

BOYER AMENDMENT

Council Member Boyer offers the following amendment to File No. 2014-386:

- (1) On **page 2, line 24**, after "AGREEMENT;" **insert** "PROVIDING FOR A RATIFICATION DISCLAIMER;"
- (2) On **page 3, lines 19-21**, **strike** the WHEREAS clause in its entirety and **insert** a new WHEREAS clause as follows

"WHEREAS, The Agreement, hereinafter known as the 2014 Agreement or Agreement, supersedes and replaces a series of agreements commonly known as the "30 Year Settlement Agreement; and";
- (3) On **page 4, lines 11-14**, **strike** the WHEREAS clause in its entirety and **insert** a new WHEREAS clause as follows:

"WHEREAS, all prior settlement agreements between the Parties and all amendments thereto are superseded and replaced by the terms and conditions set forth pursuant to the terms of this Agreement; and";
- (4) On **page 4, lines 15-22**, **strike** the WHEREAS clause in its entirety and **insert** a new WHEREAS clause as follows:

"WHEREAS, the Parties have agreed that the so-called "Thirty Year Agreement", which includes all prior settlement agreements between the Parties and all amendments thereto (i.e., 2000-1164-E, 2003-303-E, 2003-1338-E, 2006-508-E, and this legislation), is superseded and replaced by this Agreement, which will expire on September 30, 2024, except for the provisions in the 2014 Agreement labeled "Governance of the Police and Fire Pension Fund," which will expire on September 30, 2030, and

nothing herein shall be construed as ratification or approval of the "Thirty Year Agreement"; and"

- (5) On page 60, line 5½, insert a new **Section 6** to read as follows:

"Section 6. Ratification Disclaimer. Notwithstanding any references to the "Thirty Year Agreement" contained herein or in the Agreement attached hereto as **Second Revised Exhibit 1**, labeled as "Second Revised Exhibit 1, Second Rev Agmt, November 24, 2014 - Joint Finance & Rules", nothing herein or in **Second Revised Exhibit 1** shall be construed as ratification or approval of said "Thirty Year Agreement." This Agreement supersedes and replaces all previous agreements.";

- (6) Renumber remaining Sections accordingly;
- (7) All references in 2014-386 to "amend and restate" or "modify" the "Thirty Year Agreement" including but not limited to Ordinance 2000-1164-E et al., shall be struck and replaced with "replaces and supersedes." The Agreement shall be modified as well, and the Council Auditors and the Office of General Counsel are directed to amend all references in the Agreement and Ordinance Code accordingly.
- (8) The Office of General Counsel is authorized to incorporate the provisions of the "30 Year Agreement" into the 2014 Agreement as identified in **Second Revised Exhibit 1**, Section IIE.
- (9) On **page 1, line 1**, amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

Office of General Counsel

Legislation Prepared By: Margaret M. Sidman

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