

**RESOLUTION No. 824**

**A RESOLUTION TO APPEAL THE EMPLOYER RATE ORDER ISSUED BY  
THE PUBLIC EMPLOYEE RETIREMENT SYSTEM BOARD EFFECTIVE  
JULY 1, 2003**

WHEREAS, eight public employers brought suit against the Oregon Public Employee Retirement System in Marion County Circuit Court and;

WHEREAS, those employers claimed they were being overcharged in the calculation of employer contribution rates; and

WHEREAS, Judge Paul Lipscomb has returned the case to the Oregon Public Employee Retirement System Board with instructions to update employee mortality tables, issue new employer rate orders for 1998 and 2000 and make a new earnings allocation order for the 1999 investment year; and

WHEREAS, the Oregon Public Employee Retirement System Board has yet to comply with these instructions; and

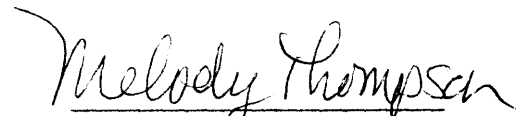
WHEREAS, the Oregon Public Employee Retirement System Board adopted employer rates at its February 11, 2003 regular meeting; and

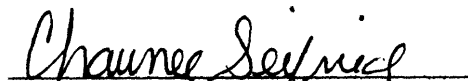
WHEREAS, the proposed employer rate increases would be less if the Board had complied with Judge Lipscomb's instructions;

NOW, THEREFORE, the City Council of the City of Canby authorizes the League of Oregon Cities to coordinate the filing of an appeal to the Marion County Circuit Court on the City's behalf, through outside counsel, from the rate increase received from PERS.

This resolution will be effective March 19, 2003.

ADOPTED by City Council of the City of Canby at a regular meeting thereof this 19<sup>th</sup> day of March 2003, and filed with Canby City Recorder this same date.

  
Melody Thompson, Mayor

  
ATTEST: Chauncey Seifried, City Recorder pro-tem