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MEMORANDUM

DATE: July 13, 2017

TO: MGSA Board of Directors

FROM: Michael S. Frank, Executive Officer

SUBJECT: Delegation of Authority to Executive Officer to Accept Transfer of Streetlights from Member Agencies

Recommendation

Approve resolution delegating to the MGSA Executive Officer the authority to accept property transfer of streetlights from member agencies.

Background

In 1985, almost all Marin cities, towns, and the County of Marin formed the Marin Street Light Acquisition Authority (“MSLAJPA”) to acquire streetlights from PG&E and address escalating maintenance costs. The following year, MSLAJPA acquired those streetlights by eminent domain. It was decided that the MSLAJPA would retain title to the lights and provide a system of countywide maintenance and insurance. The MSLAJPA subsequently became the Marin General Services Authority (“MGSA”) and the streetlights were transferred to that joint powers authority.

Discussion

The original 1986 eminent domain action identified streetlights from long lists of PG&E computer data printouts. The lists were of questionable accuracy. Over the decades, as member agencies have added streetlights through new streets or streetscape improvements, there has not been a process to transfer ownership of this property to MGSA. MGSA and agencies have, however, acted as if those streetlights belonged to MGSA.

MGSA staff is in the process of working with MGSA’s electrical contractor to improve the accuracy of our streetlight inventory and to combine and reconcile with our MarinMap GIS

data. In addition, there is a desire to formally accept streetlights as they are added to the inventory of member agencies. Recently, a number of new streetlights were added to the Marin Civic Center which prompted a review of this process. A future MGSA project is to review the streetlight inventory and determine which streetlights need formal action to transfer ownership.

The requested action of the Board in this report is to facilitate this process. The attached resolution delegates to the Executive Officer of MGSA the authority to accept streetlight property from member agencies.

Attachment

1. Resolution 2017 - 07 titled, "Delegation to the MGSA Executive Officer the Authority to Accept Property Transfer of Streetlights from Member Agencies."



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MARIN GENERAL SERVICES AUTHORITY

**DELEGATION TO THE MGSA EXECUTIVE OFFICER THE AUTHORITY
TO ACCEPT PROPERTY TRANSFER OF STREETLIGHTS FROM MEMBER AGENCIES**

RESOLUTION 2017 – 07

WHEREAS, certain local agencies within the County of Marin formed the Marin Street Light Acquisition Authority (“MSLAJPA”) in 1985 to acquire certain streetlights from PG&E; and

WHEREAS, the MSLAJPA did acquire those streetlights by eminent domain in 1986 and it was decided that the MSLAJPA would retain title to the lights; and

WHEREAS, the MSLAJPA subsequently became the Marin General Services Authority (“MGSA”) and the streetlights were transferred to that joint powers authority; and

WHEREAS, member agencies occasionally add new streets with streetlights and add streetlights to existing streets; and

WHEREAS, there is a desire to extend the benefits of having one agency manage the maintenance contract and maintain insurance for the streetlights in Marin County as has been proven in the past and such transfer of property is permitted by law under Government Code § 6508.

NOW THEREFORE, BE IT RESOLVED, that the Board of the Marin General Services Authority delegates to the Executive Officer the authority to accept property transfer of streetlights from member agencies.

Adopted this 13th day of July 2017.

Ayes:

Noes:

Absent:

Resolution 2017 – 07

Sean Condry, MGSA Board President

Attested By:

Michael S. Frank, Executive Officer