

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS RESCINDING RESOLUTION NO. 5305 AND APPOINTING CERTAIN CITY EMPLOYEES TO THE ASSOCIATION OF BAY AREA GOVERNMENTS (ABAG) POOLED LIABILITY ASSURANCE NETWORK (PLAN) BOARD OF DIRECTORS**

**WHEREAS**, the City of Milpitas has been a charter member of the ABAG PLAN Corporation since June 2, 1986; and

**WHEREAS**, ABAG PLAN Corporation is a self-funded insurance pool serving public agencies; and

**WHEREAS**, the operations of these programs are governed by a Board of Directors consisting of one representative from each member agency; and

**WHEREAS**, since June 17, 1986, the City of Milpitas designated representatives have been the Assistant City Manager and the Director of Financial Services as an alternate; and

**WHEREAS**, participation on the Board of Directors has been carried out by City staff as part of its regular duties and does not result in any remuneration to the employee; and

**WHEREAS**, it is recommended that the City Council update the individuals appointed to the ABAG PLAN Board of Directors.

**NOW, THEREFORE**, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Council hereby rescinds Resolution No. 5305 effective on September 3, 2013.
3. The City Council hereby designates the following individuals as appointees to the ABAG PLAN Board of Directors:

<b>Title</b>	<b>Designation</b>
Director of Financial Services	Director
Assistant City Attorney	Voting Alternate Director

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
Mary Lavelle, City Clerk

\_\_\_\_\_  
Jose S. Esteves, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Michael J. Ogaz, City Attorney