



# City of San Leandro

Meeting Date: November 19, 2018

## Staff Report

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**File Number:** 18-528

**Agenda Section:** ACTION ITEMS

**Agenda Number:** 10.A.

**TO:** City Council

**FROM:** Jeff Kay  
City Manager

**BY:** Jeff Kay  
City Manager

**FINANCE REVIEW:** David Baum  
Finance Director

**TITLE:** Staff Report for the City Council of the City of San Leandro to Adopt an Ordinance that Authorizes an Amendment to the Contract Between the City of San Leandro and the Board of Administration of the California Public Employees' Retirement System (CalPERS)

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### SUMMARY AND RECOMMENDATIONS

Staff recommends that the City Council adopt an ordinance that authorizes an amendment to the contract between the City Council and the Board of Administration of the California Public Employees' Retirement System (CalPERS) to provide Section 20516 (2% Employee Cost Sharing) for the Executive Management Group in accordance with the City Manager employment agreement

### BACKGROUND AND DISCUSSION

On October 1, 2018, the City Council adopted a resolution that formed a separate Executive Management Group consisting of the City Manager. The City Council also adopted a resolution of intention and first reading of an ordinance to approve an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System (CalPERS) and the San Leandro City Council. These steps are required to implement the 2% cost sharing provision in accordance with the City Manager employment agreement.

The final step in the process is final reading and approval of the ordinance to amend the CalPERS contract.

### Fiscal Impacts

There is no fiscal impact with the approval of this ordinance. The fiscal impact of the cost sharing was presented when the City Manager's employment agreement was approved.

## **Previous Actions**

- Resolution 2018-119 to Approve an Agreement between Members of the Executive Management Group and the City of San Leandro to Share the Costs of the Employer Contribution Pursuant to California Government Code Section 20516
- Resolution of Intention 2018-120 to Approve an Amendment to a Contract between the Board of Administration of the California Public Employees' Retirement System and the City Council of the City of San Leandro.
- First Reading of an Ordinance of the City of San Leandro City Council to Authorize an Amendment to the Contract Between the City Council of the City of San Leandro and the Board of Administration of the California Public Employees' Retirement System (CalPERS)

## **Attachments:**

- Draft Amendment to CalPERS contract

**PREPARED BY:** Emily Hung, Human Resources Manager, City Manager's Office



# City of San Leandro

Meeting Date: November 19, 2018

## Ordinance

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**File Number:** 18-467

**Agenda Section:** ACTION ITEMS

**Agenda Number:**

**TO:** City Council

**FROM:** Jeff Kay  
City Manager

**BY:** Jeff Kay  
City Manager

**FINANCE REVIEW:** David Baum  
Finance Director

**TITLE:** ORDINANCE of the City of San Leandro City Council to Authorize an Amendment to the Contract Between the City Council of the City of San Leandro and the Board of Administration of the California Public Employees' Retirement System (CalPERS)

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**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"); and

**WHEREAS**, the City has approved an agreement with the San Leandro Executive Management Group for an additional 2% employee contribution towards the City's CalPERS retirement costs; and

**WHEREAS**, the current City of San Leandro Municipal Code authorizes an amendment to the contract between the City Council of the City and CalPERS.

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

**SECTION 1. RECITALS.** The above recitals are true and correct and made a part of this ordinance.

**SECTION 2. AMENDMENT OF CONTRACT.** 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 3. CITY MANAGER AUTHORITY.** 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 4. 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 5. EFFECTIVE DATE AND PUBLICATION.** This ordinance shall be effective thirty (30) days after adoption pursuant to San Leandro Municipal Code Section 1-1-340. 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.