

**RESOLUTION NO. 2002-181**  
**RESOLUTION**  
**AUTHORIZING A CORRECTION TO THE AMENDMENT TO CONTRACT BETWEEN THE**  
**BOARD OF ADMINISTRATION**  
**CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM**  
**AND THE**  
**CITY COUNCIL**  
**CITY OF ELK GROVE**

WHEREAS, the City Council of the City of Elk Grove hereinafter referred to as Public Agency, and the Board of Administration of the Public Employees' Retirement System entered into a contract effective October 16, 2001 providing for the participation of Public Agency in the Public Employees' Retirement System; and

WHEREAS, due to an inadvertence, paragraph "5" read:

"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 21354.5 of said Retirement Law (2.7% at age 55 Full).

[Note that a future legislative proposal is being considered which could amend Government Code Section 21354.5 to make the 2.7% at 55 benefit formula applicable to both active members and inactive members who have not yet retired. If enacted, this amendment could have an effect on your agency's actuarial valuation and employer contribution rates in future years.]; and

WHEREAS, Section 20472 of the Government Code provides that corrections may be made through amendments approved by the adoption of suitable resolutions by the contracting parties;

NOW, THEREFORE, BE IT RESOLVED that said governing body of Public Agency authorizes, and it does hereby authorize, a correction to the amendment to contract effective September 16, 2002 as follows:

A. Paragraph 5 of said contract shall be changed as follows:  
"The percentage of final compensation to be provided for each year of credited prior and current service as a local miscellaneous member in employment before and not on or after September 16, 2002 shall be determined in accordance with Section 21354 of said Retirement Law (2% at age 55 Full)."; and

B. Paragraph 6 of said contract shall be added as follows:  
"The percentage of final compensation to be provided for each year of credited prior and current service as a local miscellaneous member in employment on or after September 16, 2002 shall be determined in accordance with Section 21354.5 of said Retirement Law (2.7% at age 55 Full)."; and

C. Paragraph numbers "6 through 10"; shall be renumbered paragraph numbers "7 through 11".

BE IT FURTHER RESOLVED, that the presiding officer of the governing body of Public Agency is hereby authorized, empowered, and directed to execute said amendment for and on behalf of Public Agency.

Adopted this 16th day of October, 2002.

BOARD OF ADMINISTRATION  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

CITY COUNCIL  
CITY OF ELK GROVE

BY *Kenneth W. Marzion* BY  
KENNETH W. MARZION, CHIEF  
ACTUARIAL & EMPLOYER SERVICES DIVISION  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

*Rick Soares*  
RICK SOARES, MAYOR

Attest:

*Peggy J. Johnson*  
Clerk

616 Resolution 7-2002

**AYES:** Soares, Briggs, Cooper  
Scherman, Leary  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** None



**Actuarial & Employer Services Division**  
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November 7, 2002

Employer Code #1806

Reply to Section 105

Ms. Jacqui Langenberg  
Management Analyst/Human Resources  
City of Elk Grove  
8400 Laguna Palms Way  
Elk Grove, CA 95758-8045

Dear Ms. Langenberg:

The Resolution Authorizing an Amendment to Correct An Error in the Contract effective September 16, 2002 has been executed by CalPERS. Enclosed is a copy for your files.

If you have any questions regarding your contract, please do not hesitate to contact, Alice J. Cook at (916) 326-3993.

Sincerely,

A handwritten signature in cursive script that reads "Bobbie J. Bailey".

Public Agency Contract Services

BJB:bjb

Enclosure