



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL **DATE: MARCH 26, 2019**
FROM: CITY MANAGER'S OFFICE **WARDS: ALL**
SUBJECT: AMENDMENT TO WESTERN RIVERSIDE COUNCIL OF GOVERNMENTS JOINT POWERS AGREEMENT

ISSUE:

Approval of an amendment to the Western Riverside Council of Governments Joint Powers Agreement.

RECOMMENDATIONS:

That the City Council:

1. Approve an amendment to the Western Riverside Council of Governments Joint Powers Agreement; and
2. Authorize the Mayor to execute the amendment on behalf of the City of Riverside.

BACKGROUND:

In early 2018, the Western Riverside Council of Governments (WRCOG) was asked by several members of the Executive Committee to research and recommend potential options related to the appointment of alternates for the Board of Supervisors. This topic was discussed at the April 11th and June 13th WRCOG Administration and Finance Committee meetings. During the course of these discussions, the issue of a larger update to the WRCOG Joint Powers Agreement (JPA) was also discussed. It was determined that it would be appropriate to conduct a comprehensive review of this document, since the last comprehensive update was conducted over five years ago.

WRCOG staff and legal counsel conducted a comprehensive review of the JPA and recommended numerous changes, including minor word changes and corrections to address other minor issues. A red-lined version of the JPA highlighting the recommended changes is provided as an attachment to this report.

DISCUSSION:

Noteworthy changes to the JPA are as follows:

1. Sections 2.12, 3.1 and 4.5 of the Agreement updates the JPA to formally recognize that the Treasurer/Auditor of WRCOG is a WRCOG employee appointed pursuant to Section 6505.6 of the Government Code. The language in the current agreement includes outdated language referencing the County Treasurer.
2. Section 2.12 formally adds the position of a Second Vice-Chair to the JPA. Currently, the Second Vice-Chair is only listed in the Bylaws.
3. Section 2.4 of the Agreement rewords the language establishing the membership of the General Assembly and Executive Committee to more clearly set forth the voting membership of each Committee. The changes do not impact the current process used by WRCOG. Pursuant to the direction of the Administration and Finance Committee, the process for appointing Executive Committee alternates for the Board of Supervisors has not been revised.
4. Section 2.15 clarifies the bond requirements for WRCOG Committee members.
5. Section 2.13 clarifies that the attendance of Executive Committee members at a standing meeting is subject to the Brown Act.

The JPA amendment was approved by the WRCOG Executive Committee on November 5, 2018 and must also be approved by two-thirds of WRCOG member agencies in order to take effect. WRCOG is requesting that the City Council approve the amendment to the Joint Powers Agreement and authorize the Mayor to execute the amendment on behalf of the City of Riverside.

FISCAL IMPACT:

There is no fiscal impact associated with this report.

Prepared by: Moises Lopez, Deputy City Manager
Certified as to
availability of funds: Edward Enriquez, Chief Financial Officer/City Treasurer
Approved by: Al Zelinka, AICP, City Manager
Approved as to form: Gary G. Geuss, City Attorney

Attachments: WRCOG JPA Amendment