

July 19, 2011

William H. Pope
Business Representative
Operating Engineers, Local Union No. 3
1654 The Alameda, Suite 110
San Jose, CA 95126

RE: Draft Proposed Ballot Measure

Dear Bill:

On July 6, 2011, we sent you a letter that included the draft proposed ballot measure based upon the May 13th memorandum issued by Mayor Reed, Vice Mayor Nguyen and Councilmembers Herrera and Liccardo and the City Manager's Fiscal Reform Plan, as approved by the City Council. The City offered to meet with you to discuss any changes to the draft proposed ballot measure.

To date, we have not received any response from OE#3 regarding the draft proposed ballot measure. If you wish to discuss the proposed ballot measure it is imperative that you notify us immediately. We would appreciate it if you would notify us by Friday, July 22, 2011, as to whether OE#3 intends to meet with the City for the purpose of discussing the draft proposed ballot measure.

The City expressly reserves the right to propose other charter amendments pertaining to retirement issues, or to make changes to the draft proposed ballot measure provided to you on July 6, 2011.

Sincerely,



Gina Donnelly
Deputy Director of Employee Relations