



## MEMORANDUM

**TO:** City Council

**FROM:** Jessica Matson, Legislative & Information Services Director/City Clerk

**SUBJECT:** Appointment of an Alternate Board Member to Serve on the Central Coast Blue Regional Recycled Water Authority Board for Calendar Years 2023 and 2024

**DATE:** March 28, 2023

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### **SUMMARY OF ACTION:**

Appointment of the Mayor Pro Tem to serve as an alternate on the Central Coast Blue (CCB) Regional Recycled Water Authority Board for a term of two years beginning March 29, 2023, and ending December 31, 2024.

### **IMPACT ON FINANCIAL AND PERSONNEL RESOURCES:**

There are no impacts to financial or personnel resources.

### **RECOMMENDATION:**

1) Appoint the Mayor Pro Tem to serve as an alternate on the Central Coast Blue Regional Recycled Water Authority Board for a term of two years beginning March 29, 2023 and ending December 31, 2024. 2) Determine that appointing an alternate is not a project subject to the California Environmental Quality Act ("CEQA") because it has no potential to result in either a direct, or reasonably foreseeable indirect, physical change in the environment. (State CEQA Guidelines, §§ 15060, subd. (b)(2)-(3), 15378.)

### **BACKGROUND:**

On September 27, 2022, City Council approved a Joint Exercise of Powers Agreement (JPA) Creating the Central Coast Blue Regional Recycled Water Authority (CCB RRWA).

Section 2.2 of the JPA lays out a foundation for how the cities will share seats on the governing board of the JPA as follows:

- Each Member Agency which has not already done so shall designate and appoint, by resolution or minute order of its governing body, one (1) member of its governing body to act as its representative on the Board of Directors, and one individual to act as an alternate to each Director so appointed.

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- The alternate appointed by each Member Agency shall have the authority to attend, participate in and vote at any meeting of the Board when the regular member is absent.
- Each Director and alternate of the Board of Directors shall serve until a successor is appointed; provided, however, each Director and alternate serves at the pleasure of the appointing Member Agency's governing body and may be removed at any time, with or without cause, at the sole discretion of the appointing Member Agency governing body. If a Director or alternate's membership on the appointing Member Agency's governing body ceases, his or her membership on the Board shall also cease.

At the September 27, 2022 meeting, City Council appointed the Mayor as the representative to serve on the Authority Board of Directors. An Alternate has not been appointed.

According to the Board Bylaws, adopted December 1, 2022 (Attachment 1), Regular meetings of the Board of Directors shall be held at least once each quarter of the fiscal year. Special meetings of the Board of Directors may be called by the Chair. The time, date, and location of regular meetings of the Board of Directors shall be determined the preceding meeting or by resolution of the Board of Directors.

#### **ANALYSIS OF ISSUES:**

The Cities of Grover Beach, Pismo Beach, and Arroyo Grande have all appointed their Mayors as their primary representatives on the CCB RRWA Board. To date, all three cities do not have an alternate appointed.

In order to comply with the JPA and ensure the City is a voting participant at the Board meetings, staff recommends appointing the Mayor Pro Tem as the Alternate to the Board. Per Council Policy, the Mayor Pro Tem serves the duties of Mayor in their absence. The City's Mayor Pro Tem appointment rotates annually, and it is recommended that the CCB RRWA Board Alternate position remain with the Mayor Pro Tem serving in that given year. Council Member Barneich is currently serving as Mayor Pro Tem for the 2023 calendar year. According to Council Policy, Council Member Guthrie will be considered for Mayor Pro Tem in December 2023 for the 2024 calendar year.

#### **ALTERNATIVES:**

The following alternatives are provided for the Council's consideration:

1. Appoint the Mayor Pro Tem to serve as Alternate on the CCB RRWA Board for a term of two years; or
2. Appoint a different Councilmember to serve as Alternate on the CCB RRWA Board for a term of two years; or
3. Provide other direction to staff.

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**ADVANTAGES:**

Appointing an alternate to the CCB RRWA Board enables the City to remain in compliance with the JPA and to participate on the Board.

**DISADVANTAGES:**

No disadvantages have been identified.

**ENVIRONMENTAL REVIEW:**

No environmental review is required for this item. Appointment of an Alternate to the CCB RRWA Board is not a project subject to the California Environmental Quality Act ("CEQA") because it has no potential to result in either a direct, or reasonably foreseeable indirect, physical change in the environment. (State CEQA Guidelines, §§ 15060, subd. (b)(2)-(3), 15378.)

**PUBLIC NOTIFICATION AND COMMENTS:**

The Agenda was posted at City Hall and on the City's website in accordance with Government Code Section 54954.2.

Attachments:

1. CCB Regional Recycled Water Authority Board Bylaws