

CITY OF LOS ANGELES  
CALIFORNIA

HOLLY L. WOLCOTT  
Interim City Clerk



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MAYOR

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When making inquiries relative to  
this matter, please refer to the  
Council File No.

August 27, 2013

To All Interested Parties:

**Chief Legislative Analyst**

I HEREBY CERTIFY that the City Council adopted the action(s), as attached, under  
Council File No. 13-0002-S111, at its meeting held August 21, 2013.

  
City Clerk  
kw

cc: 8 Certified copies sent to Sacramento Representatives

Mayor's Time Stamp  
RECEIVED  
2013 AUG 23 PM 12:16  
CITY OF LOS ANGELES

City Clerk's Time Stamp  
CITY CLERK'S OFFICE  
2013 AUG 23 AM 11:58  
CITY CLERK  
BY \_\_\_\_\_  
DEPUTY

SUBJECT TO THE CONCURRENCE OF THE MAYOR

COUNCIL FILE NO. 13-0002-S111

COUNCIL DISTRICT \_\_\_\_\_

COUNCIL APPROVAL DATE AUGUST 21, 2013

RE: CITY'S 2013-14 STATE LEGISLATIVE PROGRAM SUPPORT FOR AB 160 (ALEJO) THAT WOULD EXEMPT FROM THE CALIFORNIA PUBLIC EMPLOYEES' PENSION REFORM ACT OF 2013 CERTAIN RETIREMENT PLANS FOR PUBLIC EMPLOYEES WHOSE COLLECTIVE BARGAINING RIGHTS ARE PROTECTED BY A SPECIFIED PROVISION OF FEDERAL LAW

LAST DAY FOR MAYOR TO ACT SEP 03 2013  
[10 Day Charter requirement as per Charter Section 231(h)]

**DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY**

APPROVED  
✓

\*DISAPPROVED  
\_\_\_\_\_

\*Transmit objections in writing pursuant to Charter Section 231 (h)

DATE OF MAYOR APPROVAL OR DISAPPROVAL 8/26/13

E. G. [Signature]  
MAYOR

vcw

RECEIVED  
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2013 AUG 27 AM 8:56  
BY \_\_\_\_\_  
CITY CLERK  
DEPUTY

MOTION

I MOVE that the Council adopt the attached substitute Resolution in place of Resolution (Parks - O'Farrell), Item #31 on today's Council agenda (CF#13-0002-S111), relative to support for AB 160 (Alejo) that would exempt from the California Public Employees' Pension Reform Act of 2013 certain retirement plans for public employees whose collective bargaining rights are protected by a specified provision of federal law.

PRESENTED BY: Paul Kerkorian  
PAUL KREKORIAN  
Councilmember, 2nd District

Bernard C. Parks  
BERNARD C. PARKS  
Councilmember, 8<sup>th</sup> District

SECONDED BY: U R

msr

**ADOPTED**  
AUG 21 2013  
LOS ANGELES CITY COUNCIL

ORIGINAL

## RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, after the recent passage of the California Public Employees' Pension Reform Act of 2013 (PEPRA), several public transit unions objected that this change is inconsistent with Section 5333(b) of the Federal Transit Act that protects transit workers; and

WHEREAS, the United States Department of Labor has indicated that PEPRA impairs collectively bargained pension benefits, which jeopardizes all federal transit funding for such projects as the Purple Line Extension and the Regional Connector and if left unresolved will cost California billions of dollars in federal transit funding assistance; and

WHEREAS, the United States Secretary of Labor Perez has begun to inform transit agencies that they are decertified from receiving federal transit funds; and

WHEREAS, legislation is necessary to provide an exception from the definition of public retirement system, certain multi-employer plans authorized under federal law and retirement plans for public employees whose collective bargaining rights are protected by a specified provision of federal law if a federal agency determines there is a conflict with federal law; and

WHEREAS, the State legislative session is scheduled to conclude on September 13, 2013, which is the last date to pass legislation that could resolve this issue before it seriously impacts Metro's transit capital projects;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2013-14 State Legislative Program SUPPORT for any legislation or administrative action that removes impediments to the disbursement of over \$3 billion in anticipated transportation funds to Los Angeles County that are the result of a dispute between employees and transit agencies.

msr

**ADOPTED**

**AUG 21, 2013**

**LOS ANGELES CITY COUNCIL**