

RESOLUTION NO. MA ____-21

Resolution Of The Board Of Directors Of The Management Of Emeryville Services Authority (MESA) Approving An Agreement Of Employment Between MESA And Andrea Visveshwara As Interim City Attorney/General Counsel For The Period Of April 24, 2021 Through October 31, 2021, And Authorizing The Chair Of The Board Of Directors To Execute Said Agreement On Behalf Of The MESA

WHEREAS, on January 20, 1998 the City of Emeryville and Emeryville Redevelopment Agency adopted a Joint Powers Agreement to create the Management of Emeryville Services Authority (“MESA”); and

WHEREAS, on June 2, 1998, the City of Emeryville and MESA entered into an Operating Agreement whereby certain non-public safety classifications of employees of the City of Emeryville, including that of City Attorney, were transferred to MESA and thereafter have been employees of MESA; and

WHEREAS, the MESA employees within the classifications delineated in Section 2 of the Operating Agreement, including that of City Attorney, provide certain management, administrative, special or general personnel services to the City; and

WHEREAS, the position of City Attorney of the City of Emeryville also fulfills duties as City Attorney for the City of Emeryville Successor Agency, General Counsel of the Emeryville Public Financing Authority, the Emeryville Community Development Commission, and the MESA; and

WHEREAS, section 4.F of the Operating Agreement between MESA and the City of Emeryville provides that the City shall “provide all hiring, disciplinary and general personnel administration for MESA and its employees”; and

WHEREAS, City Attorney/General Counsel Michael Guina has accepted a position with another agency requiring the placement of an Interim City Attorney while a recruitment for the position of City Attorney/General Counsel is conducted;

WHEREAS, the MESA Board of Directors and Assistant City Attorney Andrea Visveshwara have negotiated the terms of an Agreement of Employment for her interim placement in the position of City Attorney/General Counsel for the period April 24, 2021 through October 31, 2021, as set forth in Exhibit A attached hereto; now, therefore, be it

RESOLVED, that the Board of Directors of the Management of Emeryville Services Authority hereby approves an Agreement of Employment between the Management of Emeryville Services Authority and Andrea Visveshwara as Interim City Attorney/General Counsel for the period of April 24, 2021 through October 31, 2021, in the form attached hereto as Exhibit A, and authorizes the Chair of the Board of Directors to execute said Agreement of Employment on behalf of the Management of Emeryville Services Authority.

ADOPTED, by the Board of Directors of the Management of Emeryville Services Authority
at a regular meeting held on Tuesday, April 20, 2021, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

CHAIR

ATTEST:

APPROVED AS TO FORM:

A handwritten signature in blue ink, appearing to read "Michael Quinn", is written over a horizontal line.

CITY CLERK

LEGAL COUNSEL