

OFFICE OF THE CITY ATTORNEY
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1 RESOLUTION NO. RES-22-0065

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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING AN AMENDMENT
5 TO THE 2019-2022 MEMORANDUM OF UNDERSTANDING
6 FOR LONG BEACH LIFEGUARD ASSOCIATION, AND
7 AMENDMENTS TO THE 2019-2023 MEMORANDUM OF
8 UNDERSTANDING (MOUs) FOR LONG BEACH
9 ASSOCIATION OF CONFIDENTIAL EMPLOYEES, LONG
10 BEACH CITY ATTORNEYS ASSOCIATION, LONG BEACH
11 CITY PROSECUTORS ASSOCIATION, AND LONG BEACH
12 MANAGEMENT ASSOCIATION; DIRECTING THE CITY
13 MANAGER TO EXECUTE THE AMENDMENTS TO SUCH
14 MEMORANDUMS OF UNDERSTANDING; AND DIRECTING
15 CERTAIN IMPLEMENTING AND RELATED ACTIONS

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17 WHEREAS, on the date of this resolution, the City Council has considered
18 Amendments to the Memorandum of Understanding between the City of Long Beach and
19 the Long Beach Lifeguard Association, Long Beach Association for Confidential
20 Employees, Long Beach City Attorneys Association, Long Beach City Prosecutors
21 Association, and Long Beach Management Association (collectively "Amendments"); and

22 WHEREAS, it is the desire of the City Council to authorize the Amendments
23 and to provide for their implementation; and

24 WHEREAS, the Amendments would allow the City, on behalf of employees
25 in the impacted collective bargaining groups, to deposit any future employer contributions
26 into a separate 401(a) plan account in lieu of the 457(b) plan; and

27 WHEREAS, currently, employer contributions offset the annual deferral
28 limits that an employee is eligible for, thereby limiting the maximum amount that an

1 employee can defer on a pre-tax; and

2 WHEREAS, as a result of the Amendments, employees will be able to
3 contribute pre-tax dollar amounts to the 457(b) plan up to the IRS annual limits,
4 irrespective of the employer contribution amounts, which is currently not an allowable
5 provision of the City's Deferred Compensation Plan (DCP); and

6 WHEREAS, the amended provision shall not be construed as a change in
7 the members' current deferred compensation contributions, nor does the amendment
8 allow employees to individually contribute to a 401(a) account through MissionSquare.

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

11 Section 1. The City Manager is hereby authorized to amend the
12 Memorandum of Understanding between the City of Long Beach and the Long Beach
13 Lifeguard Associations, Long Beach Association for Confidential Employees, Long Beach
14 City Attorneys Association, Long Beach City Prosecutors Association, and Long Beach
15 Management Association, and is hereby authorized to execute said Amendments on
16 behalf of the City and to implement, pursuant to Sections 503 and 504 of the Long Beach
17 City Charter, all matters affecting compensation contained in and prescribed by the
18 Amendments as of the operative date of this resolution.

19 Section 2. The City Manager is also authorized and directed to cause the
20 preparation of amendments to the Memorandums of Understanding, and to such other
21 documents as may be necessary, to conform such resolution and documents to the
22 provisions of the Amendments and this resolution, and the City Attorney is requested to
23 cooperate fully with the City Manager in order to cause the required documents to be
24 prepared as required by law and brought before the appropriate bodies.

25 Section 3. This resolution shall take effect immediately upon its adoption
26 by the City Council. The City Clerk shall certify the vote adopting this resolution.

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