribute to said Retirement System as follows:
- a. With respect to local miscellaneous members, the agency shall contribute the following percentages of salaries earned as members of said Retirement System:
    - (1) 6.783 percent until June 30, 2000 on account of the liability for current service benefits. (Subject to annual change.)
  - b. With respect to local safety members, the agency shall contribute the following percentages of salaries earned as members of said Retirement System:
    - (1) 17.740 percent until June 30, 1988 on account of the liability for prior service benefits. (Subject to annual change.)
  - c. 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.
  - 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 periodic investigation and valuations required by law.
11. 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.

12. 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. 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 1st day of July, 1988.

BOARD OF ADMINISTRATION  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY \_\_\_\_\_  
SANDRA C. LUND  
ASSISTANT EXECUTIVE OFFICER  
BENEFIT SERVICES

BOARD OF SUPERVISORS  
OF THE  
COUNTY OF MARIPOSA

BY Eric J. Erickson  
Chairman, Mariposa County  
Board of Supervisors  
ERIC J. ERICKSON

6-15-88  
Witness Date

Attest:  
Margie Williams  
Clerk of the Board

PERS-CON-702 (AMENDMENT)  
(Rev. 9/86)

*Orig not yet  
returned from  
State 8/8/88*