

ORDINANCE NO. 7655

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA,
AUTHORIZING AN AMENDMENT TO THE CONTRACT
BETWEEN THE CITY OF RIVERSIDE AND THE BOARD OF
ADMINISTRATION OF THE CALIFORNIA PUBLIC
EMPLOYEES' RETIREMENT SYSTEM.


The City Council of the City of Riverside does ordain as follows:

Section 1: That an amendment to the contract between the City of Riverside and the Board of Administration of the California Public Employees' Retirement System is hereby authorized. A true and correct copy of said amendment is attached hereto, marked Exhibit, and incorporated herein by reference.

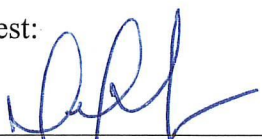
Section 2: The City Manager, or his designee, is hereby authorized, empowered, and directed to execute said amendment for and on behalf of the City of Riverside.

Section 3: The City Clerk shall certify to the adoption of this ordinance and cause publication once in a newspaper of general circulation in accordance with Section 414 of the Charter of the City of Riverside. This ordinance shall become effective on the 30th day after the date of its adoption.

ADOPTED by the City Council this 7th day of November, 2023.


PATRICIA LOCK DAWSON
Mayor of the City of Riverside

Attest:



DONESIA GAUSE
City Clerk of the City of Riverside


1 I, Donesia Gause, City Clerk of the City of Riverside, California, hereby certify that the
2 foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the 10th
3 day of October, 2023, and that thereafter the said ordinance was duly and regularly adopted at a
4 meeting of the City Council on the 7th day of November, 2023, by the following vote, to wit:

5 Ayes: Edwards, Cervantes, Fierro, Plascencia, Perry, and Hemenway

6 Noes:

7 Absent: Conder

8 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the
9 City of Riverside, California, this 8th day of November, 2023.

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12 DONESIA GAUSE
13 City Clerk of the City of Riverside
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EXHIBIT

California
Public Employees' Retirement System

AMENDMENT TO CONTRACT

Between the
Board of Administration
California Public Employees' Retirement System
and the
City Council
City of Riverside

The Board of Administration, California Public Employees' Retirement System, hereinafter referred to as Board, and the governing body of the above public agency, hereinafter referred to as Public Agency, having entered into a contract effective July 1, 1945, and witnessed July 1, 1945, and as amended effective January 1, 1952, June 1, 1953, October 1, 1954, July 1, 1959, September 20, 1963, November 13, 1964, September 17, 1965, September 13, 1968, December 29, 1972, August 16, 1973, November 1, 1974, June 27, 1975, December 12, 1975, November 21, 1980, January 1, 1983, January 13, 1984, September 19, 1986, April 1, 1988, September 21, 1990, May 20, 1994, July 14, 1998, May 15, 1999, September 28, 2001, May 10, 2002, August 30, 2002, December 17, 2004, June 2, 2006, June 11, 2011, December 16, 2011, June 13, 2012, March 9, 2018, January 11, 2019, January 10, 2020, January 8, 2021, January 7, 2022, and April 28, 2023, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

- A. Paragraphs 1 through 19 are hereby stricken from said contract as executed effective April 28, 2023, and hereby replaced by the following paragraphs numbered 1 through 19 inclusive:

1. All words and terms used herein which are defined in the Public Employees' Retirement Law shall have the meaning as defined therein unless otherwise specifically provided. "Normal retirement age" shall mean age 55 for classic local miscellaneous members, age 62 for new local miscellaneous members, age 50 for classic local police members and those classic local fire members entering membership in the fire classification on or prior to June 11, 2011, age 55 for classic local fire members entering membership for the first time in the fire classification after June 11, 2011, and age 57 for new local safety members.
2. Public Agency shall participate in the Public Employees' Retirement System from and after July 1, 1945, making its employees as hereinafter provided, members of said System subject to all provisions of the Public Employees' Retirement Law except such as apply only on election of a contracting agency and are not provided for herein and to all amendments to said Law hereafter enacted except those, which by express provisions thereof, apply only on the election of a contracting agency.
3. Public Agency agrees to indemnify, defend and hold harmless the California Public Employees' Retirement System (CalPERS) and its trustees, agents and employees, the CalPERS Board of Administration, and the California Public Employees' Retirement Fund from any claims, demands, actions, losses, liabilities, damages, judgments, expenses and costs, including but not limited to interest, penalties and attorney fees that may arise as a result of any of the following:
 - (a) Public Agency's election to provide retirement benefits, provisions or formulas under this Contract that are different than the retirement benefits, provisions or formulas provided under the Public Agency's prior non-CalPERS retirement program.
 - (b) Any dispute, disagreement, claim, or proceeding (including without limitation arbitration, administrative hearing, or litigation) between Public Agency and its employees (or their representatives) which relates to Public Agency's election to amend this Contract to provide retirement benefits, provisions or formulas that are different than such employees' existing retirement benefits, provisions or formulas.
 - (c) Public Agency's agreement with a third party other than CalPERS to provide retirement benefits, provisions, or formulas that are different than the retirement benefits, provisions or formulas provided under this Contract and provided for under the California Public Employees' Retirement Law.

4. Employees of Public Agency in the following classes shall become members of said Retirement System except such in each such class as are excluded by law or this agreement:
 - a. Local Fire Fighters (herein referred to as local safety members);
 - b. Local Police Officers (herein referred to as local safety members);
 - c. Employees other than local safety members (herein referred to as local miscellaneous members).
5. In addition to the classes of employees excluded from membership by said Retirement Law, the following classes of employees shall not become members of said Retirement System:
 - a. **CROSSING GUARDS HIRED ON OR AFTER JUNE 1, 1953;**
 - b. **PARKING ATTENDANTS HIRED ON OR AFTER SEPTEMBER 1, 1973; AND**
 - c. **GENERAL SERVICE WORKER (R.E.S.E.T) PROGRAM HIRED ON OR AFTER MAY 15, 1999, AND FOR ONE YEAR. AFTER THAT TIME, SHOULD AN INDIVIDUAL REMAIN IN EMPLOYMENT AND WORK 1,000 HOURS IN A FISCAL YEAR, THE INDIVIDUAL MUST BE BROUGHT INTO MEMBERSHIP.**
6. Prior to January 1, 1975, those members who were hired by Public Agency on a temporary and/or seasonal basis not to exceed 6 months were excluded from PERS membership by contract. Government Code Section 20336 superseded this contract provision by providing that any such temporary and/or seasonal employees are excluded from PERS membership subsequent to January 1, 1975. Legislation repealed and replaced said Section with Government Code Section 20305 effective July 1, 1994.
7. This contract shall be a continuation of the contract of the Redevelopment Agency of the City of Riverside, hereinafter referred to as "Former Agency". The accumulated contributions, assets and liability for prior and current service under the Former Agency's contract shall be merged pursuant to Section 20508 of the Government Code. Such merger occurred August 21, 1987.

- b. Section 21222.1 (One-Time 5% Increase - 1970). Legislation repealed said Section effective January 1, 1980.
- c. Section 21222.2 (One-Time 5% Increase - 1971). Legislation repealed said Section effective January 1, 1980.
- d. Sections 21624 and 21626 (Post-Retirement Survivor Allowance).
- e. Section 21024 (Military Service Credit as Public Service).
- f. Section 21325 (One-Time 3% to 15% Increase For Local Miscellaneous Members and Local Safety Members Who Retired or Died Prior to January 1, 1974). Legislation repealed said Section effective January 1, 2002.
- g. Section 21326 (One-Time 1% to 7% Increase For Local Miscellaneous Members and Local Safety Members Who Retired or Died Prior to July 1, 1974). Legislation repealed said Section effective January 1, 2002.
- h. Section 20042 (One-Year Final Compensation) for classic local fire members entering membership on or prior to June 11, 2011, classic local miscellaneous members entering membership on or prior to December 16, 2011, and for those classic local police members entering membership on or prior to June 13, 2012.
- i. Section 21335 (3% Cost-of-Living Allowance, base year 1981).
- j. Section 21635 (Post-Retirement Survivor Allowance to Continue After Remarriage).
- k. Section 21548 (Pre-Retirement Option 2W Death Benefit) for local miscellaneous members only.
- l. Section 20475 (Different Level of Benefits): Section 21363.1 (3% @ 55 Full formula) and Section 20037 (Three-Year Final Compensation) are applicable to classic local fire members entering membership for the first time with this agency in the fire classification after June 11, 2011.

Section 20037 (Three-Year Final Compensation) is applicable to classic local miscellaneous members entering membership for the first time with this agency in the miscellaneous classification after December 16, 2011.

Section 20037 (Three-Year Final Compensation) is applicable to classic local police members entering membership for the first time with this agency in the police classification after June 13, 2012.

m. Section 20516 (Employees Sharing Additional Cost):

From and after March 9, 2018, and until January 11, 2019, 1.5% for first tier and second tier classic local police members.

From and after January 11, 2019, and until January 10, 2020, 3% for first tier and second tier classic local police members.

From and after January 10, 2020, and until April 28, 2023, 4.5% for first tier and second tier classic local police members.

From and after January 11, 2019, and until January 10, 2020, 2.5% for first tier and second tier classic local fire members.

From and after January 10, 2020, and until January 8, 2021, 5% for first tier and second tier classic local fire members.

From and after January 8, 2021, and until January 7, 2022, 7% for first tier and second tier classic local fire members.

From and after January 7, 2022, 8% for first tier and second tier classic local fire members.

From and after April 28, 2023, 5.5% for first tier and second tier classic local police members in the Riverside Police Administrators' Association.

From and after April 28, 2023, and until the effective date of this amendment to contract, 5.5% for first tier and second tier classic local police members in the Unrepresented Police Management group.

From and after April 28, 2023, 4.5% for first tier and second tier classic local police members in the Riverside Police Officers' Association.

From and after April 28, 2023, 4.5% for first tier and second tier classic local police members in the Riverside Police Officers' Association, Supervisory Unit.

From and after the effective date of this amendment to contract, 1% for third tier classic local fire members in the Riverside Firefighters' Association.

From and after the effective date of this amendment to contract, 6.5% for first tier and second tier classic local police members in the Unrepresented Police Management group.

From and after the effective date of this amendment to contract, 1% for third tier classic local fire members in the Riverside Fire Management group.

The portion of the employer's contribution that the member agrees to contribute from his or her compensation, over and above the member's normal contribution ("Cost Sharing Percentage"), shall not exceed the Employer Normal Cost Rate, as that rate is defined in the CalPERS Actuarial Valuation for the relevant fiscal year. If the Cost Sharing Percentage will exceed the relevant Employer Normal Cost Rate, the Cost Sharing Percentage shall automatically be reduced to an amount equal to, and not to exceed, the Employer Normal Cost Rate for the relevant fiscal year.

15. Public Agency, in accordance with Government Code Section 20790, ceased to be an "employer" for purposes of Section 20834 effective on December 12, 1975. Accumulated contributions of Public Agency shall be fixed and determined as provided in Government Code Section 20834, and accumulated contributions thereafter shall be held by the Board as provided in Government Code Section 20834.
16. Public Agency shall contribute to said Retirement System the contributions determined by actuarial valuations of prior and future service liability with respect to local miscellaneous members and local safety members of said Retirement System.
17. Public Agency shall also contribute to said Retirement System as follows:
 - a. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract to cover the costs of administering said System as it affects the employees of Public Agency, not including the costs of special valuations or of the periodic investigation and valuations required by law.
 - b. A reasonable amount, as fixed by the Board, payable in one installment as the occasions arise, to cover the costs of special valuations on account of employees of Public Agency, and costs of the periodic investigation and valuations required by law.

18. Contributions required of Public Agency and its employees shall be subject to adjustment by Board on account of amendments to the Public Employees' Retirement Law, and on account of the experience under the Retirement System as determined by the periodic investigation and valuation required by said Retirement Law.
19. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within fifteen days after the end of the period to which said contributions refer or as may be prescribed by Board regulation. If more or less than the correct amount of contributions is paid for any period, proper adjustment shall be made in connection with subsequent remittances. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

B. This amendment shall be effective on the _____ day of _____, _____.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

CITY COUNCIL
CITY OF RIVERSIDE

BY _____
MELODY BENAVIDES, CHIEF
PENSION CONTRACTS AND PREFUNDING
PROGRAMS DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY _____
PRESIDENT OFFICER

Witness Date _____

Attest: _____

Clerk

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Riverside, California 92522

Publication: The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc: 0011633375

FILE NO. 0011633375


PROOF OF PUBLICATION

I am a citizen of the United States. I am over the age of eighteen years and not party to or interested in the above-entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper of general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/14/2023

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Date: November 14, 2023.
At: Riverside, California



Signature

ORDINANCE NO. 7652

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING NUMEROUS SECTIONS OF TITLE 19 OF THE RIVERSIDE MUNICIPAL CODE REGARDING ZONING.

Ayes: Councilmembers Edwards, Cervantes, Fierro, Plascencia, Perry, and Hemenway
Absent: Councilmember Conder

ORDINANCE NO. 7653

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING THE ZONING MAP OF THE CITY OF RIVERSIDE PURSUANT TO CHAPTER 19.090 OF THE RIVERSIDE MUNICIPAL CODE BY REZONING APPROXIMATELY 0.24-ACRES OF REMNANT PROPERTY FROM THE FORMER RIVERSIDE WATER COMPANY'S UPPER CANAL RIGHT-OF-WAY, LOCATED AT THE SOUTHWEST CORNER OF ARLINGTON AND INDIANA AVENUES, FROM THE R-1-7000 - SINGLE FAMILY RESIDENTIAL ZONE TO CR - COMMERCIAL RETAIL ZONE.

Ayes: Councilmembers Edwards, Cervantes, Fierro, Plascencia, Perry, and Hemenway
Absent: Councilmember Conder

ORDINANCE NO. 7654

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING CHAPTER 3.30 OF THE RIVERSIDE MUNICIPAL CODE, TO ADD AN ADDITIONAL CATEGORY TO THE SCHEDULE OF REGULATION, PRODUCTS, AND SERVICES FOR COMMERCIAL CANNABIS SALES PERMIT FEE.

Ayes: Councilmembers Edwards, Cervantes, Fierro, Plascencia, Perry, and Hemenway
Absent: Councilmember Conder

ORDINANCE NO. 7655

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF RIVERSIDE AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

Ayes: Councilmembers Edwards, Cervantes, Fierro, Plascencia, Perry, and Hemenway
Absent: Councilmember Conder

Full copies of these ordinances adopted by the City Council on November 7, 2023, are available at www.riversideca.gov and in the Office of the City Clerk, City Hall, 3900 Main Street, Riverside, California.

DONESIA GAUSE
City Clerk

The Press-Enterprise
Published: 11/14/23