

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

RESOLUTION NO. RES-13-0108

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH APPLYING THE TERMS OF THE AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE LONG BEACH MANAGEMENT ASSOCIATION (AMENDMENT) TO UNREPRESENTED MANAGEMENT EMPLOYEES AS APPROVED BY APPROPRIATE APPOINTING AUTHORITIES OR GOVERNING BOARDS, WHEREBY SALARY INCREASES MAY BE BASED ON MERIT; APPLYING THE RETIREMENT TERMS OF THE AMENDMENT TO THE CITY MANAGER; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE ALL IMPLEMENTING DOCUMENTS AND RELATED ACTIONS

WHEREAS, on November 5, 2013, the City Council considered and approved an Amendment to the Memorandum of Understanding between the City of Long Beach and the Long Beach Management Association (Amendment); and

WHEREAS, on the date of this resolution, the City Council has considered applying the terms of the Amendment to unrepresented management employees as approved by the City Manager and other applicable appointing authorities and governing boards, whereby unrepresented management employee salary increases may be based on merit; and

WHEREAS, on the date of this resolution, the City Council has considered applying the retirement terms of the Amendment to the City Manager.

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

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1 Section 1. That the terms of the Amendment to the Memorandum of
2 Understanding between the City of Long Beach and the Long Beach Management
3 Association (Amendment) approved by Resolution No. RES-13-0107 _____ on
4 November 5, 2013, shall apply to unrepresented management employees as approved
5 by the City Manager and other applicable appointing authorities or governing boards,
6 whereby unrepresented management employee salary increases may be based on merit.
7 For reference purposes, the Amendment is attached hereto as Exhibit "A".

8 Section 2. That the terms of retirement of the Amendment shall apply to
9 the City Manager.

10 Section 3. The City Manager is hereby authorized to execute and
11 implement all documents necessary affecting all matters contained herein as of the
12 operative date of this resolution.

13 Section 4. That the City Manager is authorized and directed to cause the
14 preparation of amendments to the Long Beach Salary Resolution, and to such other
15 documents as may be necessary, to conform such resolution and documents to the
16 provisions of this resolution, and to further cause such conforming amendments to be
17 brought before the City Council and such Boards and Commissions as may be required
18 by law to act upon them, and the City Attorney is requested to cooperate fully with the
19 City Manager in order to cause the required documents to be prepared as required by
20 law and brought before the appropriate bodies.

21 Section 5. This resolution shall take effect immediately upon its adoption
22 by the City Council. All dates contained in the Amendment to the Memorandum of
23 Understanding that have retroactive application shall be given full force and effect as
24 though adopted by the City Council on the dates specified in the Amendment. The City
25 Clerk shall certify the vote adopting this resolution.

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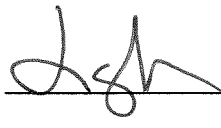
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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of November 5, 2013 by the following vote:

Ayes: Councilmembers: Garcia, Lowenthal, DeLong, O'Donnell,
Andrews, Austin, Neal.

Noes: Councilmembers: Schipske, Johnson.

Absent: Councilmembers: None.



City Clerk

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**AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN
THE CITY OF LONG BEACH AND
THE LONG BEACH MANAGEMENT ASSOCIATION**

The City of Long Beach and the Long Beach Management Association (LBMA) agree to amend the October 1, 2010 to September 30, 2011 Memorandum of Understanding as follows:

All existing terms and conditions set forth in that agreement shall remain unchanged for the term of the extension, except as modified below:

1) Article One: Section II – Term

The labor agreement will be extended to expire on September 30, 2015.

2) Article Two: Section I – Compensation

The Salary Resolution will be amended to provide for the following salary increases:

October 1, 2013 - 5%

October 1, 2014 - 4%

3) Article Five: Section 1 – Retirement

Effective October 1, 2013, or shortly thereafter, all represented CalPERS members agree to pay the full employee share of PERS. Eligible Safety members shall receive an equivalent offset to pick-up the remaining portion of the full 9% employee share of CalPERS. Eligible Miscellaneous members shall receive an equivalent offset to pick-up the remaining portion of the full 8% employee share of CalPERS. Effective October 1, 2013, or shortly thereafter, the City will no longer designate EPMC as compensation earnable and report it as such to PERS for members of the bargaining unit.

4) Additionally

The City and LBMA agree to a reopener on these topics if the City comes to new terms with the IAM prior to completion of the full term:

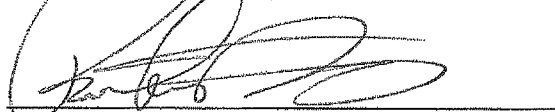
- a. The Fair Labor Standards Act (FLSA) application
- b. Sick Leave Conversion

In witness thereof, the parties hereto have caused this Amendment to the Memorandum of Understanding to be executed this 5th day of NOVEMBER, 2013.

FOR THE LONG BEACH MANAGEMENT ASSOCIATION:



Craig Beck, President
Long Beach Management Association


Diko Melkonian
Long Beach Management Association



Robert Luman Jr.
Long Beach Management Association



Tony Foster, Secretary-Treasurer
Long Beach Management Association


FOR THE CITY OF LONG BEACH:

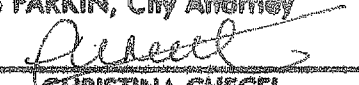

Patrick H. West
City Manager


Deborah R. Mills
Director of Human Resources


Ken Walker
Manager, Personnel Operations


Tara McLean
Human Resources Officer


Dana Anderson
Personnel Analyst I

APPROVED AS TO FORM
November 18, 2013
CHARLES PARKIN, City Attorney
By 
CHRISTINA CHECEL
PRINCIPAL DEPUTY CITY ATTORNEY