



# ***Agenda Report***

## ***Fullerton City Council***

**MEETING DATE:** FEBRUARY 2, 2021

**TO:** CITY COUNCIL

**SUBMITTED BY:** KENNETH A. DOMER, CITY MANAGER

**PREPARED BY:** LUCINDA WILLIAMS, CITY CLERK

**SUBJECT:** CITY REPRESENTATION – REGIONAL ADVISORY BODIES AND WORKGROUPS – METROPOLITAN WATER DISTRICT BOARD OF DIRECTORS, INDEPENDENT CITIES RISK MANAGEMENT AUTHORITY AND SANTA ANA RIVER FLOOD PROTECTION AGENCY

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### **SUMMARY**

This report provides clarification regarding appointment of elected officials to the Independent Cities Risk Management Authority, requests City Council appoint an alternate member to the Santa Ana River Flood Protection Agency, and provides an update on the status of the Fullerton Arboretum Commission. Additionally, Mayor Bruce Whitaker requested City Council review the City's appointment to the Metropolitan Water District Board of Directors and, if needed, make an appointment to the remaining term.

### **RECOMMENDATION**

1. Review current Metropolitan Water District Board of Directors appointment and either reaffirm current appointee or make a new appointment fill the remainder of the current term.
2. Appoint Independent Cities Risk Management Authority primary alternate member for no specific term.
3. Appoint Santa Ana River Flood Protection Agency alternate member for no specific term.

### **PRIORITY POLICY STATEMENTS**

This item matches the following Priority Policy Statement:

- Fiscal and Organizational Stability.

## FISCAL IMPACT

Not applicable.

## DISCUSSION

### Metropolitan Water District

The Metropolitan Water District of Southern California is a regional wholesaler that provides water for 26 public agency members to deliver water - either directly or through their sub-agencies - to nearly 19 million people living in Los Angeles, Orange, Riverside, San Bernardino, San Diego and Ventura counties. The district imports water from the Colorado River and Northern California to supplement local supplies and helps its members develop increased water conservation, recycling, storage and other resource-management programs.

The District is governed by a 38-member Board of Directors, representing each of the District's 26 member agencies. Each member agency is represented by one or more directors based on the assessed property valuation of its jurisdiction. The board is responsible for establishing and administering Metropolitan's policies and upholding the articles in the MWD Act.

As a public agency member, Fullerton has one seat on the Board of Directors. A member of the public or a Council Member may serve as the appointee as it has been determined that doing so is not an incompatible office with elected City Council. The Board of Directors is not compensated other than mileage.

On February 17, 1976 the City Council adopted Ordinance No. 2090 which set forth the four year term. The current term commenced on January 1, 2019 and will expire on December 31, 2022. On January 15, 2019, City Council voted 3 - 1 to appoint Adan Ortega to serve on the Board of Directors.

### Independent Cities Risk Management Association

In addition to the discussion of the Board seat for the Metropolitan Water District of California, City Council directed Staff to clarify who could represent the City on the Independent Cities Risk Management Association (ICRMA). Article VII of the ICRMA Bylaws states that, "Directors may be 1) elected officials, OR 2) City Managers, OR 3) hold positions with authority equivalent to a Department Director within the Member hierarchy; OR 4) be dedicated (full time) to risk management for the Member and approved for appointment by the ICRMA Board." While elected officials may represent their cities on this Board, it is unusual and staff of the member agencies generally attend these meetings. The Board meets every other month and meetings last five to six hours per meeting. At these meetings, members vote on and discuss items ranging from insurance limits, staffing of ICRMA and member claim issues in closed and open session.

The City's current ICRMA representative is the Deputy City Manager as that position meets criteria #3, and the second alternate is Risk Specialist Olga Vellanoweth, meeting criteria #4. Staff requests City Council appoint a primary alternate to the ICRMA Board.

Santa Ana River Flood Protection Agency

At the January 19, 2021 City Council meeting, City Council appointed Mayor Whitaker as the alternate representative to the Santa Ana River Flood Protection Agency. However, Mayor Whitaker already serves as the City's representative to the Agency. Staff requests City Council make a new appointment for an alternate representative to the Agency.

Fullerton Arboretum Commission

City Council postponed making appointments to the Fullerton Arboretum Commission at the January 19, 2021 City Council meeting until Staff could make inquiries as to whether the Commission had disbanded. Staff has contacted Cal State Fullerton and learned that the Arboretum Commission expired in December 2020 per the Joint Powers Agreement. Therefore, City Council will not need to make appointments to the Fullerton Arboretum Commission. Staff will update our records to remove this commission.

Attachments:

- Attachment 1 – City of Fullerton Advisory Body Representation