

## **RESOLUTION NO. 2002-35**

### **RESOLUTION AUTHORIZING AN AMENDMENT TO CORRECT AN ERROR IN THE 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, said contract was adopted effective October 16, 2001. Due to an inadvertent error/omission, "Paragraph 7. a. of said contract did not reflect your city's intention to provide Section 21574 (Fourth Level of 1959 Survivor Benefits) for your employees, the paragraph will be corrected."; and

WHEREAS, Section 20472 of the Government Code provides that errors in any contract may be corrected 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 contract error amendment to said contract effective October 16, 2001 as follows:

A. Paragraph 7. a. of said contract shall be changed as follows:

7. a. Contributions required per covered member on account of the 1959 Survivor Benefits provided under Section 21574 of said Retirement Law. (Subject to annual change.) In addition, all assets and liabilities of Public Agency and its employees shall be pooled in a single account, based on term insurance rates, for survivors of all local miscellaneous members.

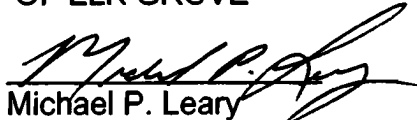
B. Existing paragraphs, 7. a. and 7. b. will be renumbered, paragraphs 7.b. and 7.c.

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.

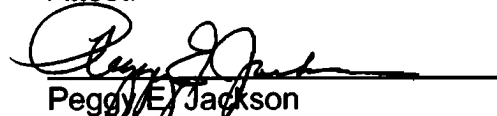
Adopted this 20th day of February, 2002

BOARD OF ADMINISTRATION CITY COUNCIL  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM CITY OF ELK GROVE

BY \_\_\_\_\_  
KENNETH W. MARZION, CHIEF  
ACTUARIAL & EMPLOYER SERVICES DIVISION  
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY   
Michael P. Leary  
PRESIDING OFFICER

Attest:

  
Peggy E. Jackson  
City Clerk

Error Resolution (Rev. 4/96)

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