



Item No. 21 Town of Atherton

CITY COUNCIL STAFF REPORT – CONSENT AGENDA

**TO: HONORABLE MAYOR AND CITY COUNCIL
GEORGE RODERICKS, CITY MANAGER**

THROUGH: GEORGE RODERICKS, CITY MANAGER

FROM: THERESA N. DELLASANTA, DEPUTY CITY MANAGER

DATE: MAY 16, 2018

**SUBJECT: ORDINANCE OF THE COUNCIL OF THE TOWN OF ATHERTON
AUTHORIZING AN AMENDMENT TO THE CONTRACT
BETWEEN THE TOWN OF ATHERTON AND THE BOARD OF
ADMINISTRATION OF THE CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT SYSTEM**

RECOMMENDATION

Approval an Ordinance of the City Council of the Town of Atherton authorizing an Amendment to the contract between the Town and the Board of Administration of the California Public Employees' Retirement System.

BACKGROUND

Council approved this ordinance at their April regular meeting. However, CalPERS indicated that final adoption of the ordinance cannot be on consent. Staff is returning the ordinance to Council for approval on the regular agenda.

During recent salary and benefit negotiations with the Atherton Police Officers' Association (APOA), employees offered to pick up a portion of the Town's employer pension obligation in exchange for an adjustment in salary. Over the course of the 3-year APOA Memorandum of Understanding (MOU), Public Safety staff pick up an additional 3% of the employer share and non-safety will pick up an additional 1%. These are the maximums allowed under CalPERS law. The APOA MOU solidifies the agreement.

CalPERS requires these changes to be done by CalPERS contract amendment in order for the increased member contributions to be credited to each member's account as normal contributions.

The City Council approved a resolution of intention to amend the contract with CalPERS at their January 17 meeting.

ANALYSIS

The Ordinance is the final document necessary to complete the proposed amendment to the contract with CalPERS. The effective date of the resolution is the first payroll in May, 2018.

The classic local safety member contribution rate for impacted members will be 11% of reportable earnings. The new local safety member contribution rate for impacted members will be 14.25% of reportable earnings.

Both groups have already agreed to contribute and are contributing these rates respectively, through the Memorandum of Understanding with the Town. Final adoption of this ordinance will be on the consent agenda in April.

POLICY FOCUS

Members of the APOA have already agreed to contribute additional percentages of the employer share.

FISCAL IMPACT

None.

PUBLIC NOTICE

Public notification was achieved by posting the agenda, with this agenda item being listed, at least 72 hours prior to the meeting in print and electronically. Information about the project is also disseminated via the Town's electronic News Flash and Atherton Online. There are approximately 1,200 subscribers to the Town's electronic News Flash publications. Subscribers include residents as well as stakeholders – to include, but be not limited to, media outlets, school districts, Menlo Park Fire District, service providers (water, power, and sewer), and regional elected officials.

ATTACHMENT

Ordinance
Contract Amendment



Item No. 19 Town of Atherton

CITY COUNCIL STAFF REPORT – REGULAR AGENDA

TO: HONORABLE MAYOR AND CITY COUNCIL

FROM: GEORGE RODERICKS, CITY MANAGER
THERESA DELLASANTA, DEPUTY CITY MANAGER/CITY CLERK

DATE: MAY 16, 2018

SUBJECT: APPROVAL OF RESOLUTION GOVERNING TOWN COMMITTEES; ADOPTION OF RAIL COMMITTEE POLICY ISSUES; AND, IF APPROPRIATE, MODIFICATION OF EXISTING TERMS

RECOMMENDATION

Approve Resolution 18-xx rescinding Resolution 15-10, and Establishing and Governing Town Committees; adoption of Rail Committee Policy Issues; and, if appropriate, modification of existing terms.

BACKGROUND

At the February 21 City Council Meeting, the Council requested an opportunity to have a discussion of the Commission/Committee Resolution and discuss ways to more proactively engage committees in the Town's public engagement and feedback processes.

Staff reviewed Resolution 15-10 with Council at the April 4 Study Session.

ANALYSIS

Attached is the updated committee resolution which incorporates feedback from the April 4 study session. The resolution contains clean up language including terms lengths and charters, appointment of voting members, agenda preparation and future agenda items. Additionally, the Rail Committee Policy Issues document has been updated to reflect current affairs.

With respect to Committee term limits, unless changed by the Council this evening, the following terms limits are specified in the attached resolution:

- Audit/Finance – 2-year terms
- Civic Center Advisory Committee – No term set
- Environmental Programs – 4-year terms

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- Park & Recreation – 4-year terms (2-year terms for Friends and Foundation Members)
- Rail Committee – No term set
- Transportation – 4-year terms
- Bicycle & Pedestrian – 4-year terms

At the April 4 Study Session, the Council discussed the possibility of standardizing the terms of appointments. The Council may take action this evening to modify or standardize appointment terms for committees by changing the resolution. If the Council elections to take such action, staff will identify which member(s) this will affect if the Council wishes to apply such action to current members.

POLICY FOCUS

Commissions and Committees are a vital part of the Town's public engagement and review process. These groups have the ability to gather public input on an issue and provide feedback and recommendations to the City Council for consideration.

When providing a framework for the operation of committees, the City Council should consider the role of each committee, the amount of oversight needed, cost effectiveness, efficiency in decision-making, and the desire of the City Council for direct policy involvement on particular issues.

FISCAL IMPACT

None at this time.

PUBLIC NOTICE

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COMMISSION/COMMITTEE FEEDBACK/REFERRAL

This item ____ has or ___X___ has not been before a Town Committee or Commission.

- ___ Audit/Finance Committee (meets every other month)
- ___ Bicycle/Pedestrian Committee (meets as needed)
- ___ Civic Center Advisory Committee (meets as needed)
- ___ Environmental Programs Committee (meets every other month)
- ___ Park and Recreation Committee (meets each month)
- ___ Planning Commission (meets each month)
- ___ Rail Committee (meets every other month)
- ___ Transportation Committee (meets every other month)

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____ Tree Committee (meets each month)

ATTACHMENT

Commission/Committee Resolution

ORDINANCE XXX

**ORDINANCE OF THE COUNCIL OF THE TOWN OF ATHERTON
AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE TOWN OF
ATHERTON AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA
PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

WHEREAS, the Town entered into a contract with the California Public Employees' Retirement System (CalPERS) in 1945 and numerous amendments since that date; and

WHEREAS, as a result of labor negotiations with the Atherton Police Officers' Association (APOA), the APOA agreed that the safety employees would make an additional employee contribution towards the Employers' portion of the PERS Rate of 2.0% for Classic PERS members and New PERS members; and

WHEREAS, an amendment to the CalPERS contract is needed in order to implement this new benefit.

**NOW, THEREFORE, THE CITY COUNCIL OF THE TOWN OF ATHERTON
DOES ORDAIN AS FOLLOWS:**

SECTION 1. The City Council of the Town of Atherton hereby authorizes entering into the Amendment to Contract between the Board of Administration, California Public Employees' Retirement System and the Town of Atherton (Amendment), a copy of which is attached hereto, marked as "Exhibit 1," and incorporated herein by reference as though set out in full.

SECTION 2. The City Manager of the Town of Atherton is hereby authorized, empowered, and directed to execute the Amendment for and on behalf of the City.

SECTION 3. The City Clerk has prepared and published, at least ten days before the date of adoption, a summary of this ordinance once in a newspaper of general circulation printed and published in Atherton and circulated in the Town of Atherton. A certified copy of the full text of the ordinance was posted in the office of the City Clerk since at least ten days before this date of adoption.

Introduced this 21st day of March, 2018.

Passed and adopted as an Ordinance of the Town of Atherton at a regular meeting thereof held on the May 16, 2018, by the following vote:

Ayes:	Council Members:
Noes:	Council Members:
Abstain:	Council Members:
Absent:	Council Members:

Cary Wiest, Mayor
Town of Atherton

ATTEST:

Theresa N. DellaSanta, City Clerk

APPROVED AS TO FORM:

Bill Conners, City Attorney