Mendocino County Russian River Flood Control
& Water Conservation Improvement District

STAFF REPORT

Agenda Item 7: CalPERS Retirement Contract Update
Monday, September 14, 2026

The Strategic Plan relevant priority is: **Governance and Operational Excellence** by fostering sustainable leadership and management of agency resources.

Background
At its July 6, 2026 Meeting, the District Board adopted Resolution #26-04 – Resolution of Intention to Approve and Amendment to the Contract Between the Board of Administration California Public Employees' Retirement System (CalPERS) and the Board of Trustees of the Mendocino County Russian River Flood Control & Water Conservation Improvement District.

This amendment is required to approve the 218 Agreement which offers Social Security coverage to eligible state and local government employees through a voluntary agreement between the state and Social Security Administration (SSA). Public agencies in California who wish to offer Social Security benefits in addition to a qualifying public retirement system must enter into a Section 218 Agreement. The District began offering Social Security benefits without the 218 Agreement and this corrective process, which began in 2021 will bring the District into compliance with the rules, laws, and/or procedures governing Social Security and Medicare tax withholding and reporting.

Recommendation

- Move to Approve the Amendment to Contract between the Board of Administration CA Public Employees' Retirement System (CalPERS);
  and
- Move to Adopt Resolution #26-05 Authorizing an Amendment to the CalPERS Contract;
  and
- Direct Staff to complete and submit the required paperwork.

Attachments

- CalPERS correspondence dated July 31, 2026
- Amendment to Contract Between the Board of Administration CalPERS and RRFC
- Resolution #26-05 Authorizing an Amendment to the Contract

* * * *

Prepared and submitted to the Board of Trustees by: Elizabeth Salomone, General Manager

California Public Employees' Retirement System
Financial Office | Pension Contracts & Prefunding Programs
P.O. Box 942715, Sacramento, CA 94229-2715

www.calpers.ca.gov
888 CalPERS (or 888-225-7377)
TTY: (877) 249-7447

Elizabeth Salomone
General Manager
Mendocino County Russian River Flood Control
& Water Conservation Improvement District
304 N. State Street #2
Ukiah, CA, 95482

CalPERS ID: [redacted]

July 31, 2026

Dear Elizabeth Salomone,

Thank you for returning the Resolution of Intention to amend your CalPERS retirement contract to provide (2% @ 55 Supplemental formula) from (2% @ 55 Full formula) and (2% @ 62 Supplemental formula) from (2% @ 62 Full formula) for local miscellaneous members.

Also provided are the following documents necessary to complete the proposed amendment:

1. Amendment to Contract, two original sets.
2. Certification of Final Action of Governing Body, Form CON-5.

Your agency adopted the Resolution of Intention on July 21, 2026, therefore, the earliest date the final resolution may be adopted is August 10, 2026, pursuant to Government Code Section 20471. There are no exceptions to this law.

The effective date of this amendment may be as early as the day following the adoption of the final Resolution. Please insert the amendment effective date on the last page of the Amendment to Contract.

The following documents must be submitted through myCalPERS and the original documents must be returned to this office by mail. ORIGINAL SIGNATURES ARE REQUIRED ON ALL CONTRACTS.

1. Amendment to Contract, two original executed sets.
2. Resolution, Form CON-13.
3. Certification of Final Action of Governing Body, Form CON-5.

Please do not retype the Amendment to Contract and/or agreement documents. Only documents provided by this office will be accepted. If you have any questions with any of the documents, please contact this office prior to presenting to your governing body for adoption. Another contract amendment cannot be started until this amendment is completed or cancelled.

A copy of the contract will be returned for your records after it has been executed by CalPERS.

We are here to assist you. If you have any questions or would like additional information, please visit our website www.calpers.ca.gov, or you may contact us toll free at **888 CalPERS** or (**888**-225-7377).

Sincerely,

Roselee Camacho

Roselee Camacho
Pension Contracts Analyst
Financial Office | Pension Contracts & Prefunding Programs Division
RC:tp

California
Public Employees' Retirement System

AMENDMENT TO CONTRACT

Between the
Board of Administration
California Public Employees' Retirement System
and the
Board of Trustees
Mendocino County Russian River Flood Control
& Water Conservation Improvement District

The Board of Administration, California Public Employees' Retirement System, hereinafter referred to as Board, and the governing body of the above public agency, hereinafter referred to as Public Agency, having entered into a contract effective January 19, 2009, and witnessed January 12, 2009, 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 19, 2009, 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 55 for classic local miscellaneous members and age 62 for new local miscellaneous members.

   2. Public Agency shall participate in the Public Employees' Retirement System from and after January 19, 2009, 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. Public Agency agrees to indemnify, defend and hold harmless the California Public Employees' Retirement System (CalPERS) and its trustees, agents and employees, the CalPERS Board of Administration, and the California Public Employees' Retirement Fund from any claims, demands, actions, losses, liabilities, damages, judgments, expenses and costs, including but not limited to interest, penalties and attorney fees that may arise as a result of any of the following:

   (a) Public Agency's election to provide retirement benefits, provisions or formulas under this Contract that are different than the retirement benefits, provisions or formulas provided under the Public Agency's prior non-CalPERS retirement program.

   (b) Any dispute, disagreement, claim, or proceeding (including without limitation arbitration, administrative hearing, or litigation) between Public Agency and its employees (or their representatives) which relates to Public Agency's election to amend this Contract to provide retirement benefits, provisions or formulas that are different than such employees' existing retirement benefits, provisions or formulas.

   (c) Public Agency's agreement with a third party other than CalPERS to provide retirement benefits, provisions, or formulas that are different than the retirement benefits, provisions or formulas provided under this Contract and provided for under the California Public Employees' Retirement Law.

4. 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).

5. 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 AND;

   b. MEMBERS OF THE GOVERNING BODY FIRST ELECTED OR APPOINTED PRIOR TO JULY 1, 1994. (Elected or appointed officials who are first elected or appointed on or after July 1, 1994 or to a term of office not consecutive with a term held on June 30, 1994 are excluded pursuant to Government Code Section 20322).

6. The percentage of final compensation to be provided for each year of credited prior and current service for classic local miscellaneous members shall be determined in accordance with Section 21354 of said Retirement Law, provided therein for service on and after January 1, 2016, for members whose service has been included in Federal Social Security (2% at age 55 Full and Supplemental).

7. The percentage of final compensation to be provided for each year of credited prior and current service for new local miscellaneous member shall be determined in accordance with Section 7522.20 of said Retirement Law, provided therein for service on and after January 1, 2016, for members whose service has been included in Federal social Security (2% at age 62 Full and Supplemental).

8. Public Agency elected and elects to be subject to the following optional provisions:

    a. Section 20938 (Limit Prior Service to Members Employed on Contract Date).

9. 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.

10. 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.

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 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 _____ day of _______________, ______.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY_____________________________________
MELODY BENAVIDES, CHIEF
PENSION CONTRACTS AND PREFUNDING
PROGRAMS DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BOARD OF TRUSTES
MENDOCINO COUNTY RUSSIAN
RIVER FLOOD CONTROL
AND WATER CONSERVATION
IMPROVEMENT DISTRICT

BY_________________________________
PRESIDING OFFICER

____
Witness Date

Attest:

____
Clerk

MENDOCINO COUNTY RUSSIAN RIVER FLOOD CONTROL & WATER CONSERVATION IMPROVEMENT DISTRICT

RESOLUTION
AUTHORIZING AN AMENDMENT TO THE CONTRACT

No. 26-05

WHEREAS, the Board of Administration of the California Public Employees' Retirement System and the Board of Trustees of the Mendocino County Russian River Flood Control & Water conservation Improvement District entered into a contract effective on January 19, 2009, providing for the participation of said public agency in the California Public Employees' Retirement System; and

WHEREAS, it is now desirable to take advantage of certain benefits provided under said Retirement System and not included in said contract;

NOW, THEREFORE, BE IT RESOLVED, that said governing body authorized, and it does hereby authorize, an amendment to said contract, a copy of said amendment attached hereto and by such reference made a part hereof as though herein set out in full; and

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

Adopted this ________ day of ___________________________, ______.

____
Presiding Officer

Attest:

____
Clerk/Secretary