



## Legislation Text

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**File #:** 17-266, **Version:** 1

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Ordinance Authorizing an Amendment to the Contract between the Board of Administration of the California Public Employees' Retirement System and the City of San Leandro to Include Provisions Pursuant to Government Code Section 20516 "Cost Sharing" for Classic Local Police Members in Accordance with the San Leandro Police Officers Association (SLPOA) Memorandum of Understanding

WHEREAS, the City Council of the City of San Leandro ("City") desires to amend the contract between the City of San Leandro and the Board of Administration of the California Public Employees' Retirement System ("CalPERS") to include provisions pursuant to Government Code Section 20516 "Cost Sharing" for classic local Police Members in the San Leandro Police Officers' Association; and

WHEREAS, the City has participated in labor negotiations which included an agreement on the adoption of an additional 1% employee contribution to the California Public Employee Retirement System (CalPERS) to start on July 1, 2017; and

WHEREAS, the current City Municipal Code authorizes an amendment to the contract between the City Council and the Board of Administration of the California Public Employees Retirement System.

NOW THEREFORE, the City Council of the City of San Leandro does **ORDAIN** as follows:

**SECTION 1.** An amendment to the contract between the City Council of the City of San Leandro and the Board of Administration, California Public Employees' Retirement System is hereby authorized, a copy of said amendment being attached hereto, marked Exhibit, and by such reference made a part hereof as though herein set out in full.

**SECTION 2.** The City Manager of the City of San Leandro is hereby authorized, empowered, and directed to execute said amendment for and on behalf of said City.

**SECTION 3. SEVERABILITY.** If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance, or its application to any other person or circumstance. The City Council of the City of San Leandro hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof is

declared invalid or unenforceable.

**SECTION 4. EFFECTIVE DATE.** This ordinance shall be effective thirty (30) days after adoption, and said amendment shall take effect on July 1, 2017 as set forth in particular provisions of the law prescribing the manner of its passage and adoption. This ordinance implements the provisions of labor contracts negotiated in good faith and entered into between the City and its employees' bargaining units. Said labor contracts require that the agreement between CalPERS and the City be effective July 1, 2017. Failure to provide for an effective date of July 1, 2017 would constitute a breach of the labor agreements and subject the City to uncertain liabilities.

**SECTION 5. PUBLICATION.** The City Clerk is directed to publish the title once and post a complete copy thereof on the City Council Chamber bulletin board for five (5) days prior to adoption.