

**HERCULES CITY COUNCIL
RESOLUTION 2026-XX**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES APPROVING
THE MUNICIPAL POOLING AUTHORITY AMENDED AND RESTATED JOINT
EXERCISE OF POWERS AGREEMENT**

WHEREAS, Municipal Pooling Authority (“MPA”) was formed in 1977 by a Joint Exercise of Powers Agreement (“JPA”); and

WHEREAS, MPA was formed primarily to mitigate the rising costs of private insurance for liability and workers’ compensation by pooling fiscal resources to share in the cost of administering and litigating claims; and

WHEREAS, the City of Hercules is a Member Agency of MPA; and

WHEREAS, to be a member of MPA and participate in any of its programs, each member’s governing body must agree to the Joint Exercise of Powers Agreement (“JPA Agreement”), as this is the required foundational and governing document that outlines MPA’s powers and organizational structure; and

WHEREAS, the last version of the JPA Agreement was adopted by the Board of Directors in 2004 and executed in 2005 by its members and has recently undergone an extensive review and revision process involving the MPA Board of Directors, MPA staff and legal counsel, and each member agency; and

WHEREAS, the recommended amendments include both substantive updates and formatting refinements to ensure clarity and consistency; and

WHEREAS, the MPA Board of Directors on January 13, 2026, approved the Municipal Pooling Authority Amended and Restated Joint Exercise of Powers Agreement, attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, the City Council of the City of Hercules is familiar with the contents thereof.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hercules as follows:

1. The City Council hereby approves the Municipal Pooling Authority Amended and Restated Joint Exercise of Powers Agreement; and
2. The City’s designated primary or alternate MPA Board member (Resolution No. 24-060) is hereby authorized and directed to execute the Municipal Pooling

Authority Amended and Restated Joint Exercise of Powers Agreement on behalf of the City of Hercules.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 14th day of April 2026, by the following vote of the Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chris Kelley, Mayor

ATTEST:

Eibleis Melendez, City Clerk