

ORDINANCE NUMBER O- 21831 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 02 2024

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SAN DIEGO AND THE SAN DIEGO FIREFIGHTERS, I.A.F.F. LOCAL 145 REGARDING POST-EMPLOYMENT HEALTH BENEFITS FOR ELIGIBLE EMPLOYEES WHO WERE HIRED BEFORE JULY 1, 2005, AND RETIRE AFTER MARCH 31, 2012, INCREASING THE CITY'S CONTRIBUTION TO THE TRUST.

WHEREAS, on February 7, 2012, the San Diego City Council (Council) adopted Ordinance O-20131, which approved and ratified the Memorandum of Understanding between the City of San Diego (City) and the San Diego Firefighters, I.A.F.F. Local 145 (Local 145) for the term of April 1, 2012 through March 31, 2027, regarding Post-Employment Health Benefits for eligible employees who were hired before July 1, 2005, and retire after March 31, 2012 (MOU); and

WHEREAS, on June 26, 2012, Council adopted Ordinance O-20171, which amended the MOU to provide that mandatory employee contributions to the Post-Employment Health Benefits Plan would be made on a post-tax basis to comply with applicable federal tax laws; and

WHEREAS, on August 4, 2016, Council adopted Ordinance O-20698, which amended and restated the MOU to provide for a \$25 City contribution to the Southern California Firefighters Benefit Trust (Trust), effective July 1, 2016, and removed the "Me-Too" Clause previously set forth in Article 9; and

WHEREAS, on June 26, 2023, Council adopted Ordinance O-21663, which extended the term of the MOU through March 31, 2042; and

WHEREAS, the City has met and conferred with Local 145 and reached a Total Package Tentative Agreement (Tentative Agreement) for a successor Memorandum of Understanding for

the period July 1, 2024 through June 30, 2026, which is being presented to Council for final determination and approval on June 11, 2024; and

WHEREAS, as part of the Tentative Agreement, the City and Local 145 have agreed to reopen the MOU and amend it to increase the City's contribution to the Trust by \$25 per pay period (for a total of \$50 City contribution), effective the first full pay period after August 1, 2025, and by an additional \$25 per pay period (for a total of \$75 City contribution), effective the first full pay period after February 1, 2026; and

WHEREAS, Council now desires to approve the agreement with Local 145 to reopen the MOU and amend it to increase the City's contribution to the Trust by \$25 per pay period, effective the first full pay period after August 1, 2025, and by an additional \$25 per pay period, effective the first full pay period after February 1, 2026; and

WHEREAS, this ordinance must be approved by a two thirds majority vote of the Council, in accordance with San Diego Charter section 11.2 and Article 5 of the MOU; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

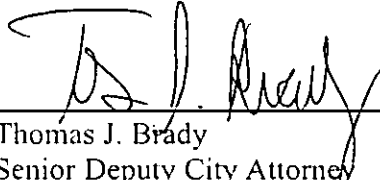
BE IT ORDAINED, by the City Council of the City of San Diego, as follows:

Section 1. That pursuant to the Meyers-Miliias-Brown Act and City Council Policy 300-06, the City Council approves the amending of the MOU by increasing the City's contribution to the Trust by \$25 per pay period, effective the first full pay period after August 1, 2025, and by an additional \$25 per pay period, effective the first full pay period after February 1, 2026.

Section 2. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage, in accordance with Charter section 99.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By  _____
Thomas J. Brady
Senior Deputy City Attorney

TJB:jvg
June 4, 2024
Or.Dept: Human Resources
Doc. No. 3670549

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUN 25 2024.

DIANA J.S. FUENTES
City Clerk

By  _____
Deputy City Clerk

Approved: 7/1/24

(date)

 _____
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

(NOTE: The date of final passage is July 2, 2024, which represents the day this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

JUN 25 2024

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 02 2024.

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Krystelle Medina, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JUN 11 2024, and on JUL 02 2024.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Krystelle Medina, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 21831