

Resolution No. 9969

Resolution of the Council of the City of Palo Alto Amending and Restating
Resolution 9677 to Add Term Limits for Members of the Storm Water
Management Oversight Committee

R E C I T A L S

A. On November 14, 2005, the City Council adopted Resolution No. 8573, establishing the Storm Drain Oversight Committee to review the proposed operating and capital budget of the Storm Drainage Fund and the year-end financial report documenting the expenditures of the Storm Drainage Fund in the previous fiscal year.

B. On August 29, 2016, the City Council adopted Resolution No. 9624, calling a Mail Ballot Election in connection with the City's proposed Storm Water Management Fee.

C. On October 24, 2016, the City Council adopted Resolution No. 9635, proposing a Storm Water Management Fee to replace the Storm Drainage Fee, calling a Public Hearing for October 24, 2016 with respect to such Fee and adopting Procedures relating to the conduct of a Protest Hearing and Mail Ballot Election.

D. On May 1, 2017, the City Council adopted Resolution 9677, which replaced the Storm Drain Oversight Committee with the Storm Water Management Oversight Committee.

E. The City Council now intends to impose term limits on members of the Storm Water Management Oversight Committee by amending and restating Resolution 9677 as follows below. The City Council also intends to move the recruitment period to end with appointments in April from the past practice of May appointments. This effort is intended to mirror the same changes being made to the codified boards and commissions in an ordinance introduced in June 2021.

The Council of the City of Palo Alto RESOLVES as follows:

SECTION 1. The Storm Drain Oversight Committee is decommissioned effective May 31, 2017.

SECTION 2. Committee Established. The City of Palo Alto Storm Water Management Oversight Committee is hereby created to review proposed storm water management capital improvements and operating programs to be funded from the Storm Water Management Fees and to monitor expenditures of the fund.

SECTION 3. Committee Membership and Appointment. The Committee shall consist of seven members who are selected and appointed by the City Council for a term of four years.

Committee members shall serve without compensation. Each Committee member shall be a resident of Palo Alto, an employee of a business located in Palo Alto or an owner of real property within the City. No member shall be a council member, officer or employee of the City. Effective January 1, 2022, terms of office due to expire on May 31 of each year shall be extended to expire on March 31 of the following year, and thereafter terms of office shall commence on April 1.

SECTION 4. Term limits. Effective January 1, 2022, no person may serve more than two consecutive terms of office as a member of the Committee.

- (a) For the purposes of this section, a member will be considered to have served a term of office if he or she serves more than two years within one term.
- (b) A member's service that began on or before January 1, 2022 shall count under the provisions of this section only for those members who served for at least one day on the Committee between January 1, 2021 and January 1, 2022. Notwithstanding the previous sentence, members on Committee as of January 1, 2022 shall be permitted to complete their term.
- (c) A member who has served two consecutive terms of office may remain as a member of the Committee for up to six months past the end of the term if no replacement is appointed or until a replacement is appointed, whichever comes first.
- (d) A member who has served two consecutive terms of office shall not be appointed to the Committee within one year of the last date of service.

SECTION 5. Committee Duties. The Committee shall discharge its oversight duties by:

- (a) Meeting at least once a year to review the proposed operating and capital budgets of the Storm Water Management Fund for the next fiscal year. The Committee shall prepare a report documenting its findings with respect to the proposed budget and submit the report to the Finance Committee of the City Council prior to June 30th each year.
- (b) Meeting at least once a year to review the year-end financial report documenting the expenditures of the Storm Water Management Fund in the previous fiscal year. The Committee shall prepare a report documenting its findings with respect to the expenditures and submit the report to the City Council prior to May 31st each year.

SECTION 6. Meeting Procedures. The Committee shall conduct open public meetings, duly noticed in accordance with the Ralph M. Brown Act. The Committee may establish rules and procedures governing the conduct of its meetings.

SECTION 7. The City Clerk is directed to place advertisements announcing Committee vacancies in a newspaper of general circulation in the City, two times within a two week period.

SECTION 8. This resolution supersedes Resolution 9677.

SECTION 9. This resolution shall be effective January 1, 2022.

SECTION 10. The Council finds that this is not a project under the California Environmental Quality Act and, therefore, no environmental impact assessment is necessary.

INTRODUCED AND PASSED: June 21, 2021

AYES: BURT, DUBOIS, FILSETH, KOU, STONE, TANAKA

NOES: CORMACK

ABSENT:

ABSTENTIONS:

ATTEST:

DocuSigned by:
Beth Minor
27523117DA804D7...
City Clerk

APPROVED:

DocuSigned by:
T. Dubois
DD53585CA6CB4E9...
Mayor

APPROVED AS TO FORM:

DocuSigned by:
Tim Shimizu
23DECA072A0E483...
Deputy City Attorney

DocuSigned by:
Ed Shikada
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City Manager

DocuSigned by:
Brad Eggleston
DF8505A6373A4DF...
Director of Public Works

DocuSigned by:
Kelly S. Nose
0513042E38B4409...
Director of Administrative Services

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Palo Alto , CA 94301

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Tim Shimizu

Tim.Shimizu@CityofPaloAlto.org

Deputy City Attorney

Security Level: Email, Account Authentication
(None)

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Tim Shimizu

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Kiely Nose

Kiely.Nose@CityofPaloAlto.org

Director, Administrative Services/CFO

City of Palo Alto

Security Level: Email, Account Authentication
(None)

DocuSigned by:

Kiely S. Nose

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Brad Eggleston

Brad.Eggleston@CityofPaloAlto.org

Director of Public Works

City of Palo Alto

Security Level: Email, Account Authentication
(None)

DocuSigned by:

Brad Eggleston

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Ed Shikada

Ed.Shikada@CityofPaloAlto.org

Ed Shikada, City Manager

City of Palo Alto

Security Level: Email, Account Authentication
(None)

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Ed Shikada

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Signer Events

Tom DuBois
 tomforcouncil@gmail.com
 Security Level: Email, Account Authentication
 (None)

Signature

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Electronic Record and Signature Disclosure:
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Beth Minor
 beth.minor@cityofpaloalto.org
 City Clerk
 City of Palo Alto
 Security Level: Email, Account Authentication
 (None)

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