

RESOLUTION NO. 20-0116

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL APPROVING THE SECOND AMENDED AND RESTATED JOINT POWERS AGREEMENT FOR THE SOUTH BAY REGIONAL PUBLIC COMMUNICATIONS AUTHORITY

RECITALS:

- A. The Joint Exercise of Powers Act, California Government Code Section 6500, et seq. (the "Joint Powers Act"), provides that public agencies by agreement may jointly exercise any power common to the contracting parties.
- B. Pursuant to the Joint Powers Act, the cities of Gardena, Hawthorne, and Manhattan Beach (collectively, the "Member Agencies") have heretofore entered into that certain Joint Exercise of Powers Agreement, effective as of November 4, 1975 (the "Original JPA Agreement"), pursuant to which the public entity known as the "South Bay Regional Public Communications Authority" (the "Authority") was created to consolidate public safety services communications and develop, implement, operate and maintain a consolidated regional public safety radio and dispatch system in that certain geographical region of the County of Los Angeles known as the "South Bay."
- C. The Member Agencies have previously amended and restated the Original JPA Agreement by entering into an Amended and Restated Joint Powers Agreement effective as of April 25, 2001 (the "JPA Agreement"), which amended the Original JPA Agreement to clarify the method by which the Authority's purpose will be accomplished.
- D. Section 11 of the JPA Agreement provides that the JPA Agreement may be amended by written agreement of all the Member Agencies.
- E. The Member Agencies desire and believe it to be in their best interest to further amend and restate the JPA Agreement to make certain clarifications and address certain amendments to the Joint Powers Act by entering into a Second Amended and Restated Joint Powers Agreement (the "Second Amended JPA Agreement"), the form of which is on file with the City Clerk of the City of Manhattan Beach (the "City").

THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The form of the Second Amended JPA Agreement is hereby approved, and the Mayor is hereby authorized and directed, for and on behalf of the City, to execute and deliver the Second Amended JPA Agreement in substantially the form on file with the City Clerk and presented to this meeting,

with such changes therein as the Mayor may approve, such approval to be conclusively evidenced by his execution and delivery thereof.

SECTION 2. The City Clerk shall coordinate with the Secretary of the Authority to cause, upon execution of the Second Amended JPA Agreement by all of the Member Agencies, a copy of the Second Amended JPA Agreement to be filed with the California Secretary of State pursuant to Section 6503.5 of the Joint Powers Act and with the California Controller and the local agency formation commission in the County of Los Angeles pursuant to Section 6503.6 of the Joint Powers Act.

SECTION 3. The City Council hereby approves the Joint Powers Agreement between the Cities of Manhattan Beach, Gardena and Hawthorne dated upon execution, for public safety dispatch services.

SECTION 4. The Council hereby directs the City Manager to execute the Agreement on behalf of the City.

SECTION 4. The City Clerk shall certify to the passage and adoption of this resolution.

ADOPTED on October 6, 2020.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

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RICHARD MONTGOMERY  
Mayor

ATTEST:

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LIZA TAMURA  
City Clerk