



STAFF REPORT

TO: THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL
MEETING DATE: JULY 22, 2024
FROM: TOM DUBOIS, CITY MANAGER
SUBJECT: ARSA DISSOLUTION PROCESS

Background:

As part of the ARSA dissolution process, the board of each member agency needs to first amend the JPA and then later to approve the dissolution and direct their representation to move forward dissolving the JPA.

Tonight, we are asking to complete the first step, the JPA amendment. The proposed 2-page JPA Amendment (Attachment A) amends Subparagraphs 9.1(a) and (b) of the 1982 Amended Agreement (Attachment B) to allow the City of Sutter Creek to succeed ARSA for all purposes. Subparagraph 9.2 has been deleted and incorporated into 9.1(b).

Section 9.1(a) of the proposed JPA Amendment states that the JPA shall continue until a majority of the member agencies terminate the Agreement. This language remains essentially unchanged. However, it also provides that should Sutter Creek succeed ARSA, then Sutter Creek must be one of the two entities agreeing to terminate and dissolve ARSA.

Section 9.1(b) of the proposed JPA Amendment also provides that Sutter Creek must first give the other member agencies permission to proceed with the dissolution. (This is because SC has administrative and contractual matters it will need to have completed before dissolution can be finalized).

Next Steps:

1. Each member agency approves the JPA Amendment at a public meeting.
2. At a later date, after City of Sutter Creek gives the other member agencies permission to proceed: Each member agency would then approve the attached resolution (Attachment C) authorizing dissolution of the JPA.

Recommendation:

Approve the Amendment of the Amador Regional Sanitation Authority JPA and direct the City of Sutter Creek ARSA Board members to take the appropriate action as needed to complete the process.