

1 [Urging transfer of Public Defender employees to California Public Employees' Retirement  
2 System]

3 **Resolution urging negotiation of agreement to transfer Assistant District Attorneys,**  
4 **Deputy Public Defenders and Investigators employed by the Public Defender from the**  
5 **San Francisco City Employee Retirement System to the California Public Employees'**  
6 **Retirement System.**  
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9 WHEREAS, Proposition B was adopted by the voters of San Francisco amending the  
10 Charter by adding Section A8.506-5 thereto to permit the City to contract with the California  
11 Public Employees' Retirement System ("CalPERS") to provide increased retirement benefits  
12 to Assistant District Attorneys, Deputy Public Defenders and Investigators employed by the  
13 Public Defender if there is no change in cost to the City; and,

14 WHEREAS, Under the provisions of Charter Section A8.506-5 subdivision (a) the  
15 Board of Supervisors and the retirement board have the power to perform all acts necessary  
16 to carry out the terms and purposes of such contract; and

17 WHEREAS, Negotiation of such a transfer of employees from the San Francisco City  
18 Employees' Retirement System ("SFCERS") has been requested by the San Francisco  
19 Municipal Attorneys' Association; and

20 WHEREAS, Certain information must be developed, promulgated and distributed to the  
21 San Francisco Municipal Attorneys' Association, the Board of Supervisors and management  
22 officials of the City of San Francisco responsible for negotiating a contract with the San  
23 Francisco Municipal Attorneys' Association to provide for the transfer of the affected  
24 employees to CalPERS;  
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1            THEREFORE, BE IT RESOLVED, The City Human Resources Department is  
2 instructed to notify the CalPERS of the City's desire to commence the necessary contract  
3 amendment process with CalPERS to effectuate implementation of the provisions of  
4 Proposition B regarding the transfer of Assistant District Attorneys, Deputy Public Defenders  
5 and Investigators employed by the Public Defender from SFCERS to CalPERS subject to the  
6 Board's adoption of an argument with the San Francisco Municipal Attorneys' Association  
7 providing for cost neutrality; and

8            FURTHER RESOLVED, that administrators of SFCERS are instructed to provide the  
9 CalPERS and the San Francisco Municipal Attorneys' Association with that information, data  
10 or actuarial valuation necessary to negotiate such a transfer of employees to CalPERS.

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