



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 02/06/01

AGENDA ITEM 3

WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: Personnel Director

SUBJECT: Amendment to the Contract with the California Public Employees Retirement System to Provide Fourth Level of 1959 Survivor Benefits for Local Miscellaneous Members

RECOMMENDATION:

It is recommended that the City Council adopt a Resolution of Intention, and introduce an Ordinance amending the contract with PERS to provide Fourth Level of 1959 Survivor Benefits for Local Miscellaneous Members.

BACKGROUND:

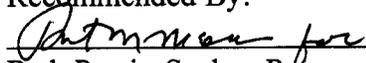
The adopted Memoranda of Understanding with the Clerical & Maintenance, Local 790; Hayward Association of Management Employees, HAME; and International Federation of Professional & Technical Employees, Local 21, include an agreement to provide Fourth Level of 1959 Survivor Benefits for Local Miscellaneous Members.

Fourth Level of 1959 Survivor Benefits provides a higher monthly allowance to survivors of members who die prior to retirement than the existing Third Level of 1959 Survivor Benefits. There is no additional cost to the City for this enhanced benefit.

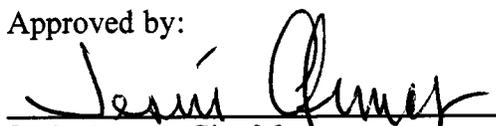
Because a change to the PERS contract for miscellaneous members affects all members, the contract amendment could not be initiated until all bargaining units completed negotiations and approved the benefit change.

PERS regulations require that the City adopt a Resolution of Intention to amend the contract, and to execute the amendment by Ordinance.

Recommended By:


Beth Perrin-Scales, Personnel Director

Approved by:


Jesús Armas, City Manager

Attachment: (1) Resolution of Intention, (2) Ordinance

DRAFT

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

**RESOLUTION DECLARING INTENTION TO APPROVE AN
AMENDMENT TO THE CONTRACT BETWEEN THE CITY
OF HAYWARD AND CALIFORNIA PUBLIC EMPLOYEE'S
RETIREMENT SYSTEM FOR LOCAL MISCELLANEOUS
MEMBERS**

WHEREAS, the Public Employee's Retirement Law permits the participation of public agencies and their employees in the Public Employee's Retirement System by execution of a contract, and sets forth the procedure by which said public agencies may elect to subject themselves and their employees to amendments to said Law; and

WHEREAS, one of the steps in the procedures to amend this contract is the adoption by the governing body of the public agency of a resolution giving notice of its intention to approve an amendment to said contract, which resolution shall contain a summary of the change proposed in said contract; and

WHEREAS, the adopted Agreements with the Clerical and Maintenance Employees, Local 790; Hayward Association of Management Employees, HAME; International Federation of Professional and Technical Employees, Local 21; Unrepresented Management, and Appointed Management, all of which are considered "Local Miscellaneous Members," include a provision for Fourth Level of 1959 Survivor Benefits, effective April 1, 2001; and

WHEREAS, the City Council proposes to approve an amendment to the City's contract with the California Public Employee's Retirement System to provide benefits under Section 21574 (Fourth Level of 1959 Survivor Benefits) for Local Miscellaneous Members.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Council does hereby declare its intention to approve an amendment to the City's contract with the California Public Employee's Retirement System to provide benefits under Section 21574 (Fourth Level of 1959 Survivor Benefits) for Local Miscellaneous Members and execute an amendment by Ordinance. A copy of the said amendment is attached hereto as an exhibit and made a part hereof by this reference.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2001

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

EXHIBIT A

THE REFERENCED CONTRACT IS ON FILE
IN THE CITY CLERK'S OFFICE FOR REVIEW

DRAFT

ORDINANCE NO. _____


AN ORDINANCE AUTHORIZING AN AMENDMENT TO
THE CONTRACT BETWEEN THE CITY COUNCIL AND
THE BOARD OF ADMINISTRATION OF THE CALIFORNIA
PUBLIC EMPLOYEE'S RETIREMENT SYSTEM

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. That an amendment to the contract between the City Council of the City of Hayward and the Board of Administrations of the California Public Employee's Retirement System is hereby authorized, a copy of said amendment being attached hereto, marked "Exhibit A," and by such reference made a part hereof as though herein set out in full.

Section 2. The Mayor of the City of Hayward is hereby authorized, empowered and directed to execute said amendment for and on behalf of the City.

Section 3. In accordance with the provisions of Section 620 of the City Charter, this ordinance shall become effective 30 days from and after the date of its adoption.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held the ____ day of _____, 2000, by Council Member _____ .

ADOPTED at a regular meeting of the City Council of the City of Hayward held the ____ day of _____, 2000, by the following votes of members of said City Council.

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED: _____
Mayor of the City of Hayward

DATE: _____

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

EXHIBIT A

THE REFERENCED CONTRACT IS ON FILE
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