

## **RESOLUTION NO. 19-043**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING AND RESTATING RESOLUTION NO. 16-076 ESTABLISHING THE CITY OF CARSON'S VESTING CONTRIBUTION UNDER GOVERNMENT CODE SECTION 22893.1 RELATING TO THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT**

**WHEREAS**, Government Code 22893.1 provides that the City of Carson (City) contracting under the Public Employees' Medical and Hospital Care Act (PEMHCA) shall establish a post-retirement vesting requirement to employees who retire for service; and

**WHEREAS**, on June 21, 2016, the City Council of the City (City Council) formally created a new unrepresented, non-classified at-will position of employment, subject to the appointing authority of the City Clerk of the City pursuant to Government Code Section 40813, under the title of "Senior Deputy City Clerk;" and

**WHEREAS**, the City Council, by adoption of Resolution No. 19-036 in 2019, changed the title of the "Senior Deputy City Clerk" position to "Chief Deputy City Clerk"; and

**WHEREAS**, by adoption of Resolution No. 19-036 in 2019, the City Council has approved the creation of a new unrepresented, non-classified at-will position of employment under the title of "Chief Deputy City Treasurer," which position is subject to the appointing authority of the City Treasurer of the City, pursuant to Government Code Sections 41006 and 41007; and

**WHEREAS**, the City certifies that unrepresented employees (including the Chief Deputy City Clerk and Chief Deputy City Treasurer) are not represented by a bargaining unit and there is no applicable memorandum of understanding; and

**WHEREAS**, the City certifies that certain employees are represented by a bargaining unit (e.g. Supervisors Association, Assoc. of MGT Employees, AFSCME 809 Council/Class, Confidential Employees, Professional Association, Unclassified AFSCME Represented) and subject to a memorandum of understanding; and

**WHEREAS**, the contracting agency shall provide to the board in the manner prescribed by the board a notification for the agreement established pursuant to this section and any additional information necessary to implement this section; and

**WHEREAS**, the City Council now intends to amend and restate Resolution No. 16-076 to reflect the title change of the position of "Senior Deputy City Clerk" to "Chief Deputy City Clerk" and to establish the City post-retirement vesting contribution for the position of Chief Deputy City Treasurer.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1.** The foregoing recitals are true and correct, and are incorporated herein by reference as though set forth in full.

**Section 2.** Employees hired on or after January 1, 2014 shall be subject to the requirements defined in this vesting resolution.

**Section 3.** The contribution for active employees cannot be less than what is defined in Government Code Section 22892(b).

**Section 4.** The employer's contribution for each annuitant subject to this provision shall be the amount necessary to pay the cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of:

| Code | Group                          | Contribution<br>per Month |
|------|--------------------------------|---------------------------|
| 002  | Chief Deputy<br>City Clerk     | \$1,594.00                |
| 002  | Chief Deputy<br>City Treasurer | \$1,594.00                |

Plus administrative fees and Contingency Fund Assessments.

**Section 5.** Employer contributions for post-retirement health benefits shall not be paid to annuitants with less than 5 years of credited service with the City of Carson. The percentage of the employer's contribution payable for post-retirement health benefits for each annuitant shall be based on the annuitant's completed years of credited service with the City of Carson:

| Credited Years of Service | Percentage of Employer<br>Contribution |
|---------------------------|--|
| 0-4.99                    | 0%                                     |
| 5 years                   | 50%                                    |
| 6 years                   | 60%                                    |
| 7 years                   | 70%                                    |
| 8 years                   | 80%                                    |
| 9 years                   | 90%                                    |
| 10 years                  | 100%                                   |

**Section 6.** In order to receive the employer's contribution payable for post-retirement health benefits, annuitants who retire for disability must meet the credited years of service requirement set forth in Section 5.

**Section 7.** The City of Carson has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above.

**Section 8.** Coverage under the Act shall be effective July 1, 2016 for the Chief Deputy City Clerk position, and March 20, 2019 for the Chief Deputy City Treasurer position.”

**Section 9.** This resolution shall be effective immediately upon its adoption.

**Section 10.** The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

**PASSED, APPROVED and ADOPTED** this 19th day of March, 2019.

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MAYOR ALBERT ROBLES

ATTEST:

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CITY CLERK DONESIA GAUSE-ALDANA

APPROVED AS TO FORM:

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CITY ATTORNEY SUNNY K. SOLTANI

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES    ) ss.  
CITY OF CARSON)

I, Donesia Gause-Aldana, City Clerk of the City of Carson, California, do hereby certify that the whole number of members is five; that the foregoing resolution, being Resolution No. 19-043 was duly and regularly adopted by said City at a regular meeting duly and regularly held on the 19th day of March, 2019 and that the same was passed and adopted by the following vote:

AYES:           COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSTAIN:       COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS

By: \_\_\_\_\_  
                    City Clerk