

Attachment 2

ORDINANCE XXXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF PASO ROBLES AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, the California Public Employees' Retirement Law (PERL) authorizes public agencies and their employees to participate in the California Public Employees' Retirement System (CalPERS); and

WHEREAS, the City maintains a retirement contract with CalPERS covering three member categories: Police Safety, Fire Safety, and Miscellaneous (non-sworn) employees; and

WHEREAS, each category includes three benefit levels ("tiers"), with formulas that determine a member's monthly retirement allowance based on factors including years of service, age at retirement, and reportable compensation; and

WHEREAS, the City's CalPERS contract requires retirement contributions from both employees and the City. Pursuant to California Government Code Section 20516, employees may share in the cost of the employer's CalPERS contributions above the normal member contribution required under PERL; and

WHEREAS, Unrepresented Confidential, Professional, and Management (MGMT) employees in the Fire and Police Safety first and second tier benefit levels contribute an additional ten percent (10%) toward the employer's contribution. Employees in the PEPR tier contribute an additional six percent (6%); and

WHEREAS, the Wage and Benefit Summary approved by the City Council in December 2025 provides for a reduction in retirement cost-sharing contributions for safety managers of three percent (3%) as soon as administratively feasible, and an additional two percent (2%) effective January 3, 2027; and

WHEREAS, as the first step toward implementing these adjustments, the City Council adopted Resolution 26-002 on January 14, 2026, authorizing initiation of an amendment to the employer contribution cost-sharing agreement with the California Public Employees' Retirement System.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. All of the above recitals are true and correct and are incorporated herein by reference.

Section 2. That the City Council of the above agency 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 A and by this reference made a part hereof.

Section 3. The Mayor of the City of El Paso de Robles, or their designee, is hereby authorized, empowered, and directed to execute said amendment for and on behalf of the City.

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Section 4. Effective Date. This Ordinance shall be in full force and effect 30 days after its passage and adoption as provided by Government Code section 36397.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 7. Publication. The City Clerk shall certify as to the adoption of this Ordinance and shall cause a summary thereof to be published at least five (5) days prior to the meeting at which the proposed Ordinance is to be adopted and shall post a certified copy of the proposed Ordinance in the Office of the City Clerk. Within fifteen (15) days of the adoption of the Ordinance, the City Clerk shall cause a summary of the Ordinance to be published, including the vote for and against the same, in accordance with Government Code Section 36937.

INTRODUCED at a regular meeting of the City Council held on March 17, 2026, for first reading by the City Council of the City of El Paso de Robles, and adopted on the ___ day of ___, 2026, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John R. Hamon, Jr., Mayor

ATTEST:

Melissa Martin, City Clerk

Exhibit A – CalPERS Amendment to Contract