RESOLUTION NO. 2013-03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GRANTING LIMITED AUTHORITY TO THE CITY MANAGER TO ACT ON BEHALF OF THE CITY OF BELL IN MATTERS RELATING TO CSAC EXCESS INSURANCE AUTHORITY

WHEREAS, the CSAC Excess Insurance Authority (CSAC EIA), a public agency joint powers authority, is the City of Bell’s provider of excess workers compensation coverage; and

WHEREAS, the City of Bell (City) has and continues to make yearly payments to the CSAC EIA (Annual Fees), at a rate determined annually by the CSAC EIA; and

WHEREAS, in return for such Annual Fees, the City receives excess workers compensation coverage and risk-management services; and

WHEREAS, the CSAC EIA deposits a portion of the City’s Annual Fees into an account (Safety Account), from which the City is entitled to withdraw funds annually for the payment of certain risk-management expenses, for the purpose of reducing the City’s risk of claims relating to work-related injuries; and

WHEREAS, CSAC EIA has requested that each member of the CSAC EIA designate a person or position with authority to act on the member’s behalf in matters relating to the member and the CSAC EIA; and

WHEREAS, except as to those actions that must be approved by the City Council, such limited delegation of authority is being requested by CSAC EIA from the City of Bell in order to efficiently carry out the purposes and functions of the CSAC EIA with its members; and

WHEREAS, in order to ensure a person or position is delegated with authority to act on the member’s behalf in matters relating to the member and the CSAC EIA, action by the member’s governing body is necessary;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BELL DOES RESOLVE AS FOLLOWS:

SECTION 1. That the City Manager of the City of Bell is hereby appointed to act on behalf of the City of Bell on certain matters relating to the City of Bell and CSAC EIA, limited to those matters and subject to those limitations enumerated herein.

SECTION 2. That the City Manager is authorized to vote on behalf of the City on matters relating to the CSAC EIA, or to appoint a representative to vote on his or her behalf, including matters relating to the operation or management of the CSAC EIA, and shall not be required to first seek approval of the City Council of the City of Bell, subject to Section 5 below.

SECTION 3. That the City Manager is authorized to withdraw from the Safety Fund in an amount not to exceed $5,000.00 within a single year, without first seeking the approval of the City Council of the City of Bell, for the limited purpose of purchasing equipment to reduce the
risk of claims relating to work injuries. Examples include the purchase of ergonomic desk chairs or keyboards.

SECTION 4. That, upon withdrawing $5,000.00 within a single year, the City Manager must obtain approval of the City Council of the City of Bell for any additional withdrawals.

SECTION 5. That, in the event the City Manager uses the authority granted in this Resolution, the City Manager shall cause a quarterly report describing each instance in which the City Manager has used the authority to be provided to the City Council of the City of Bell. With respect to Safety Fund withdrawals, the City Manager shall include in each report a detailed description of (i) the amount of the withdrawal, (ii) the uses of the funds, and (iii) the employee(s) benefitted by such expenditure.

SECTION 6. That the City Manager shall act at all times in the best interest of the City of Bell when exercising this authority.

SECTION 7. That, upon termination of the employment of any City Manager for any cause whatsoever, the authority granted in this Resolution shall terminate automatically, and shall automatically be transferred to the new City Manager.

SECTION 8. That the City Clerk shall certify to the adoption of this Resolution.
ADOPTED AND APPROVED THIS 6th DAY OF FEBRUARY, 2013

Ali Saleh, Mayor

APPROVED AS TO FORM:

David Aleshire, City Attorney

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, Rebecca Valdez, City Clerk of the City of Bell, hereby attest to and certify that the foregoing resolution is the original resolution adopted by the Bell City Council at its regular meeting held on the 6th day of February, 2013, by the following vote:

AYES: COUNCILMEMBER HARBOR, QUINTANA, VALENCE, MAYOR PRO-TEM ALVAREZ AND MAYOR SALEH
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Rebecca Valdez, CMC, City Clerk