

1 MARIPOSA COUNTY ORDINANCE 512

2 AN ORDINANCE OF THE BOARD OF SUPERVISORS OF
3 THE COUNTY OF MARIPOSA AUTHORIZING AN AMENDMENT TO THE
4 CONTRACT BETWEEN THE MARIPOSA COUNTY BOARD OF SUPERVISORS AND THE
5 BOARD OF ADMINISTRATION OF THE
6 CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

7 The Board of Supervisors of the County of Mariposa,
8 State of California, do ordain as follows:

9 SECTION I: That an amendment to the Contract between
10 the Board of Supervisors of the County of Mariposa and the Board
11 of Administration of the California Public Employees' Retirement
12 System is hereby authorized, a copy of said amendment being
13 attached hereto, marked "Exhibit A", and by such reference made a
14 part hereof as though herein set out in full.

15 SECTION II: The Chairman of the Board of Supervisors
16 is hereby authorized, empowered, and directed to execute said
17 amendment for and on behalf of the County of Mariposa.

18 SECTION III: This ordinance shall take effect June 1,
19 1979, in accordance with the provisions of Government Code Section
20 25123(b) in that applicable laws relating to the amendment of a
21 P.E.R.S. contract with a contracting entity requires that said
22 contract amendment become effective on a payroll date in the same
23 fiscal year in which the amendment is initiated. The contract
24 amendment in this ordinance was initiated in fiscal year 1978/79
25 and there remains only one payroll date, i.e., June 1, 1979,
26 prior to the close of said fiscal year.

27 SECTION IV: Prior to the expiration of thirty days
28 from the passage of this ordinance, this ordinance shall be pub-
lished at least once in the MARIPOSA GAZETTE, a newspaper of gen-
eral circulation, published and circulated in the County of

1 Mariposa, and thenceforth and thereafter the same shall be in
2 full force and effect.

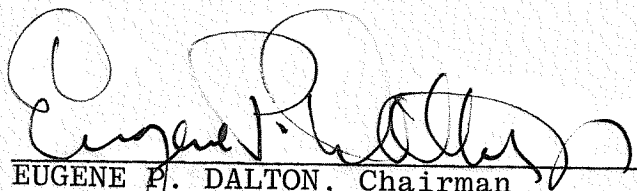
3 PASSED AND ADOPTED by the Board of Supervisors of the
4 County of Mariposa this 29th day of May, 1979, by the following
5 vote:

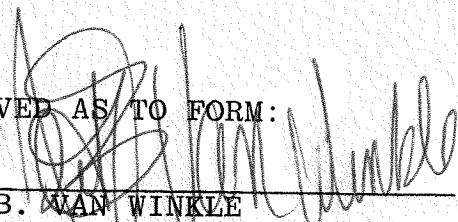
6 AYES: Dalton, Clark, Owings, Weber, Erickson

7 NOES: None

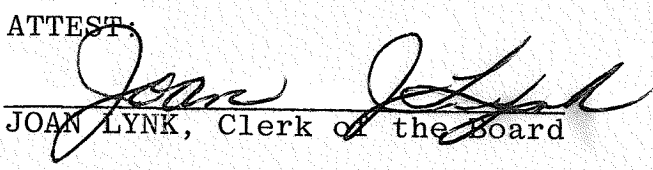
8 NOT VOTING: None

9 ABSENT: None


EUGENE P. DALTON, Chairman
Board of Supervisors

12 APPROVED AS TO FORM:


13 NEIL B. VAN WINKLE
14 County Counsel/Administrative
15 Assistant to the Board
16 DATED: May 24, 1979

17 ATTEST:

18 JOAN LYNK, Clerk of the Board

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Exhibit "A"

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

EXHIBIT ONLY

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 June 7, 1961, effective July 1, 1961, and as amended effective April 1, 1965, January 1, 1967, October 1, 1968, May 1, 1973, April 1, 1974 and May 1, 1976, 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 May 1, 1973, and hereby replaced by the following paragraphs numbered 1 through 11 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 and age 55 for local safety members, except those local safety members continuing under provisions of this contract prior to the amendment effective January 1, 1967.
 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 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. Constables (included as local safety members);
 - d. Employees other than local safety members (herein referred to as local 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:

PERSONS COMPENSATED ON AN HOURLY AND/OR PER
DIEM BASIS HIRED OCTOBER 1, 1968 OR AFTER

4. 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 (2% at age 60).
5. The fraction of final compensation to be provided for each year of credited prior and current service as a local safety member shall be determined in accordance with Section 21252.1 subject to the reduction for Federal Social Security as provided in Section 21251.45 of said Retirement Law (Modified one-half pay at age 55).
6. Paragraph 5 above shall not apply to those local safety members who elected to continue under the provisions of the contract prior to the amendment effective January 1, 1967 and Sections 20601 and 21252.5 of said Retirement Law shall continue to apply with respect to such members as provided in Section 21252.45.
7. 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 (providing for the participation of constables, deputy constables, marshals, and deputy marshals under the definition of County Peace Officers).
 - b. Section 21222.1 (Special 5% increase - 1970).
 - c. Section 21222.2 (Special 5% increase - 1971).
 - d. Section 20021.9 (providing for classification as "County Peace Officers": of those employees of the Sheriff Department employed in county jail, detention or correctional facility and having as their primary duty and responsibility the supervision and custody of persons committed to such facility).
 - e. Section 20614 (Reduction of normal member contribution rate). From and after the effective date of this contract amendment, the normal member contribution rate shall be 3-1/2% for local miscellaneous members, and shall be the amount specified in Section 21252.1 minus 3-1/2% for local safety members.
 - f. Section 20930.3 (Military service credit) as defined in Chapter 830, Statutes of 1976.

8. Public Agency, in accordance with Section 20740, Government Code, shall cease to be an "employer" for purposes of Chapter 6 of the Public Employees' Retirement Law effective as of the effective date of this amendment to contract. Accumulated contributions of Public Agency as of the date of such amendment shall be fixed and determined as provided in Section 20759, Government Code, and such accumulated contributions and contributions hereafter made shall be held by the Board as provided in Section 20759, Government Code.
9. 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) 8.225 percent until June 30, 1932 on account of the liability for prior service benefits.
 - (2) 16.998 percent on account of the liability for current service benefits.
 - 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) 16.134 percent on account of the liability for current service benefits.
 - 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 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.
10. 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.
11. 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.

B. This amendment shall be attached to said contract and shall be effective on the _____ day of _____, 19__.

Witness our hands the _____ day of _____, 19__.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BOARD OF SUPERVISORS
OF THE
COUNTY OF MARIPOSA

BY _____
Carl J. Blechinger, Executive Officer

BY [Signature]
Presiding Officer

Approved as to form:

EXHIBIT ONLY

Legal Office, PERS

Attest:
[Signature]
Clerk

PERS CON-702