

Council Meeting of
August 28, 2012

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: City Manager – Appoint members to outside regional boards and agencies

RECOMMENDATION

Recommendation of the City Manager that City Council:

- 1) Concur with the appointments made by the Mayor to the Independent Cities Association, League of California Cities, Municipal Area Express, South Bay Cities Council of Governments, and West Vector Control District of LA County; and
- 2) Appoint the Mayor to the Sanitation District of LA County and the Southern California Association of Governments; and
- 3) Direct the City Manager to update and post Form 806 on the City's website.

BACKGROUND/ANALYSIS

At the City Council Meeting of August 7, 2012, your Honorable Body delayed appointment and approval of members to Outside Regional Boards and Agencies, so that staff could research recent changes to the Fair Political Practices Commission (FPPC) Regulation 18705.5. Subsequently, to comply with the FPPC's modified regulation, at the City Council Meeting of August 14, 2012, your Honorable Body adopted FPPC Form 806 and directed staff to post the form on the City's website. As such, Councilmembers may now vote on their own appointments to compensated positions on various types of boards and commissions

It has been the policy of the City Council that members are appointed by the Mayor to various regional boards and agencies. The following are the previous voting delegates and alternates for outside boards:

Board	Voting Delegate	Alternate
Independent Cities Association	Tom Brewer	Susan Rhilinger
League of California Cities – LA County Division	Approved by Council Action Bill Sutherland	Approved by Council Action Cliff Numark
Municipal Area Express (MAX)	Tom Brewer	Bill Sutherland
Sanitation Districts of LA County	Mayor Frank Scotto	Cliff Numark
So. Calif. Association of Governments (SCAG)	Approved by Council Action Mayor Frank Scotto	Approved by Council Action Tom Brewer
South Bay Cities Council of Governments (SBCCOG)	Susan Rhilinger	Tom Brewer
South Bay Economic Development Partnership (SBEDP)	Cliff Numark	Gene Barnett
West Vector Control District of LA County	Approved by Council Action Pat Furey (Effective 01/01/11 – 12/31/12)	

For this term, the Mayor has appointed the same Councilmembers from the previous term to serve as voting delegates and alternates for the outside boards. Since the South Bay Economic Development Partnership (SBEDP) is dissolved there will be no appointment to that Board.

In addition, Mayor Scotto is asking to be appointed to the boards of the Southern California Association of Governments (SCAG) and the Sanitation Districts of LA County that include: South Bay Cities Sanitation District and Sanitation District 5, staff respectfully recommends that separate action, with the participation of the Mayor, be taken to approve his appointments.

Should your Honorable Body concur with the Mayor's appointments, the City Manager also recommends that your Honorable Body direct staff to update FPPC Form 806 to reflect the above reappointments and to post the updated form on the City's website.

Respectfully submitted,

LeROY J. JACKSON
CITY MANAGER

By


Eleanor Barthe-Jones
Management Associate

CONCUR:


LeRoy J. Jackson
City Manager

Attachment A Updated FPPC Form 806

**Agency Report of:
Public Official Appointments**
A Public Document

1. Agency Name City of Torrance		California Form 806 For Official Use Only
Division, Department, or Region (If Applicable) N/A		
Designated Agency Contact (Name, Title) Sue Herbers, City Clerk		
Area Code/Phone Number (310) 618-2870	E-mail SHerbers@TorranceCA.Gov	Date Posted: 08-29-12 (Month, Day, Year)
		Page <u>1</u> of <u>1</u>

2. Appointments

Agency Boards and Commissions	Name of Appointed Person	Appt Date and Length of Term	Per Meeting/Annual Salary/Stipend
Municipal Area Express	Name <u>Brewer, Tom</u> (Last, First) Alternate, if any <u>Sutherland, Bill</u> (Last, First)	<u>08 / 28 / 12</u> Appt Date <u>until replaced</u> Length of Term	▶ Per Meeting: \$ <u>25.00</u> ▶ Estimated Annual: <input checked="" type="checkbox"/> \$0-\$1,000 <input type="checkbox"/> \$2,001-\$3,000 <input type="checkbox"/> \$1,001-\$2,000 <input type="checkbox"/> Other
Sanitation Districts of Los Angeles County	Name <u>Scotto, Frank</u> (Last, First) Alternate, if any <u>Numark, Cliff</u> (Last, First)	<u>08 / 28 / 12</u> Appt Date <u>until replaced</u> Length of Term	▶ Per Meeting: \$ <u>187.00</u> ▶ Estimated Annual: <input type="checkbox"/> \$0-\$1,000 <input type="checkbox"/> \$2,001-\$3,000 <input checked="" type="checkbox"/> \$1,001-\$2,000 <input type="checkbox"/> Other
Southern CA Association of Governments	Name <u>Scotto, Frank</u> (Last, First) Alternate, if any <u>Brewer, Tom</u> (Last, First)	<u>08 / 28 / 12</u> Appt Date <u>until replaced</u> Length of Term	▶ Per Meeting: \$ <u>120.00</u> ▶ Estimated Annual: <input type="checkbox"/> \$0-\$1,000 <input type="checkbox"/> \$2,001-\$3,000 <input checked="" type="checkbox"/> \$1,001-\$2,000 <input type="checkbox"/> Other
West Vector Control District of LA County	Name <u>Furey, Pat</u> (Last, First) Alternate, if any <u>None</u> (Last, First)	<u>01 / 01 / 13</u> Appt Date <u>2 years</u> Length of Term	▶ Per Meeting: \$ <u>100.00</u> ▶ Estimated Annual: <input checked="" type="checkbox"/> \$0-\$1,000 <input type="checkbox"/> \$2,001-\$3,000 <input type="checkbox"/> \$1,001-\$2,000 <input type="checkbox"/> Other

3. Verification

I have read and understand FPPC Regulation 18705.5. I have verified that the appointment and information identified above is true to the best of my information and belief.

Signature of Agency Head or Designee

Print Name

Title

(Month, Day, Year)

Comment: _____

Agency Report of: Public Official Appointments

California **806**
Form

A Public Document

Background

This form is used to report additional compensation that officials receive when appointing themselves to positions on committees, boards or commissions of a public agency, special district, and joint powers agency or authority. For example, a city councilmember may be appointed to serve as the city's representative on a joint powers insurance authority or a metropolitan planning organization or mayor. (Regulation 18705.5, amended 03.2012)

Each agency must post on its website a single Form 806 which lists all the paid appointed positions. When there is a change in compensation or a new appointment, the Form 806 is updated to reflect the change. The form must be updated promptly as changes occur.

Initial Agency Posting

As soon as possible, each agency should prepare a Form 806 identifying all of the current paid appointments to other governmental agencies. Thereafter, the form may be amended to include the future appointments.

Instructions

This form must be posted prior to a vote (or consent item) to appoint a governing board member to a paid position on another agency.

Part 1. Agency Identification

Identify the agency name and information on who should be contacted for information.

Part 2. Appointments

Identify the name of the other agency, board or commission. List the name of the official, and an alternate, if any.

List the appointment date and the length of term the agency official will serve. Disclose the stipend provided per meeting and the estimated annual payment. The annual salary is an estimate as it will likely vary depending on the number of meetings. It is not necessary to revise the estimate at the end of the calendar year.

Part 3. Verification

The agency head or his/her designee must sign the verification.

Frequently Asked Questions (FAQs)

1. When does an agency need to complete the Form 806?

A Form 806 is required when an agency's board members vote on an appointment for a board member to serve on another governmental agency and pay is provided.

2. The city council votes to serve as the city's housing authority, a separate entity. Will the Form 806 be required?

If the council members receive an additional compensation for serving on the housing authority, the Form 806 is required. If there is no payment, the Form 806 is not required.

3. Are appointments made by a governing board to appoint one of its members to serve as an officer of that board for additional pay (e.g. mayor) required to be disclosed on Form 806?

Yes. Regulation 18705.5 permits voting on your own appointment to position of mayor as well as other boards and commissions so long as proper disclosure on the Form 806 is made. This exception and disclosure apply to agencies with governing boards that are elected or appointed.

4. In determining the salary, must the agency include mileage reimbursements, travel payments, health benefits, and other compensation?

No. The FPPC regulation only requires the reporting of the stipend or salary.

5. Which agency must post the Form 806?

The agency that is voting to appoint a public official must post the Form 806 on its website. The agency that the official will serve as a member is not required to post the Form 806. The form is not sent to the FPPC.

6. When must the Form 806 be amended?

The Form 806 should be amended promptly upon any of the following circumstances: (1) the number of scheduled meetings is changed, (2) there is a change in the compensation paid to the members, or (3) there is a change in membership on the board or commission.

7. When a body meets irregularly, how should the annual compensation be estimated?

The agency should estimate compensation using the highest number of meetings.

8. In 2013 our agency will have a new appointment to a new agency. How is the Form 806 updated?

Before the agency votes on the appointment, the agency should update the Form 806 and identify the other governmental entity's name. If known, also include other information such as the number of meetings and stipend. As long as that information is posted prior to a vote of the governing board on an appointment, the agency is in compliance with Regulation 18705.5. Following the vote, the agency must update the form to identify the individual that will serve.

Privacy Information Notice

Information requested by the FPPC is used to administer and enforce the Political Reform Act. Failure to provide information may be a violation subject to penalties. All reports are public records available for inspection and reproduction. Direct questions to FPPC's General Counsel, Fair Political Practices Commission, 428 J Street, Ste. 620, Sacramento, CA 95814.