RESOLUTION NO. 68-55
RESOLUTION OF INTENTION TO APPROVE AN
AMENDMENT TO CONTRACT BETWEEN THE
BOARD OF ADMINISTRATION OF THE
PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE
BOARD OF SUPERVISORS
OF THE
COUNTY OF MARIPOSA

WHEREAS, the Public Employees' Retirement Law permits the participation of
public agencies and their employees in the Public Employees' Retirement
System by the execution of a contract, and sets forth the
procedure by which said public agencies may elect to subject them-

WHEREAS, one of the steps required in the procedure to amend this contract
is the adoption by the legislative body of the public agency of a
resolution giving notice of its intention to approve an amendment
to said contract, which resolution shall contain a summary of the
changes proposed in said contract; and

WHEREAS, the following is a statement of the proposed change:

EXCLUDE PERSONS COMPENSATED ON AN HOURLY AND/OR
PER DIEM BASIS WHO ARE EMPLOYED OCTOBER 1, 1968
OR AFTER.

NOW, THEREFORE, BE IT RESOLVED, that the BOARD OF SUPERVISORS of the COUNTY
OF MARIPOSA gives, and it does hereby give, notice of intention to
approve an amendment to contract between said BOARD OF SUPERVISORS
and the Board of Administration of the Public Employees' Retirement
System, a copy of said amendment being attached hereto, marked
"Exhibit A", and by this reference made a part hereof.

BOARD OF SUPERVISORS
OF THE
COUNTY OF MARIPOSA

BY

(Name)

Chairman
Board of Supervisors

(Date adopted and approved)

July 30, 1968

Ret. Form 122
CERTIFICATION OF GOVERNING BODY'S ACTION

I hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Board of Supervisors (Governing Body) of the County of Mariposa (Name of Public Agency) on July 30, 1968, appearing at Page , Volume "P" of the (Minutes) (Official Records) of the Board of Supervisors (Governing Body).

[Signature]

Clerk of the Board
AMENDMENT TO CONTRACT BETWEEN THE
BOARD OF ADMINISTRATION
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 BOARD OF SUPERVISORS of the COUNTY OF MARIPOSA, 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 and January 1, 1967, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

A. Paragraphs 1 through 12 are hereby stricken from said contract as executed effective July 1, 1961, and as amended effective April 1, 1965 and January 1, 1967, and are hereby replaced by the following paragraphs numbered 1 through 13 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 except those local safety members continuing under provisions of this contract prior to the amendment in 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 provision 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. County peace officers (herein referred to as local safety members);

   b. Constables and deputies (herein referred to as local safety members);

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

The following employees shall be excluded from membership in said Retirement System:

EXCLUDE PERSONS COMPENSATED ON AN HOURLY AND/OR PER DIEM BASIS WHO ARE EMPLOYED OCTOBER 1, 1968 OR AFTER.
4. The fraction of final compensation to be provided for each year of credited service as a miscellaneous member upon retirement at normal retirement age shall be 1/60 and shall be applied as provided in Section 21251.1 of said Retirement Law and reduced to 1/90 for members covered under Federal Social Security in accordance with Section 21251.14 of said Retirement Law provided, however, that said reduced fraction shall apply with respect to all current service of such member whether or not the service is included in Federal Social Security.

5. The fraction of final compensation to be provided for each year of credited service as a local safety member shall be determined in accordance with Section 21252.4 and shall be reduced for members covered under Federal Social Security in accordance with Section 21252.45 of said Retirement Law.

6. Benefits on account of prior service shall be 100% of the fraction of final compensation specified for miscellaneous members in Paragraph 4 above, but computed in accordance with Section 21253 of said Retirement Law, and for local safety members shall be 100% of the fraction established in accordance with Paragraph 5; provided, however, as to both miscellaneous and safety members, that said fraction shall be reduced by one-third for application to the first $400.00 per month of final compensation of any member whose position is covered by Federal Social Security for all prior service of such member, whether or not the service is included in Federal Social Security.

7. The retirement benefits payable upon retirement for ordinary disability shall not be affected by the modification provided in Paragraphs 4 and 5 of this contract except that for the purposes of the limit on any such allowance imposed under Section 21297, Government Code, allowances for retirement for service shall be computed according to the modified formula set out in Paragraphs 4 and 5 of the contract. All other provisions of this contract shall be fully applicable to the computation of allowances upon retirement for disability.

8. Contributions for miscellaneous and local safety members shall be subject to Sections 20601.5 and 20612 of said Retirement Law respectively, said sections providing for a reduction in rates of contribution as such rates relate to the first $400.00 of monthly compensation and 100% of such rates as they apply to the remainder of the monthly compensation. Members whose positions are excluded from Social Security coverage shall contribute in accordance with Sections 20601 and 20607.5 of said Retirement Law.

9. Paragraphs 5, 6, and 8 above shall not apply to those local safety members in employment on the effective date in 1967 of this amendment to contract who elect to continue under the provisions of this contract prior to said amendment and Sections 20607.51 and 21252.5 of said Retirement Law shall continue to apply with respect to such members as provided in Section 21252.45.
10. 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 2002h.01 (defining "final compensation" on the basis of a period of three consecutive years).

b. Section 21258(b) (providing a minimum retirement allowance of $720.00 per year under certain conditions).

c. Section 21367.51 (providing a $400 death benefit upon death after retirement).

d. Section 20025 (providing for inclusion of compensation without limit in computations where compensation is a factor).

e. Section 20024.6 (providing that constables and deputy constables shall be included under the definition of county peace officers).

f. Section 21365.5 (providing a monthly allowance in lieu of the basic death benefit for certain survivors of a member who dies in employment after qualifying for voluntary service retirement).

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

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

1. 6.955 percent until June 30, 1981 on account of the liability for prior service benefits.

2. 7.152 percent on account of the liability for current service benefits.

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

1. 13.177 percent until June 30, 1981 on account of the liability for prior service benefits.

2. 13.607 percent on account of the liability for current service benefits.

c. A reasonable amount per annum, as fixed by 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 valuation required by law, provided that said amount shall be determined on the basis of the number of employees of Public Agency who are reported as members on a payroll to be designated by the System covering one month of each year or with respect to the first year of participation, on the effective date of said participation.
d. A reasonable amount as fixed by the Board, payable in one installment as the occasions arise, to cover costs of special valuations on account of employees of Public Agency, and costs of the periodical investigation and valuations required by law.

12. 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.

13. 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. 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 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

Witness our hands this ______________ day of ______________.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY
William E. Payne, Executive Officer

BOARD OF SUPERVISORS
OF THE
COUNTY OF MARIPOSA

BY
Presiding Officer
Attest:

Clerk

Ret. Form 702-4