

OFFICE OF THE CITY ATTORNEY
Long Beach, California

C-4

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November 9, 2010

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt Resolution of the City Council of the City of Long Beach in Support of
Banning Retroactive Pension Increases.

DISCUSSION


Pursuant to your request of October 5, 2010, this office has prepared and
submits the above-described resolution for your consideration.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

ROBERT E. SHANNON, City Attorney

By 
J. CHARLES PARKIN
Principal Deputy City Attorney

JCP:abc
A10-02918
L:\Apps\CityLaw32\WPDocs\D007\P014\00223734.DOC
Attachment

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

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH IN SUPPORT OF BANNING
RETROACTIVE PENSION INCREASES

WHEREAS, in 2001 and 2002, pursuant to state legislation, the Long
Beach City Council approved increases to the pension benefits which were retroactive;
and

WHEREAS, under state law, vested pension benefits cannot be decreased,
but can be increased; and

WHEREAS; under current law all pension increases are automatically made
retroactive; and

WHEREAS, when pay and benefits are negotiated with employees, it is
common sense that only future pay and benefits should be affected; and

WHEREAS; maintaining an adequately funded pension system is important
to both the taxpayers and employees; and

WHEREAS, the City Council of the City of Long Beach supports state
legislation which would ban retroactive changes to pension benefits;

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

Section 1. The City of Long Beach hereby strongly opposes retroactive
pension increases or "retroactive pension spiking."

Section 2. The City of Long Beach urges the state legislature to ban the
practice of retroactive changes to pension benefits.

Section 3. The City Clerk is directed to transmit a copy of this resolution
to the members of the Long Beach delegation, to the California Assembly and Senate, to
the League of California Cities, and to other officials, agencies, entities, and individuals

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1 as may be deemed appropriate by the City Manager.

2 Section 4. This resolution shall take effect immediately upon its adoption
3 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

4 I hereby certify that the foregoing resolution was adopted by the City
5 Council of the City of Long Beach at its meeting of _____, 2010, by the
6 following vote:

7

8 Ayes: Councilmembers: _____

9 _____

10 _____

11 _____

12 Noes: Councilmembers: _____

13 _____

14 Absent: Councilmembers: _____

15 _____

16 _____

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18 _____
City Clerk

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