CITY OF CERRITOS

RESOLUTION NO. 2026-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CERRITOS AMENDING RESOLUTION NO. 2025-02 AND MEMORANDUM OF UNDERSTANDING ATTACHED THERETO TO CLARIFY LANGUAGE REGARDING CALPERS EMPLOYER PAID MEMBER CONTRIBUTIONS (EPMC)

WHEREAS, Chapter 10, Sections 3500 to 3511, of the Government Code of the State of California states that one of its purposes is to promote improved employer-employee relations between public employers and their employees by establishing uniform and orderly methods of communication between employees and the public agencies by which they are employer; and

WHEREAS, Government Code Sections 3507 and 3507.5 empower a City to adopt reasonable rules and regulations, after consultation in good faith with representatives of its employee organizations, for the administration of employer-employee relations; and

WHEREAS, the City of Cerritos has consulted in good faith with individuals who claim to represent the American Federation of State County and Municipal Employees, Local 619, District Council 36, which is the only employee organization known to the City which claims to include employees of the City, concerning the rules and regulations for the administration of employer-employee relations set forth herein; and

WHEREAS, on January 9, 2025, the City Council of the City of Cerritos adopted Resolution No. 2025-02 approving the Part-Time Memorandum of Understanding including provisions regarding retirement benefits and contributions;

WHEREAS, the City now desires to amend Resolution 2025-02 and the Memorandum of Understanding attached thereto as Attachment A to comply with guidance provided by the California Public Employees Retirement Systems (CalPERS) regarding language clarification of Employer Paid Member Contributions paid by the City for classic CalPERS members hired by the City on or after July 1, 2011.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CERRITOS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1.

Article 31 of Resolution 2025-02 Attachment A shall be amended to read in its entirety as follows:

"ARTICLE 31 RETIREMENT SYSTEM
Public Employees' Retirement System (PERS).

Employees who work more than 1,000 hours in a fiscal year may participate in the Public Employees' Retirement System – the PERS program. Employees eligibility for benefit options and formulas are in accordance with PERS contract with the City of Cerritos, PERS rules and regulations and the effective dates (as determined by PERS) of each amendment.

Retirement Formula

Effective December 1, 2002, the City amended its contract with PERS to provide the PERS 3% at age 60 benefit formula.

Effective with the Memorandum of Understanding of 2004-2006, the City amended its contract with PERS to provide the PERS 2.5% at age 55 benefit formula to employees hired by the City after the PERS contract is amended. Employees hired after this amendment will not be eligible for the 3% at age 60 benefit formula.

Effective with the PERS amendment, the City will provide the PERS 2% at 60 benefit formula to employees hired by the City after the PERS contract is amended. Employees hired after this amendment will not be eligible for the 3% at age 60 or the 2.5% at age 55 benefit formulas.

In compliance with the California Public Employees' Pension Reform Act of 2013 (PEPRA), the City will provide "New Members", hired by the City on or after January 1, 2013 and that meet the PERS "New Member" definition, the PERS 2% at age 62 benefit formula. All "New Members" will be subject to the terms and conditions of PEPRA and will not be eligible for the 3% at age 60 or the 2.5% at age 55 or the 2% at age 60 benefit formulas.

Member Contributions

For classic CalPERS members hired by the City prior to July 1, 2011, the City shall pay to CalPERS the member contribution of eight percent (8%) as Employer Paid Member Contribution (EPMC). The value of EPMC is reported to CalPERS by the City as special compensation as required by and subject to applicable CalPERS regulations. Classic CalPERS members hired *by the City on or after* July 1, 2011 will be required to pay *eight* percent (8%) of their base salary *as* the employee's *member* contribution to the Public Employees' Retirement System. *No EPMC is paid by the City for classic CalPERS members hired by the City on or after July 1, 2011.*

Effective with the California Public Employees' Pension Reform Act of 2013 (PEPRA), "New Members" hired after *on or after* January 1, 2013 as defined by PERS shall pay 50% of the pension contribution rate. This contribution rate is calculated by PERS and is subject to change.

Optional Benefits

The following PERS options are also included in the City's contract with PERS. Benefit details, eligibility and effective dates are specified by PERS. PEPRA limits the availability of some or all of these options for those defined by PERS as "New Members."

Section 20042	1. Final Compensation – Single Highest Year
Section 21024	2. Military Service Credit – Buy-Back (1976)
Section 21427	3. Disability Retirement Allowance – Maximum 50%
Section 21620	4. Retired Death Benefit $500
Section 21329	5. COLA 2%
Section 21574	6. 4th Level 1959 Survivor Benefit

Section 21551	7. Death Benefit continues if spouse remarries
Section 21624/26/28	8. Post Retirement Survivor Allowance (PRSA) 50%
Section 21635	9. PRSA continues if spouse remarries
Section 21548	10. Optional Settlement 2 Death Benefit

Public Agency Retirement System (PARS).

Employees hired by the City in a position classified as permanent full-time prior to July 1, 2004 will be eligible for the following benefit (all other employees are excluded):

Effective with the PERS 3% at 60 amendment, non-retired employees and members of PERS who retire with a service retirement through PERS and Cerritos City service concurrently will be provided a coordinated 0.5% supplement to their PERS retirement program for their years of service with Cerritos. The coordinated PERS and PARS benefit is limited to the 3% maximum earned by age 60 in the PERS plan and is subject to the terms and conditions set forth in the PARS plan document for currently employed, full-time, non-exempt employees."

SECTION 2. This Resolution shall take effect immediately upon its adoption.

SECTION 3. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED AND ADOPTED this 9th day of February, 2026.

Frank Aurelio Yokoyama
Mayor

ATTEST:

Alicia Alvarez
Assistant City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CERRITOS)

I, Alicia Alvarez, Assistant City Clerk of the City of Cerritos, California, DO HEREBY CERTIFY that the foregoing **Resolution No. 2026-06** was duly approved and adopted by the City Council of the City of Cerritos at a Regular Meeting held on the 9th day of February, 2026, and that it was so adopted as follows:

AYES:	Councilmembers –	Hong, Pulido, Tse, Johnson, Yokoyama
NOES:	Councilmembers –	None
ABSENT:	Councilmembers –	None
ABSTAIN:	Councilmembers –	None

DATED: February 9, 2026

Alicia Alvarez, Assistant City Clerk