



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 05/01/01  
AGENDA ITEM 2  
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 a 3% @ 50 Retirement Plan for Local Police Members, and Adjusting the Employer Medical Contribution Rate for Police Retirees

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolutions and an ordinance pertaining to the 3% @ 50 retirement plan for local police members, and adjusting the employer medical contribution rate.

**BACKGROUND:**

The Memorandum of Understanding with the HPOA and the Police Management Unit includes a provision to implement the 3% at 50 retirement formula, effective July 1, 2001. The Memorandum of Understanding with HPOA also includes a provision to increase the retiree medical contribution rate from \$226.01 to \$237.31 per month.

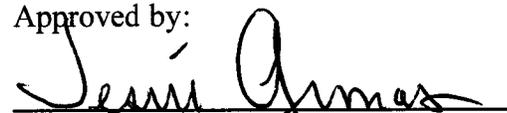
PERS' regulations require that the City adopt a Resolution of Intention to amend the contract to provide the 3% at 50 retirement formula, and to execute the amendment by Ordinance. The PERS' Public Employee's Medical & Hospital Care Act Program requires a separate resolution of authorization to implement the change to the employer medical contribution rate for HPOA retirees.

Recommended By:



Beth Perrin-Scales, Personnel Director

Approved by:



Jesús Armas, City Manager

Attachment: (1) Resolution of Intention, (2) Ordinance, (3) Resolution Adjusting Retiree Medical Contribution Rate

# DRAFT

HAYWARD CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION OF INTENTION TO APPROVE AN  
AMENDMENT TO THE CONTRACT BETWEEN THE  
CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT  
SYSTEM AND THE CITY OF HAYWARD TO PROVIDE  
BENEFITS FOR LOCAL POLICE MEMBERS

WHEREAS, the Public Employees' Retirement Law permits the participation of public agencies and their employees in the Public Employees' Retirement System by the 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 following is a statement of the proposed change:

To provide Section 21362.2 (3% @ 50 Full formula)  
for local police members.

WHEREAS, this amendment will increase the City's contribution for local police members to 13.159%, an increase of 9.890%. Based on Fiscal Year 2002 estimated payroll, the estimated additional annual cost will be \$1,405,074.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Council does hereby give notice of intention to approve an amendment to the contract between said public agency and the Board of Administration of the Public Employees' Retirement System, a copy of said amendment being attached hereto, as an "Exhibit" and by this reference made a part hereof.

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

ORDINANCE NO. \_\_\_\_\_



AN ORDINANCE AUTHORIZING AN AMENDMENT TO  
THE CONTRACT BETWEEN THE CITY COUNCIL AND  
THE BOARD OF ADMINISTRATION OF THE CALIFORNIA  
PUBLIC EMPLOYEES 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 Administration 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.

Section 4. This ordinance shall take effect 30 days after the date of its adoption, and prior to the expiration of 14 days from the passage thereof shall be published at least once in the Daily Review, a newspaper of general circulation, published and circulated in the City of Hayward and thenceforth and thereafter the same shall be in full force and effect.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held the \_\_\_\_ day of \_\_\_\_\_, 2001, by Council Member \_\_\_\_\_.

ADOPTED at a regular meeting of the City Council of the City of Hayward held the \_\_\_\_ day of \_\_\_\_\_, 2001, 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

# DRAFT

HAYWARD CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

**RESOLUTION ADJUSTING EMPLOYER CONTRIBUTION  
FOR SUBJECT MEMBERS OF THE HAYWARD POLICE  
OFFICERS ASSOCIATION COVERED UNDER THE PUBLIC  
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT**

WHEREAS, Government Code section 22825.6 provides that a local agency contracting under the Public Employees' Medical and Hospital Care Act shall fix the amount of the employer's contribution at an amount not less than the amount required by section 22825 of the act; and

WHEREAS, the City of Hayward has negotiated with representatives of the Hayward Police Officers Association and agreed to an increase in the monthly employer contribution towards the cost of members' and annuitants' enrollment in a health benefits plan.

BE IT FURTHER RESOLVED that the employer's contribution for each Hayward Police Officers Association annuitant towards the cost of his or her enrollment, including the enrollment of family members, in a health benefits plan shall not exceed \$237.31 per month.

BE IT FURTHER RESOLVED that the employer contribution referred to hereinabove shall become effective on July 1, 2001.

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