

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE 2010-2013 POLICE OFFICERS ASSOCIATION MEMORANDUM OF UNDERSTANDING TO INCLUDE AN ALTERNATIVE PUBLIC EMPLOYEE RETIREMENT SYSTEM COST SHARING SCENARIO

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. The Memorandum of Understanding between the City of Santa Barbara and the Santa Barbara Police Officers Association entered into as of July 1, 2010 and adopted as Ordinance No. 5538 (the "Agreement") is hereby amended as follows:

Effective September 23, 2011, Article 35 c (Retirement) is modified as follows:

- A. Effective September 24, 2011, sworn employees will pay 3.0% of PERS-able compensation to share the cost of the 3% at 50 retirement benefit as allowed under CA Govt Code § 20516(a), subject to the following:
 1. Upon ratification of this Agreement, the City shall begin the process necessary to implement a contract amendment to allow employee contributions toward retirement through CA Govt Code § 20516(a) with a target effective date of September 24, 2011. All reasonable efforts will be made by both parties to finalize procedures necessary to implement these payments effective September 24, 2011.
 2. The City will approach each of the other employee groups in the PERS Police Safety Plan and ask them to agree to conduct an election under CA Govt Code § 20516(a), and to pay the required deductions if the election is successful. No election will occur until other affected employee groups agree to participate in a manner that will not increase overall costs to the City.
 3. In the event deductions under Govt Code §20516(a) cannot be implemented by the September 24, 2011 effective date, such as because other bargaining units have not yet agreed or because the PERS election is unsuccessful, then employee cost-sharing will be accomplished by employees continuing to pay 2.5% of the 9% employee's portion of the PERS contribution rate (with the City paying the remaining 6.5%) through April 20, 2012. This amount will be reduced to 2.266% of the 9% employee's portion of the PERS contribution rate (with the City paying the remaining 6.734%) effective April 21, 2012. Thereafter, the City will conduct an election under Government Code §20516(a) only if the parties mutually agree to conduct such an election.

4. Effective June 29, 2013, employee contributions to PERS under this section will cease unless extended by mutual agreement between the City and the Association.