

Board of Directors  
Monterey Regional Waste Management Authority

**RESOLUTION NO. 2009-1A**

**A RESOLUTION OF THE  
MONTEREY REGIONAL WASTE MANAGEMENT AUTHORITY  
ESTABLISHING THE AUTHORITY INVESTMENT POLICY AND GUIDELINES  
FOR THE FISCAL YEAR 2009/10**

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**WHEREAS;** the legislative body of a local agency may invest surplus monies not required for the immediate necessities of the local agency in accordance with the provisions of California Government Code Sections 5921 and 53630 et seq.; and

**WHEREAS;** the Legislature of the State of California has declared that the deposit and investment of public funds by local officials and local agencies is an issue of statewide concern and has passed legislation to restrict permissible investments and promote oversight procedures; and

**WHEREAS;** it is necessary to establish the policy and guidelines for the Authority to invest public funds in a manner which will provide a high level of safety and security of principal; and

**WHEREAS;** the Finance Manager of the Monterey Regional Waste Management District shall annually prepare and submit a statement of investment policy and such policy, and any changes thereto, shall be considered by the legislative body at a public meeting; and

**WHEREAS;** the Authority Investment Policy and Guidelines for Fiscal Year 2009/10 has been developed and presented to this Board this date;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Monterey Regional Waste Management Authority that it does hereby adopt the attached (EXHIBIT A) Investment Policy and Guidelines and authorizes and directs the Finance Manager to use said Policy and Guidelines in the investment of Authority funds.

**PASSED AND ADOPTED** at a regular meeting by the Board of Directors of the Monterey Regional Waste Management Authority duly held on July 17, 2009, by the following votes:

**AYES:**

**NOES:**

**ABSENT:**

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Leo Laska  
Chairman of the Board

**ATTEST:**

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William M. Merry  
General Manager



# Memorandum

## MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

DATE: July 10, 2009  
TO: General Manager  
FROM: Finance Manager  
SUBJECT: Investment Policy and Guidelines for Fiscal Year 2009/20

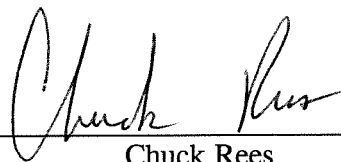
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**RECOMMENDATION:** That the Board Adopt Resolution 2009-1A establishing the Authority Investment Policy and Guidelines for Fiscal Year 2009/10 and direct staff to continue to establish an annual investment policy.

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### **BACKGROUND:**

The State of California 2003/04 Budget Act (Act) suspended, for one year, the state-mandated investment reporting requirements for local agencies to their legislative bodies and oversight committees. The Act also removed the fiscal reimbursement for the cost of preparing local agency investment policies and reports. Effective January 1, 2007, the California Government Code Section 53646 was revised to remove the annual mandatory filing of a local agency's annual investment policy. The section now provides the chief fiscal officer of a local agency the option of submitting an annual investment policy to his/her legislative body. Effective January 1, 2008, changes made to the California Government Code Section 53601(d) authorized local agencies to invest in registered treasury notes and bonds issued by and of the other 49 states in addition to California. The Authority Policy and Guidelines comply with these limitations.



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Chuck Rees

Enclosures

# ***MONTEREY REGIONAL WASTE MANAGEMENT AUTHORITY***

## **EXHIBIT A**

### **INVESTMENT POLICY AND GUIDELINES** **FOR FISCAL YEAR 2009/2010**

#### **I. Policy**

It is the policy of the Monterey Regional Waste Management Authority (Authority) to invest public funds in a manner that will provide a high level of safety and security of principal. Given this level of safety, the investment return will be maximized while meeting the cash flow demands of the entity and conforming to all state and local statutes governing the investment of funds.

#### **II. Scope**

It is intended that this policy cover all funds and investment activities under the direction of the Authority.

#### **III. Prudence**

Investments shall be made with judgement and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

The standard of prudence to be used by investment officials shall be the “prudent person” standard and shall be applied in the context of managing an overall portfolio. Investment officers acting in accordance with written procedures and the investment policy and exercising due diligence shall be relieved of personal responsibility for an individual security’s credit risk or market price changes, provided deviations from expectations are reported in a timely manner and appropriate action is taken to control adverse developments.

#### **IV. Objectives**

The primary objectives, in priority manner, of the investment activities of the Authority shall be:

- 1) Safety. Safety of principal is the foremost objective of the investment program. Investments of the Authority shall be undertaken in a manner that seeks to ensure preservation of capital in the portfolio.
- 2) Liquidity. The investment portfolio of the Authority will remain sufficiently liquid to enable the Authority to meet its cash flow requirements.
- 3) Return on Investment. The investment portfolio of the Authority shall be designed with the objective of attaining a market rate of return on its investments consistent with the constraints imposed by its safety objective and cash flow considerations.

**V. Delegation of Authority**

The management responsibility for the investment program is hereby delegated to the Monterey Regional Waste Management District's Finance Manager who shall monitor and review all investments for consistency with this investment policy. No person may engage in an investment transaction except as provided under the limits of this policy.

**VI. Ethics and Conflict of Interest**

Officers and employees involved in the investment process shall refrain from personal business activities that could conflict with proper execution of the investment program, or which could impair their ability to make impartial decisions.

**VII. Permitted Investment Instruments**

The following are the authorized investment instruments for the Authority:

- 1) Local Agency Investment Fund (LAIF)
- 2) US Treasury Securities Money Market Fund

**VIII. Reporting Requirements**

Monthly investment reports shall be submitted to the Board. The report shall include the type of investment, issuer, date of maturity, current annual yield, and cost, market and par values. In addition, reports will include certification that:

- 1) All investment actions executed in the latest report have been made in full compliance with the Investment Policy and;
- 2) There are adequate funds to meet budgeted and actual expenditures for the next six months for the Authority.