

THE BOARD OF DIRECTORS OF THE CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

Adopted this Resolution on 10/13/2015 by the following vote:

AYE: ☐
NO: ☐
ABSENT: ☐
ABSTAIN: ☐
RECUSE: ☐



Resolution No. 2015/5

SUBJECT: Implementing a New Cost of Living Adjustment to the Pension Benefit (Government Code Section 31870) for Employees Represented by United Chief Officers' Association Hired On or After December 1, 2015, Who Become New Members of CCCERA in the PEPRA Retirement Tier

Whereas Government Code section 31483 provides that whenever the Contra Costa Fire Board of Directors has adopted a resolution or ordinance making a particular provision of the County Employees Retirement Law of 1937 (Gov. Code, §§ 31450 et. seq.) applicable, the Board may, through a future resolution or ordinance, terminate the applicability of the provision as to employees of the District whose services commence after a future date specified in the latter ordinance or resolution; and

Whereas Government Code section 31870 provides for a Cost of Living Adjustment to the retirement allowance that shall not exceed two percent (2%) per year and that is banked; and

Whereas Government Code section 31552 provides that each person entering county employment becomes a member of the Contra Costa County Employees Retirement Association (CCCERA) on the first day of the calendar month after his/her entrance into District service, provided that the person enters a classification and position eligible for membership in CCCERA; and

Whereas pursuant to section 31552, persons who enter District employment in classifications eligible for membership in CCCERA on or after December 1, 2015, become members of CCCERA on or after January 1, 2016; and

Whereas the District and the United Chief Officers' Association agreed in the Memorandum of Understanding ratified by the Local and approved by the Board of Directors on August 25, 2015, that for all safety employees represented by the United Chief Officers' Association who become New Members of CCCERA on or after January 1, 2016, in the PEPRA Retirement Tier, the COLA to the employee's retirement allowance shall not exceed two percent (2%) per year and shall be banked.

THE CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT BOARD OF DIRECTORS RESOLVES THAT:

1. Government Code section 31870.1 (banked COLA not to exceed three percent) shall not apply to any employees represented by the United Chief Officers' Association who are hired on or after December 1, 2015, who become New Members of CCCERA (as defined by PEPRA) in the PEPRA Retirement Tier. Instead, Government Code section 31870 (banked COLA not to exceed two percent) shall apply to such employees represented by the United chief Officers' Association who are hired on or after December 1, 2015.
2. The effective date of this resolution is October 13, 2015.

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Contact: Lisa Driscoll, County Finance Director (925) 335-1023

ATTESTED: October 13, 2015

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: Harjit S. Nahal, Assistant County Auditor, Ann Elliott, Employee Benefits Manager, Jeff Carman, Chief CCCFPD