

RESOLUTION OF THE
COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY SYSTEM
AUTHORIZING AN AMENDMENT TO CORRECT AN ERROR
IN THE CONTRACT BETWEEN THE

NORTH STATE COOPERATIVE LIBRARY SYSTEM
AND THE
BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

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WHEREAS, the Council of Librarians of the North State Cooperative Library System, hereinafter referred to as "Public Agency", and the Board of Administration of the Public Employees' Retirement System, hereinafter referred to as "Board", entered into a contract effective January 1, 1978, providing for the participation of Public Agency in the Public Employees' Retirement System; and

WHEREAS, said contract provided for a modified benefit formula (Modified 2% at age 60) to provide for coordination with Social Security benefits, although Public Agency had not in fact contracted with the Social Security Administration for coverage of its employees under Social Security; and

WHEREAS, Public Agency is in the process of contracting with Social Security for a divided system allowing present employees to elect whether or not to have Social Security coverage and requiring employees hired after such election to be covered; and

WHEREAS, until such time as the Social Security division process is completed by receiving federal approval of the division, the contract with said Board is hereby deemed to provide the Full 2% at age 60 benefit formula; and

WHEREAS, Section 20461 of the Government Code provides that errors in contracts with said Board may be corrected through contract error amendments executed 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, an amendment to said contract to be effective upon federal approval of the Social Security division, to read as follows:

Paragraph 4 shall be stricken from said contract and the following Paragraph 4 shall be substituted therefor:

4. The fraction of final compensation to be provided for miscellaneous members for each year of credited prior and current service shall be that provided in Section 21251.13 subject to the reduction provided therein for service on and after January 1, 1975 of members whose service has been included in Federal Social Security.

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

Adopted this seventeenth (17th) day of February 1978.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY SYSTEM

BY *Carl J. Blechinger*
Carl J. Blechinger, Executive Officer

BY *Grace A. Gilman*
Presiding Officer

Approved as to form:

Attest:

R. J. [Signature]
Legal Office, PERS 3-13-78

Ruth Gledhill
Clerk or Secretary

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CONTRACT
BETWEEN THE
BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY SYSTEM

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In consideration of the covenants and agreement hereafter contained and on the part of both parties to be kept and performed, the governing body of above public agency, hereafter referred to as "Public Agency", and the Board of Administration, Public Employees' Retirement System, hereafter referred to as "Board", hereby agree as follows:

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.
2. Public Agency shall participate in the Public Employees' Retirement System from and after January 1, 1978, 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. Employees other than local safety members (herein referred to as 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:

NO ADDITIONAL EXCLUSIONS

4. The fraction of final compensation to be provided for each year of credited prior and current service as a 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).

- 5. 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 20862.8 (providing service credit at retirement for unused sick leave).

- 6. Public Agency, in accordance with Section 20759.1 Government Code shall not be considered an "employer" for purposes of Chapter 6 of the Public Employees' Retirement Law. Contributions of the Public Agency shall be fixed and determined as provided in Section 20759, Government Code, and such contributions hereafter made shall be held by the Board as provided in Section 20759, Government Code.

- 7. 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) 1.026 percent until June 30, 1997 on account of the liability for prior service benefits.
 - (2) 9.322 percent on account of the liability for current service benefits.

 - b. 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 periodical investigation and valuations required by law.

 - c. 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 periodical investigation and valuations required by law.

- 8. 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.

9. 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 negotiation. 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.

Witness our hands this Thirteenth day of December, 19 77.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY
SYSTEM

BY Carl J. Blechinger
Carl J. Blechinger, Executive Officer

X BY [Signature]
Presiding Officer

Approved as to form:

Attest:

[Signature]
Legal Office, PERS

Ruth Glidewell
Clerk Secretary

**AMENDMENT TO CONTRACT
BETWEEN THE
BOARD OF ADMINISTRATION
OF THE
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY SYSTEM**

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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 effective January 1, 1978, and witnessed December 13, 1977, and as amended effective February 17, 1978, February 1, 1979 and January 27, 1990, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

- A. Paragraphs 1 through 10 are hereby stricken from said contract as executed effective January 27, 1990, 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 55 for local miscellaneous members.
 2. Public Agency shall participate in the Public Employees' Retirement System from and after January 1, 1978 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 those, which by express provisions thereof, apply only on the election of a contracting agency.
 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. Employees other than local safety members (herein referred to as local miscellaneous members).
 4. 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:
 - a. **SAFETY EMPLOYEES.**

5. The percentage of final compensation to be provided for local miscellaneous members for each year of credited prior and current service shall be determined in accordance with Section 21251.13 of said Retirement Law, subject to the reduction provided therein for service on and after January 1, 1975, the effective date of Social Security coverage for members whose service has been included in Federal Social Security (2% at age 60 Full and Modified).
6. Public Agency elected to be subject to the following optional provisions:
 - a. Section 20862.8 (Credit for Unused Sick Leave).
 - b. Section 20024.2 (One-Year Final Compensation).
7. Public Agency, in accordance with Government Code Section 20759, shall not be considered an "employer" for purposes of the Public Employees' Retirement Law. Contributions of the Public Agency shall be fixed and determined as provided in Government Code Section 20759, and such contributions hereafter made shall be held by the Board as provided in Government Code Section 20759.
8. Public Agency shall contribute to said Retirement System the contributions determined by actuarial valuations of prior and future service liability with respect to local miscellaneous members of said Retirement System.
9. Public Agency shall also contribute to said Retirement System as follows:
 - a. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract 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.
 - b. 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.

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11. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within fifteen 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. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

B. This amendment shall be effective on the twenty-sixth day of June, 19 92.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY
SYSTEM

BY Malcolm K. Gibson
CHIEF, CONTRACT SERVICES DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY Wendy O'Neil
Presiding Officer

Laura 6-5-92
Witness Date

Attest:

Laura Sparks
Clerk

AMENDMENT TO CONTRACT
BETWEEN THE
BOARD OF ADMINISTRATION
OF THE
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY SYSTEM

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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 effective January 1, 1978, and witnessed December 13, 1977, and as amended effective February 17, 1978 and February 1, 1979, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

- A. Paragraphs 1 through 9 are hereby stricken from said contract as executed effective February 1, 1979, and hereby replaced by the following paragraphs numbered 1 through 10 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 members.
 2. Public Agency shall participate in the Public Employees' Retirement System from and after January 1, 1978 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 those, which by express provisions thereof, apply only on the election of a contracting agency.
 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. Employees other than local safety members (herein referred to as local miscellaneous members).
 4. 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:
 - a. **SAFETY EMPLOYEES.**

5. The percentage of final compensation to be provided for local miscellaneous members for each year of credited prior and current service shall be determined in accordance with Section 21251.13 of said Retirement Law, subject to the reduction provided therein for service on and after January 1, 1975, the effective date of Social Security coverage for members whose service has been included in Federal Social Security (2% at age 60 Full and Modified).
6. 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 20862.8 (Credit for Unused Sick Leave).
 - b. Section 20024.2 (One-Year Final Compensation).
7. Public Agency, in accordance with Government Code Section 20759, shall not be considered an "employer" for purposes of the Public Employees' Retirement Law. Contributions of the Public Agency shall be fixed and determined as provided in Government Code Section 20759, and such contributions hereafter made shall be held by the Board as provided in Government Code Section 20759.
8. Public Agency shall contribute to said Retirement System as follows:
 - a. With respect to local miscellaneous members, the agency shall contribute the following percentages of salaries earned as members of said Retirement System:
 - (1) 9.742 percent until June 30, 2000 on account of the liability for current service benefits. (Subject to annual change.)
 - b. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract 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.
 - c. 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.
9. 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.

10. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within fifteen 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. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

B. This amendment shall be effective on the Twenty-seventh----- day of January-----, 19 90.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY
SYSTEM

BY David L. Christman
for CHIEF, CONTRACT SERVICES DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY Rita A. Padden
Presiding Officer

1-19-90
Witness Date

Attest:
Laura Sparks
Clerk

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

COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY SYSTEM

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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 December 13, 1977, effective January 1, 1978, and as amended effective February 17, 1978, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

- A. Paragraphs 1 through 9 are hereby stricken from said contract as executed effective January 1, 1978, and hereby replaced by the following paragraphs number 1 through 9 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.
 2. Public Agency shall participate in the Public Employees' Retirement System from and after January 1, 1978, 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. Employees other than local safety members (herein referred to as 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:

NO ADDITIONAL EXCLUSIONS

4. The fraction of final compensation to be provided for miscellaneous members for each year of credited prior and current service shall be that provided in Section 21251.13 subject to the reduction provided therein for service on and after January 1, 1975 of members whose service has been included in Federal Social Security.

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5. 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 20862.8 (providing service credit at retirement for unused sick leave).
 6. Public Agency, in accordance with Section 20759.1 Government Code shall not be considered an "employer" for purposes of Chapter 6 of the Public Employees' Retirement Law. Contributions of the Public Agency shall be fixed and determined as provided in Section 20759, Government Code, and such contributions hereafter made shall be held by the Board as provided in Section 20759, Government Code.
 7. 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) 1.654 percent until June 30, 1997 on account of the liability for prior service benefits.
 - (2) 9.654 percent on account of the liability for current service benefits.
 - b. 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 periodical investigation and valuations required by law.
 - c. 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 periodical investigation and valuations required by law.
 8. 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.
 9. 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 first day of February, 1979.

Witness our hands this nineteenth day of January, 1979

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

COUNCIL OF LIBRARIANS
OF THE
NORTH STATE COOPERATIVE LIBRARY
SYSTEM

BY Carl J. Blechinger
Carl J. Blechinger, Executive Officer

BY Joey Beaker
Presiding Officer

Approved as to form:

Attest:

[Signature]
Legal Office, PERS 1-16-79

Debbi Fonseca
Clerk

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