

RESOLUTION NO. _____(CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE RESCINDING RESOLUTION NO. 177-22 (CM) AND APPROVING THE CURRENT CITY OF WATSONVILLE SALARY LIST BY BARGAINING UNIT - OPERATING ENGINEERS LOCAL UNION NO. 3, IN CONFORMANCE WITH SECTION 570.5 (REQUIREMENT FOR A PUBLICLY AVAILABLE PAY SCHEDULE) OF TITLE 2 (ADMINISTRATION) OF THE CALIFORNIA CODE OF REGULATIONS AND LISTING ALL EMPLOYEE COMPENSATION LEVELS ON A PUBLICLY AVAILABLE PAY SCHEDULE

WHEREAS, the California Public Employees' Retirement System (CalPERS), has requested all CalPERS employers list their compensation levels, approved and adopted by the governing body, in accordance with Section 570.5 of Title 2 of the California Code of Regulations, and meeting all of the following requirements thereof;

- 1) Has been duly approved and adopted by the employer's governing body in accordance with requirements of applicable public meetings laws;
- 2) Identifies the position title for every employee position;
- 3) Shows the pay rate for each identified position, which may be stated as a single amount or as multiple amounts within a range;
- 4) Indicates the time base, including, but not limited to, whether the time base is hourly, daily, bi-weekly, monthly, bi-monthly, or annually;
- 5) Is posted at the office of the employer or immediately accessible and available for public review from the employer during normal business hours or posted on the employer's internet website;
- 6) Indicates an effective date and date of any revisions;
- 7) Is retained by the employer and available for public inspection for not less than five years; and
- 8) Does not reference another document in lieu of disclosing the pay rate; and

WHEREAS, on August 30, 2022, the City Council adopted Resolution No. 177-22 (CM), approving the salary list for the Operating Engineers Local Union No. 3 Unit.

However, since the approval, several MOU's have been subject to salary increases per their contract and are now reflected in the new salary schedule; and

WHEREAS, the City now desires to approve the revised compensation levels for the Operating Engineers Local Union No. 3 bargaining unit for the City of Watsonville in a publicly available pay schedule in conformance with Section 570.5 of Title 2 of the California Code of Regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. This action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(5), in that adopting a Resolution approving and authorizing compensation levels for the Operating Engineers Local Union No. 3 bargaining unit, by and with the adoption of the City of Watsonville Salary List by Bargaining Unit – Operating Engineers Local Union No. 3, does not meet CEQA's definition of a “project,” because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and if a “project,” is exempt under the “common sense” exception (14 Cal. Code Regs. § 15061(b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

2. That Resolution No. 177-22 (CM), approving the salary list for the Operating Engineers Local Union No. 3 unit is hereby rescinded.

3. That the Council hereby approves compensation levels for the Operating Engineers Local Union No. 3 bargaining unit, by and with the adoption of the City of

Watsonville Salary List by Bargaining Unit – Operating Engineers Local Union No. 3, attached hereto and incorporated herein by this reference.

4. That the Council affirms the City of Watsonville Salary List by Bargaining Unit - Operating Engineers Local Union No. 3, attached hereto, meets all of the requirements of Section 570.5 of Title 2 of the California Code of Regulations, including but not limited to directing staff to post it at the City and make available for public review during normal business hours and/or post on the City's website and be retained by the City and available for public inspection for not less than five (5) years.
