



*City of Arts & Innovation*

# City Council Memorandum

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**TO: HONORABLE MAYOR AND CITY COUNCIL      DATE: DECEMBER 7, 2021**

**FROM: PUBLIC UTILITIES DEPARTMENT      WARDS: ALL**

**SUBJECT: SHAREHOLDER PROXY AUTHORITY AND ASSIGNMENT OF SHARES FOR  
MUTUAL WATER COMPANIES**

**ISSUE:**

Approve the shareholder proxy authority and assignment of shares as outlined in this report.

**RECOMMENDATIONS:**

That the City Council:

1. Confirm the shareholder proxy authority for voting representatives and alternates outlined in the report;
2. Authorize the assignment of shares for each mutual water company owned by the City to the specified Board of Public Utilities members;
3. Rescind any and all prior assigned shares owned by the City to the mutual water companies listed; and
4. Delegate authority to any designated representative or alternate to vote the City's shares as the City's proxy at all meetings of the respective mutual water companies from the date of this action until amended, consistent with the City's adopted policies and strategic plan.

**BOARD RECOMMENDATION:**

On November 8, 2021, the Board of Public Utilities, with seven members present and two members absent, unanimously recommended that the City Council approve and recommend that the City Council (a) confirm the shareholder proxy authority for voting representatives and alternates of shares for Mutual Water Companies; (b) authorize the assignment of shares for each mutual water company owned by the City to the specified Board of Public Utilities members as outlined in this report; (c) rescind any and all prior assigned shares owned by the City to the mutual water companies; and (d) delegate authority to any designated representative or alternate to vote the City's shares as the City's proxy at all meetings of the respective mutual

water companies from the date of this action until amended.

**DISCUSSION:**

The City Council is being asked to affirm the following City voting representatives and alternates for Shareholders Meetings of the mutual water companies in which the City owns stock, and delegate authority to these individuals to vote the City’s shares as the City’s proxy at all meetings of the respective mutual water companies:

<u>MUTUAL WATER COMPANY</u>	<u>VOTING REPRESENTATIVE</u>	<u>ALTERNATE</u>
Gage Canal Company	Todd M. Corbin	Michael Plinski
Jurupa Ditch Water Company	Todd M. Corbin	Michael Plinski
Riverside Highland Water Co.	Oscar Khoury	Michael Plinski
Trujillo Water Company	David Crohn	Nancy Melendez
Meeks & Daley Water Company	Todd M. Corbin	Michael Plinski

The proxy authority would extend to matters that routinely come before the shareholders for consideration, consistent with each company’s articles of incorporation and bylaws, as well as voting for representation on the boards of directors for each company. Attached is a list of Annual Shareholder meeting dates and number of shares owned by the City in the various companies.

The assignment of shares is a necessary requirement for any member of the Board of Public Utilities to serve on the Gage Canal Company Board of Directors.

**STRATEGIC PLAN ALIGNMENT:**

Representing the City’s interest and participating in local mutual water company meetings supports the City Council Strategic Plan 2025 Priorities and Goals for High Performing Government; specifically Goal 5.3. Enhance communication and collaboration with community members to improve transparency, build public trust, and encourage shared decision making; Goal 5.5 Foster a culture of safety, well-being, resilience and sustainability across the City Organization; and Infrastructure, Mobility & Connectivity Goal 6.2. Maintain, protect and improve assets and infrastructure within the City’s built environment to ensure and enhance reliability, resiliency, sustainability, and facilitate connectivity.

Representing the City’s interest and participating in local mutual water company meetings align with the City Council’s Strategic Plan 2025 Cross-Cutting Thread themes:

1. **Community Trust** – Discussions related to pending policy issues, planning efforts, and actions to be taken by local mutual water companies allows RPU customers to provide input to the RPU Board and to RPU’s voting representative and ensures community trust.
2. **Equity** – RPU’s representatives understand the need for equitable distribution of services and their participation in local mutual water company meetings ensures those values are represented and communicated.
3. **Fiscal Responsibility** – Determining the value of projects and programs being proposed by local mutual water companies allows RPU representatives to vote in a financially responsible manner.

4. **Innovation** – Collaborating with other neighboring water companies and others throughout the watershed allows for creative and regional solutions. Ensuring reliable and clean water supplies are available for future generations is the goal of water providers.
5. **Sustainability & Resiliency** – RPU’s representatives understand the direction from City Council and will encourage and promote projects that are implemented in a sustainable manner.

**FISCAL IMPACT:**

There is no fiscal impact associated with this report.

Prepared by: Todd M. Corbin, Utilities General Manager  
Certified as to  
availability of funds: Edward Enriquez, Chief Financial Officer/Treasurer  
Approved by: Kris Martinez, Interim Assistant City Manager  
Approved as to form: Phaedra A. Norton, City Attorney

Attachments: Annual Shareholder Meeting Dates