

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA ELECTING TO BE SUBJECT TO PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO THE NON-REPRESENTED NON-PERS HOURLY EMPLOYEES AND FIXING THE EMPLOYER'S CONTRIBUTION AT AN AMOUNT EQUAL TO OR GREATER THAN THAT PRESCRIBED BY GOVERNMENT CODE SECTION 22892(b)

WHEREAS, Government Code Section 22922(a) provides the benefits of the Public Employees' Medical and Hospital Care Act to employees, retirees, and survivors of local agencies contracting with the Public Employees' Retirement System on proper application by a local agency; and

WHEREAS, Section 22892(a) of the Act provides that a local contracting agency shall fix the amount of the employer's contribution; and

WHEREAS, the City of Pasadena, hereinafter referred to as Public Agency, is a local agency contracting with the Public Employees' Retirement System; and

WHEREAS, the Public Agency desires to obtain for the members of Non-Represented Non-PERS Hourly employees who are active and retired employees and survivors of the agency, the benefit of the Act and to accept the liabilities and obligations of an employer under the Act and Regulations;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena as follows:

1. That the Public Agency elects, and it does hereby elect, to be subject to the provisions of the Act; and be it further
2. That the employer's contribution for each Non-Represented Non-PERS Hourly employee, retiree or survivor shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members in a health benefits plan up to a maximum of PEMHCA Minimum per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further;
3. That City of Pasadena has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
4. That the participation of the employees, retirees, and survivors of City of Pasadena shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that City of Pasadena would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer.

5. That the executive body appoint and direct, and it does hereby appoint and direct the City Clerk to file with the Board of Administration of the Public Employees' Retirement System a verified copy of this Resolution, and to perform on behalf of said Public Agency all functions required of it under the Act and Regulations of the Board of Administration; and be it further

6. That coverage under the Act be effective on March 1, 2015.

ADOPTED at a regular meeting of the City Council of the City of Pasadena held on the 2nd day of February 2015 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

MARK JOMSKY, City Clerk

APPROVED AS TO FORM:

 1-27-15

LESLEY CHEUNG
Deputy City Attorney