

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE EXISTING 2008-2012 MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SANTA BARBARA AND THE HOURLY EMPLOYEES' BARGAINING UNIT TO EXTEND THE TERM THROUGH DECEMBER 31, 2013, AND TO REFLECT NEW PENSION REQUIREMENTS

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

SECTION 1. The term of the Memorandum of Understanding between the City of Santa Barbara and the Service Employees' International Union, Local 620, Hourly Employees' Bargaining Unit, entered into as of November 1, 2008 and adopted under Ordinance No. 5483, and amended by Ordinance No. 5579, is hereby extended to December 31, 2013.

SECTION 2. The agreement terms are amended as follows:

1. Amend Article 3, "Term of Agreement" as follows:

"3. TERM OF AGREEMENT

Pursuant to California Government Code Section 3500 et seq., the parties have met and conferred over wages, hours, benefits and other terms and conditions of employment. As a result of agreement being reached, and subsequent ratification by the Union and approval by the City Council, the following terms and conditions of employment shall remain in effect for the period commencing November 1, 2008 and expiring December 31, 2013.

Either party may present to the other a written proposal to reopen negotiations for a successor Memorandum of Understanding if done between October 31, 2013 and December 31, 2013. Failure to submit such a proposal to reopen negotiations shall result in the continuation of the Memorandum of Understanding on the same terms and conditions therein for one additional year."

2. Amend Article 14 "Retirement" to add a new Section (e), as follows:

**"e. Notwithstanding the above, Effective January 1, 2013, all new employees and/or members, as defined by California Public Employees' Pension Reform Act of 2013 (hereinafter CPEPRA), who are enrolled in the Public Employees Retirement System (PERS) will be covered under the retirement formulas, compensation measurement periods, employee contribution, and all other statutory requirements of CPEPRA. "**