



Midpeninsula Regional  
Open Space District

R-12-125  
Meeting 12-39  
December 19, 2012

## **AGENDA ITEM 5**

### **AGENDA ITEM**

Approve Revised Resolutions to California Public Employees Retirement System (PERS) regarding the Employer Paid Member Contributions for Employees of the Midpeninsula Regional Open Space District

### **GENERAL MANAGER'S RECOMMENDATIONS**

A handwritten signature in black ink, appearing to be "S. G. G.", written over the printed text of the section header.

1. Approve the accompanying resolution to adjust the Employer Paid Member Contributions (EPMC) with the California Public Employees Retirement System for all employees of the Miscellaneous Employee Group of the Midpeninsula Regional Open Space District.
2. Approve the accompanying resolution regarding the EPMC for Board Appointees of the Midpeninsula Regional Open Space District.

### **SUMMARY**

Approval of the attached revised resolutions is required for the implementation of the new Memorandum of Agreement with the Field Employees Association and salary and benefits adjustments to the Office, Supervisory and Management employees, and Board Appointees. These revisions are required for acceptance by California Public Employees Retirement Systems (PERS). These replace Resolution No. 12-52 that was approved at the November 28, 2012 Board meeting (Report R-12-118).

### **DISCUSSION**

On November 28, 2012, the Board approved resolutions to implement the new terms of the Memorandum of Agreement (MOA) with the Field Employees Association (FEA) for a three-year term expiring June 30, 2015. As has been past practice, the Board recommended extending the same salary and benefit adjustments to the Office, Supervisory, and Management employees. Board Appointees are excluded as their compensation is considered separately as part of their annual contract renewal process.

The attached revised resolutions, which reflect the new terms of the MOA, are reformatted to meet the technical requirements of the California Public Employees Retirement System (PERS), including the requirement of a separate resolution for the Board Appointees. Approval of the attached revised resolutions is required for the District to implement the new agreement that was approved by the Board on November 28, 2012.

**BOARD COMMITTEE REVIEW**

Since the specifics of this item were previously reviewed by the Board during negotiations, it is being brought back to the full Board rather than being referred to committee.

**PUBLIC NOTICE**

Notice was provided pursuant to the Brown Act. No additional notice is necessary.

**CEQA COMPLIANCE**

No compliance is required as this action is not a project under the California Environmental Quality Act (CEQA).

**NEXT STEP**

If approved, staff will 1) work with PERS to make the appropriate changes, and 2) enter salary and benefit changes into the payroll system with an effective date of November 26, 2012.

Attachments:

1. Resolution Approving Adjustments to contract with PERS for Miscellaneous Employees
2. Resolution Approving Adjustments to contract with PERS for Board Appointees

Responsible Manager:

Kate Drayson, Administrative Services Manager

Prepared by:

Candice Basnight, Human Resources Supervisor

Contact person:

Candice Basnight, Human Resources Supervisor

**ATTACHMENT 1**

**RESOLUTION NO. 12-XX**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA REGIONAL OPEN SPACE DISTRICT APPROVING ADJUSTMENTS TO THE EMPLOYER PAID MEMBER CONTRIBUTIONS TO THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM**

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WHEREAS, the governing body of the Midpeninsula Regional Open Space District has the authority to implement Government Code Section 20691;

WHEREAS, the governing body of the Midpeninsula Regional Open Space District has a written labor policy or agreement, which specifically provides for the normal member contributions to be paid by the employer;

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the governing body of the Midpeninsula Regional Open Space District of a resolution to commence said Employer Paid Member Contributions (EPMC);

WHEREAS, the governing body of the Midpeninsula Regional Open Space District has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all employees of the Miscellaneous Employees Group.
- This benefit shall consist of paying 4% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be November 26, 2012.
  
- This benefit shall apply to all employees of the Miscellaneous Employee Group.
- This benefit shall consist of paying 2% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be July 8, 2013.
  
- This benefit shall apply to all employees of the Miscellaneous Employee Group.
- This benefit shall consist of paying 0% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be July 7, 2014.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Midpeninsula Regional Open Space District elects to pay EPMC, as set forth above.

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**ATTACHMENT 2**

**RESOLUTION NO. 12-XX**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA  
REGIONAL OPEN SPACE DISTRICT APPROVING ADJUSTMENTS TO THE  
EMPLOYER PAID MEMBER CONTRIBUTIONS TO THE CALIFORNIA PUBLIC  
EMPLOYEES RETIREMENT SYSTEM**

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WHEREAS, the governing body of the Midpeninsula Regional Open Space District has the authority to implement Government Code Section 20691;

WHEREAS, the governing body of the Midpeninsula Regional Open Space District has a written labor policy or agreement, which specifically provides for the normal member contributions to be paid by the employer;

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the governing body of the Midpeninsula Regional Open Space District of a resolution to commence said Employer Paid Member Contributions (EPMC);

WHEREAS, the governing body of the Midpeninsula Regional Open Space District has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all employees of the Board Appointees Group.
- This benefit shall consist of paying 6% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be November 26, 2012.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Midpeninsula Regional Open Space District elects to pay EPMC, as set forth above.

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