



Staff Report

City of Manhattan Beach

TO: Honorable Mayor Powell and Members of the City Council

THROUGH: David N. Carmany, City Manager
Cathy A. Hanson, Human Resources Director

FROM: Christine Tomikawa, Risk Manager

DATE: June 19, 2012

SUBJECT: Resolution Appointing a Representative, Councilmember Amy Howorth, to the Independent Cities Risk Management Authority (ICRMA) and Reconfirming Alternate Representative, Christine Tomikawa (Risk Manager), and Substitute Alternate, Cathy Hanson (Human Resources Director).

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No. 6366 appointing the City's representative to the Independent Cities Risk Management Authority (ICRMA) Governing Board.

FISCAL IMPLICATION:

There is no fiscal implications associated with the recommended action.

BACKGROUND/DISCUSSION:

At the June 5, 2012 City Council meeting, this item was continued to the next City Council meeting pending follow up on ICRMA's By-Laws regarding appointing a Councilmember as a delegate to the Governing Board. The ICRMA By-Laws are attached and section 5.1 Governing Board (page 7) states a delegate representative may be a legislative member and the section lists other staff members that may be appointed to the alternate and substitute alternate positions. Following up on how the other participating member cities of ICRMA typically appoint their delegate representative and alternates – twenty-one (21) out of the twenty-two (22) cities select a Councilmember to be the delegate representative.

Attachment: ICRMA By-Laws

Section 4.2 - Approval of Membership

The General Manager shall review each applicant's submittal and may schedule and coordinate a safety inspection of the applicant's facilities. The General Manager shall report the results of the review of the submittal and the inspection which shall be the basis for the recommendation to the Governing Board. The Governing Board shall either approve, as provided in Section 5.1.3.1, or disapprove the application based upon the General Manager's recommendation, the application, and any inspections, reports, or other material which would be pertinent to the decision.

ARTICLE 5 - GOVERNING BOARD

Section 5.1 - Governing Board

5.1.1 The Governing Board of the Authority shall be comprised of one representative from each member. In addition to the delegate representative, who may be a legislative member, an alternate and substitute alternate may be appointed either of whom may vote in the absence of the delegate representative. If the member chooses to designate an alternate or substitute alternate, other than a legislative member, the person(s) designated shall have one of the following positions, or their equivalent, City Attorney, Assistant City Attorney, Financial Officer, City Administrator/Manager, Assistant/Deputy City Administrator/Manager, Assistant to City Manager, Risk Manager, Human Resources Director/Manager, or Administrative Services Director.

5.1.1.1 Each representative, when voting on Authority business, shall have the authority to bind his or her member to the action taken by the Governing Board.

5.1.1.2 The member may change any of its representatives (delegate, alternate, or substitute alternate) to the Governing Board by filing a resolution with the Authority.

5.1.1.3 At a Governing Board meeting only one representative, if more than one representative is present, may vote.

5.1.2 The Governing Board shall provide policy direction for the Administrative Committee, and the General Manager, and other appointed committees. The Governing Board may delegate any of its responsibilities except those requiring a vote by the Governing Board as specified in the Agreement or the Governing Documents.

5.1.3 The Governing Board reserves unto itself the authority to do the following (except where specifically otherwise noted, the majority of the Governing Board members present at a meeting may take action):

5.1.3.1 Accept a new member into the Authority;

5.1.3.2 Approve indebtedness (two-thirds vote of the entire Governing Board);

RESOLUTION NO. 6366

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, APPOINTING A REPRESENTATIVE AND CONFIRMING THE ALTERNATE AND SUBSTITUTE ALTERNATE REPRESENTATIVES TO THE GOVERNING BOARD OF THE INDEPENDENT CITIES RISK MANAGEMENT AUTHORITY (ICRMA)

WHEREAS, the City of Manhattan Beach ("City") is a member of the Independent Cities Risk Management Authority ("ICRMA"), a joint powers authority created pursuant to the provisions of the California Government Code; and

WHEREAS, ICRMA provides a Liability Risk Management Program, Property Risk Management Program, Workers' Compensation Risk Management Program, and other programs for its members ("Risk Management Programs"); and

WHEREAS, the Joint Powers Agreement provides that the City Council of each member city shall appoint a member of the City Council as that City's representative to the ICRMA Governing Board and also authorizes the appointment of an alternate representative and a substitute alternate representative to represent the City's interest in the absence of the City Council appointee; and

WHEREAS, City desires to designate its representative to the ICRMA Governing Board;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, DOES HEREBY FIND, DETERMINE AND DECLARE AS FOLLOWS:

SECTION 1. The recitals set forth above are true and correct and incorporated herein by reference.

SECTION 2. Councilmember Amy Howorth is hereby appointed to serve on the ICRMA Governing Board and to the Risk Management Programs in which this City participates.

SECTION 3. Christine Tomikawa, Risk Manager, is hereby confirmed as the alternate, to serve on the ICRMA Governing Board and to the Risk Management Programs in which this City participates in the absence of the primary member noted in Section 2 above.

SECTION 4. Cathy Hanson, Human Resources Director, is hereby confirmed as the substitute alternate, to serve on the ICRMA Governing Board and to the Risk Management Programs in which this City participates in the absence of the primary and alternate members noted in Sections 2 and 3 above.

SECTION 5. The individuals designated by this City Council as the City's representative, alternate and substitute alternate representatives to the ICRMA Governing Board and to the Risk Management Programs in which this City participates are hereby confirmed and designated as the City's delegates for all purposes of representing the City's interests and exercising the authority of the City with respect to the coverage and the program and voting on behalf of the City on all matters

delegated to the Governing Board and signing such amendments as are contemplated to be approved by the Governing Board.

SECTION 6. The City Clerk is hereby directed to provide a certified copy of this Resolution to the General Manager of the ICRMA.

SECTION 7. The City Clerk shall certify to the adoption of this Resolution.

SECTION 8. This Resolution shall take effect immediately upon adoption.

PASSED, APPROVED and ADOPTED this 19th day of June, 2012.

Ayes:
Noes:
Absent:
Abstain:

Wayne Powell, Mayor,
City of Manhattan Beach, California

ATTEST:

Liza Tamura, City Clerk

APPROVED AS TO FORM:

Quinn M. Barrow, City Attorney