



DATE: April 23, 2019

CATEGORY: Consent

DEPT.: Public Works

TITLE: **Appointment of Representative to the Bay Area Water Supply and Conservation Agency Board of Directors and Bay Area Regional Water System Financing Authority**

RECOMMENDATION

Appoint Mayor Lisa Matichak to a four-year term as the City of Mountain View's representative to the Bay Area Water Supply and Conservation Agency Board of Directors and related Bay Area Regional Water System Financing Authority.

BACKGROUND AND ANALYSIS

The Bay Area Water Supply and Conservation Agency (BAWSCA) was created on May 27, 2003, to represent the interests of cities, water districts, and private utilities in Alameda, Santa Clara, and San Mateo Counties that purchase water on a wholesale basis from the San Francisco regional water system (Hetch Hetchy system). BAWSCA is governed by a 26-member Board of Directors representing the 24 cities and water districts and two private utilities (Stanford University and California Water Service Company) that are member agencies of BAWSCA, and has the authority to:

- Coordinate water conservation, supply, and recycling activities for its agencies;
- Acquire and make water available to other agencies on a wholesale basis;
- Act as arbiter in disputes regarding San Francisco Public Utilities Commission (SFPUC) rate calculations;
- Finance projects, including improvements to the regional water system; and
- Build facilities jointly with other local public agencies or on its own to carry out the agency's purposes.

The Bay Area Regional Water System Financing Authority (RFA) was created by the California Legislature in 2002 to raise money, if needed, to help rebuild the San

Francisco Bay Area regional water system. The RFA is also governed by a 26-member Board of Directors plus a San Francisco representative, and has the authority to:

- Issue revenue bonds to fund projects to improve the reliability of the regional water system;
- Provide proceeds of revenue bonds to San Francisco under specified conditions; and
- Apply for and receive State and Federal grants, loans, and other financial assistance.

On June 9, 2015, the Mountain View City Council appointed Councilmember R. Michael Kasperzak, Jr. as the City's representative to both boards; Mr. Kasperzak's term ends on June 30, 2019. The next appointee, whose term will run from July 1, 2019 through June 30, 2023, will represent the City as the BAWSCA Board addresses water supply issues, works with the SFPUC to ensure the water supply system is properly maintained, and ensures member agencies and their customers are treated fairly in the allocation of capital improvement and operating costs.

On January 3, 2019, Council took action to revise the City Council Code of Conduct to add Section 2.6: *Appointment by Council to Regional Boards: Appointments to regional boards shall terminate upon the expiration of the Councilmember's term unless: (1) the Councilmember is reelected and can serve the full term on the regional board; or (2) action is taken by the Council to reappoint the individual to the regional board.*

Attachment 1 is a letter to the Mayor from the BAWSCA General Manager regarding the appointment of a new representative from the City. Enabling legislation for BAWSCA and the RFA requires the appointment be completed through action of the City Council, and the appointment process must be completed by September 30, 2019. The appointee must be a resident of and registered voter in Mountain View, and ideally will possess a strong interest in and desire to understand Bay Area water supply issues. There is no requirement to appoint the same representative to both boards and the Council is not required to appoint a Councilmember, but the BAWSCA Board and the RFA address related issues and having one individual serving on both boards will provide continuity for the City. Enabling legislation for BAWSCA and the RFA does not provide for alternate members.

In response to the BAWSCA General Manager's letter, the City Clerk requested Councilmembers express their interest in the BAWSCA/RFA Board position. Mayor Matichak has indicated her interest in serving as the City's Board member.

FISCAL IMPACT – None.

ALTERNATIVE

Appoint another individual to serve on the BAWSCA Board of Directors and RFA.

PUBLIC NOTICING – Agenda posting.

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GAH/CL/3/CAM
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Attachment: 1. January 24, 2019 letter from Nicole Sandkulla, BAWSCA General Manager, to Mayor Matichak