



DATE: November 17, 2020

TO: Mayor and City Council

FROM: City Manager

SUBJECT: Adopt a Resolution Confirming Reappointment of Council Member Mendall as the City's Representative to the Boards of Directors of the Bay Area Water Supply and Conservation Agency and the San Francisco Bay Area Regional Water System Financing Authority

RECOMMENDATION

That Council adopts a resolution (Attachment II) confirming reappointment of Council Member Mendall as the City's representative to the boards of directors for the Bay Area Water Supply and Conservation Agency and the San Francisco Bay Area Regional Water System Financing Authority.

SUMMARY

Hayward is a member of the Bay Area Water Supply and Conservation Agency (BAWSCA) and the San Francisco Bay Area Regional Water System Financing Authority (RFA), and is currently represented on the Board of Directors by Council Member Mendall, whose term ends on June 30, 2021. Council must appoint a representative for the next four-year term, which will begin on July 1, 2021. Due to Council Member Mendall's extensive experience having served on the BAWSCA and RFA Boards in Vice Chair and Chair capacities, and his exceptional leadership on the BAWSCA Board, it is staff's recommendation that Mr. Mendall be reappointed to represent Hayward for the next four-year term.

BACKGROUND

BAWSCA and the RFA are comprised of 26 member agencies that purchase wholesale water from the San Francisco Public Utilities Commission (SFPUC). Both the agency and authority were formed in 2002 by State legislation, and the City Council approved Hayward's membership in 2003. BAWSCA and the RFA are governed by a Board of Directors, with appointed representation from each member agency. These agencies are not Joint Exercise of Powers Authorities (JPAs); they were established by State legislation.

Council Member Mendall has served as Hayward's representative since July 2012, with reappointments effective July 1, 2013 and July 1, 2017.

DISCUSSION

BAWSCA's primary function is to coordinate regional water supply issues and water conservation programs among wholesale purchasers of SFPUC water. The Agency has been active in areas such as implementation of regional water conservation programs, negotiation of the water supply agreement, monitoring implementation of the regional Water System Improvement Program, and ongoing review of wholesale rate calculations and other financial information. The RFA was formed to secure financing for water system improvements in the event that SFPUC was unable to obtain the needed funding. The RFA is largely inactive at this time as SFPUC has been successful in raising necessary funds in other ways.

The Boards of Directors for both BAWSCA and the RFA are comprised of a representative from each of the 26 member agencies. The Boards meet bimonthly and, among other responsibilities, provide policy direction to BAWSCA/RFA staff, review and approve agency budgets and consultant agreements, and receive updates from SFPUC regarding the status of the Water System Improvement Program.

Council Member Mendall's current term with the Hayward City Council is coming to an end on December 31, 2020 and, though he will not be seeking reelection, it is staff's recommendation that he continue to represent Hayward on the BAWSCA and RFA Boards. In addition to actively participating in the Boards' activities, Council Member Mendall has served the Boards in both Chair and Vice Chair capacities. He has also served as Chair and Vice Chair of the BAWSCA Board Policy Committee, a third entity, which is the sole committee of the BAWSCA Board and which advises the General Manager and Board on policy matters. His experience and understanding of Hayward's needs as they relate to BAWSCA is unparalleled, and he is highly regarded by all Board members.

It is important to note that appointees to the Board of Directors are not required to be a current Council Member or elected board members of their respective agency. Additionally, BAWSCA's founding legislation does not include provisions to recall appointed representatives, nor does it provide for the appointment of alternate representatives. Removal from the Board must be of an appointee's own volition, even if the appointee is no longer a member of their respective local governing body.

ECONOMIC IMPACT

Board members receive a one hundred dollar stipend per Board meeting when they attend meetings, which is paid by BAWSCA. There are no economic impacts to the City of Hayward associated with this action.

FISCAL IMPACT

There are no fiscal impacts to the City of Hayward associated with this action.

STRATEGIC ROADMAP

This agenda item is a routine operational item and does not relate to any of the priorities outlined in the Council’s Strategic Roadmap.

SUSTAINABILITY FEATURES

There are no sustainability benefits associated with this specific action, though the City’s membership as a BAWSCA agency supports its local water supply and conservation efforts.

PUBLIC CONTACT

There is no additional public contact required for this action.

NEXT STEPS

If approved, staff will notify BAWSCA of Council’s action and Council Member Mendall’s reappointment to the BAWSCA and RFA Boards. The four-year term will begin on July 1, 2021, and end on June 30, 2025.

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager