

ORDINANCE NO. 829

AN ORDINANCE OF THE Town Council of the
(Name of Governing Body)

Town of San Anselmo authorizing an
(Name of Public Agency)

AMENDMENT TO THE CONTRACT BETWEEN THE Town of San Anselmo
(Governing Body)

AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

The Town Council of the Town of San Anselmo
(Name of Governing Body) (Name of Public Agency)

does ordain as follows:

SECTION 1. That an amendment to the Contract between the Town Council
(Name of Governing Body) of the Town of San Anselmo and the Board of
(Name of Public Agency)
Administration, California Public Employees' Retirement System is hereby authorized,
a copy of said amendment being attached hereto, marked "Exhibit A", and by such refer-
ence made a part hereof as though herein set out in full.

SECTION 2. The Mayor of the
(Title of Presiding Officer)
Town Council is hereby authorized, empowered, and directed to
(Name of Governing Body)
execute said amendment for and on behalf of said Agency.

SECTION 3. This Ordinance shall take effect 30 days after the date of its
adoption, and prior to the expiration of 15 days from the passage thereof shall be
published at least once in the Ross Valley Reporter,
(Name of Newspaper)
a newspaper of general circulation, published and circulated in the _____
(Name of
Town of San Anselmo and thenceforth and thereafter the same
Public Agency)
shall be in full force and effect.

Adopted and approved this 14th day of September, 1982.

George Buckle
(Presiding Officer)
GEORGE BUCKLE, Mayor

Attest:

Caroline Foster
Clerk

AMENDMENT TO CONTRACT BETWEEN THE
BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
TOWN COUNCIL
OF THE
TOWN OF SAN ANSELMO

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 April 24, 1959, effective July 1, 1959, and as amended effective January 1, 1964, November 1, 1966, December 1, 1968, December 1, 1972, July 1, 1973, September 1, 1973, September 28, 1973, June 27, 1974, May 1, 1976 and October 1, 1977, 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 July 1, 1973, 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 and age 55 for local safety members except those local safety members continuing under the provisions of this contract prior to the amendment effective November 1, 1966.
2. Public Agency shall participate in the Public Employees' Retirement System from and after July 1, 1959 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 Policemen (herein referred to as local safety members);
 - b. 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:

EXCLUDE SCHOOL CROSSING GUARDS HIRED ON OR AFTER JULY 1, 1974.

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4. Public Agency and the Town of Fairfax have agreed to merge the fire function of Public Agency and the Town of Fairfax to form the Ross Valley Fire Service pursuant to Section 20567.5 of the Government Code. The merger transferred those members with respect to the fire function employed by the Town of San Anselmo, those fire members retired, as well as their beneficiaries and those inactive fire members of the Town of San Anselmo, on the effective date of the contract merger. The contract merger also acted to transfer assets and liabilities applicable to those members transferred to the Ross Valley Fire Service.
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 (Modified 2% at age 60).
6. 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 21252.5 for members who elected to stay on this formula effective November 1, 1966 (1-1/4% at age 60).
7. 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).
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 21222.1 (Special 5% increase - 1970).
 - b. Section 20952.5 (Age 50 voluntary retirement) for local safety members only.
 - c. Section 20020 ("Local Policemen" shall include persons assigned to identification and communication duties in the Police Department who are not now local safety members and who were in such employment on August 4, 1972, who elect safety membership on or before September 28, 1973).
 - d. Section 20024.2 (One-year final compensation).
 - e. Section 20930.5 (Military service credit) as defined in Chapter 1437, Statutes of 1974.
 - f. Section 20930.3 (Military service credit) as defined in Chapter 830, Statutes of 1976.

9. 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 May 1, 1976. 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.
10. 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) 0.946 percent until June 30, 1992 on account of the liability for prior service benefits.
 - (2) 12.384 percent on account of the liability for current service benefits.
 - (3) 0.100 percent until June 30, 1983 on account of the liability for the benefits provided under Section 21222.1 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) 11.375 percent on account of the liability for current service benefits.
 - (2) 0.260 percent until June 30, 1983 on account of the liability for the benefits provided under Section 21222.1 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 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, 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 15th day of November, 1982.

Witness our hands the 4th day of September, 1982.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

TOWN COUNCIL
OF THE
TOWN OF SAN ANSELMO

BY Carl J. Biechinger
Carl J. Biechinger, Executive Officer

BY George Bueble
Presiding Officer

Approved as to form:

Attest:

Cynthia G. Besemer 7/28/82
Cynthia G. Besemer, Legal Office, Date

Caroline Foster
Clerk

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