

## RESOLUTION NO. 3631-2013

### RESOLUTION OF THE FORT BRAGG CITY COUNCIL MODIFYING THE CALPERS EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MID-MANAGEMENT EMPLOYEES

**WHEREAS**, per Government Code Section 20691, the City of Fort Bragg has the authority to pay all or a portion of the normal member contributions required to be paid by an employee who is a member of the CalPERS retirement system and such payment is commonly referred to as Employer Paid Member Contribution ("EPMC"); and

**WHEREAS**, on March 13, 2006, the Fort Bragg City Council adopted Resolution No. 2948-2006 establishing a time-in-grade-exception whereby Mid-Management employees hired after March 13, 2006 are required to pay 100% of the normal member contributions for the first five years of their total service (either on a continuous or cumulative basis); and

**WHEREAS**, after five years of total service as a City employee (either on a continuous or a cumulative basis), a newly hired Mid-Management employee who is subject to the time-in-grade exception is entitled to payment of EPMC on the same terms that apply to all other employees in the group or class; and

**WHEREAS**, Resolution No. 3473-2011, as amended by Resolution No. 3564-2012, established that beginning after July 31, 2011, for employees covered by this Resolution who are not subject to the time-in-grade exception, the City agrees to pay the full cost of the employer contribution and to pay a 5% (of eligible earnings) contribution for Miscellaneous employees; and 7% (of eligible earnings) contribution for Safety employees as EPMC pursuant to Government Code Section 20691; and effective the first full pay period in July 2012, for employees covered by this Resolution who are not subject to the time-in-grade exception, the City agrees to pay the full cost of the employer contribution and to pay a 3% of (eligible earnings) contribution for Miscellaneous employees; and 5% (of eligible earnings) contribution for Safety employees as EPMC pursuant to Government Code Section 20691; and

**WHEREAS**, Public Employees' Reform Act of 2013 (PEPRA), effective January 1, 2013, made certain changes to both CalPERS retirement plans available to employees hired on or after January 1, 2013; who are not "Classic Employees" as defined by CalPERS; and

**WHEREAS**, on April 8, 2013, the Fort Bragg City Council provided direction to staff to revise the terms regarding payment of EPMC established by Resolution No. 3473-2011, as amended by Resolution No. 3564-2012, for Mid-Management employees covered by this Resolution who are not subject to the time-in-grade exception.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby ratify Resolution No. No. 3473-2011, as amended by Resolution No. 3564-2012 with respect to the time-in-grade-exception for Mid-Management employees with less than five years of total service and, for Mid-Management employees covered by this Resolution who are not subject to the time-in-grade exception and who meet the definition of Classic Employee, the City elects to pay EPMC as follows:

Effective the first full pay period beginning after July 1, 2013, for employees covered by this Resolution who are not subject to the time-in-grade exception, and are hired after March 13, 2006 and before January 1, 2013, the City agrees

to pay the full cost of the employer contribution and to pay 2% (of eligible earnings) contribution for Miscellaneous employees; and 4% (of eligible earnings) contribution for Safety employees as EPMC pursuant to Government Code Section 20691.

**The above and foregoing Resolution was introduced by Councilmember Kraut, seconded by Councilmember Hammerstrom, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 24<sup>th</sup> day of June, 2013, by the following vote:**

**AYES:** Councilmembers Courtney, Deitz, Hammerstrom, Kraut, and Mayor Turner.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None.



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**DAVE TURNER,  
Mayor**

**ATTEST:**

  

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Cynthia M. VanWormer, MMC  
City Clerk