



Item No. 9 Town of Atherton

CITY COUNCIL STAFF REPORT – CONSENT AGENDA

**TO: HONORABLE MAYOR AND CITY COUNCIL
GEORGE J. RODERICKS, CITY MANAGER**

FROM: THERESA N. DELLASANTA, CITY CLERK

DATE: JULY 18, 2018

**SUBJECT: ADOPTION OF A RESOLUTION APPROVING THE
APPOINTMENT OF DIRECTORS TO REPRESENT THE TOWN
OF ATHERTON TO THE POOLED LIABILITY ASSURANCE
NETWORK “PLAN” JOINT EXERCISE OF POWERS**

RECOMMENDATION

Adopt Resolution Approving the Appointment of Directors to represent the Town of Atherton to PLAN JPA.

BACKGROUND

The Town of Atherton entered into a Liability Risk Coverage Agreement with the Association of Bay Area Governments (ABAG) in 1986 for ABAG to provide liability insurance coverage, claims management, and risk management to cities that are members.

As a result of the merger of ABAG and MTC, ABAG PLAN is now administered by the Metropolitan Transportation Commission (MTC). A separate Joint Powers Authority (JPA) was formed to exclusively manage the existing and future risk management and coverage needs of the members. City Council approved a resolution authorizing the execution of the Pooled Liability Assurance Network “PLAN” Joint Exercise of Powers Agreement (PLAN JPA).

PLAN JPA requires us to ratify our appointment of directors to the new PLAN. Staff recommends appointing the same voting director and alternate that Council appointed to ABAG PLAN – City Manager and Finance Director, respectively.

POLICY FOCUS

Attendance at the PLAN JPA is required by the voting director. In the absence of the voting director, the alternate would serve in his place.

FISCAL IMPACT

There is no fiscal impact to this item.

PUBLIC NOTICE

Public notification was achieved by posting the agenda, with this agenda item being listed, at least 72 hours prior to the meeting in print and electronically. Information about the project is also disseminated via the Town's electronic News Flash and Atherton Online. There are approximately 1,200 subscribers to the Town's electronic News Flash publications. Subscribers include residents as well as stakeholders – to include, but be not limited to, media outlets, school districts, Menlo Park Fire Protection District, service providers (water, power, and sewer), and regional elected officials.

COMMISSION/COMMITTEE FEEDBACK/REFERRAL

This item ____ has or X has not been before a Town Committee or Commission.

- Audit/Finance Committee (meets every other month)
- Bicycle/Pedestrian Committee (meets as needed)
- Civic Center Advisory Committee (meets as needed)
- Environmental Programs Committee (meets every other month)
- Park and Recreation Committee (meets each month)
- Planning Commission (meets each month)
- Rail Committee (meets every other month)
- Transportation Committee (meets every other month)

ATTACHMENTS

- Resolution

RESOLUTION 18-XX

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ATHERTON
APPOINTING DIRECTORS TO REPRESENT THE TOWN OF ATHERTON TO PLAN
JOINT POWERS AUTHORITY POOLED LIABILITY ASSURANCE NETWORK
BOARD OF DIRECTORS**

WHEREAS, the Town of Atherton has been a member agency of ABAG and PLAN Corporation since 1986; and

WHEREAS, in December 2017, resultant from the merger of ABAG with the MTC, the Town approved Resolution 17-38 authorizing the continuance of a pooled liability assurance network, renamed "PLAN JPA" – a Joint Exercise of Powers Agreement in place of ABAG PLAN; and

WHEREAS, PLAN JPA provides the same pooled risk coverage for its member agencies, under a new risk coverage agreement administered by Bickmore; and

WHEREAS, the operations of these programs are governed by a Board of Directors consisting of one non-elected representative from each member agency;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the Town of Atherton does hereby designate PLAN JPA Board of Directors and appoint the following Town employees to represent the Town of Atherton to the PLAN JPA Board of Directors:

City Manager, Voting Director
Finance Director, Voting Alternate

BE IT FURTHER RESOLVED that these appointments shall be in accordance with PLAN JPA Bylaws.

* * * * *

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the Town of Atherton at a regular meeting thereof held on the 18th day of July, 2018 by the following vote:

*AYES:
NOES:
ABSENT:
ABSTAIN:*

Cary Wiest, Mayor

ATTEST:

Theresa N. DellaSanta
City Clerk

APPROVED TO FORM:

William B. Connors, City Attorney