

RESOLUTION NO. 2009-17

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LOS ALAMITOS, CALIFORNIA, APPROVING AN AMENDED
AND RESTATED ORANGE COUNTY COUNCIL OF
GOVERNMENTS (OCCOG) JOINT POWERS AGREEMENT**

WHEREAS, the Orange County Council of Governments (OCCOG) serves as a Southern California Association of Governments (SCAG) subregional organization that represents the interests of Orange County in the consideration of SCAG plans, programs, policies and legislative platforms; and,

WHEREAS, the OCCOG was duly established by a Joint Powers Agreement as a separate legal entity by and between thirty (30) founding Member Agencies between April 1996 and January 1998, with said member agency representation currently comprised of forty (40) public agencies; and with each member, by and through its legislative body, independently determining that the public interest, convenience and necessity required creation of a Joint Powers Authority known as OCCOG; and,

WHEREAS, OCCOG Board of Directors recognized the need to amend and restate the original OCCOG Joint Powers Agreement to: streamline and make consistent certain provisions relating to OCCOG between the provisions in the Joint Powers Agreement and the provisions of the OCCOG Bylaws; address updated references to Member Agencies and their voting on the OCCOG Board of Directors; add a provision to establish membership dues for member agencies; clarify the powers and limitations of OCCOG; and broaden the ability of OCCOG to retain staff and consultants; and,

WHEREAS, the OCCOG Board of Directors duly conducted a public meeting on the amended and restated OCCOG Joint Powers Agreement on June 25, 2009, and unanimously adopted the said amended and restated Joint Powers Agreement and authorized the transmittal of said amended and restated Joint Powers Agreement to the OCCOG Member Agencies for execution by the legislative body of each Member Agency; and,

WHEREAS, in the conduct of its business, the OCCOG has further established Bylaws which govern the effective and efficient conduct of the OCCOG, with the founding OCCOG Bylaws adopted on May 17, 1997; and,

WHEREAS, the OCCOG has concurrently undertaken a comprehensive assessment and revision to its adopted Bylaws, in consultation with the OCCOG Board Ad Hoc Bylaws Subcommittee and the Orange County City Managers Association OCCOG Oversight Committee; and,

WHEREAS, the OCCOG Board of Directors, as its meeting of June 25, 2009, reviewed, considered and adopted a comprehensive technical and policy revision to the OCCOG Bylaws to further define the operation of the OCCOG; and,

WHEREAS, the revised OCCOG Bylaws effect such changes as refining OCCOG board membership and voting provisions, authorizing membership dues; requiring that OCCOG board members be from dues-paying member agencies in good standing; and achieving a consistency between the provisions of the OCCOG Joint Powers Agreement and the OCCOG Bylaws; and,

WHEREAS, the 2009 amendment to the OCCOG Bylaws provides a comprehensive technical and policy revision to the OCCOG Bylaws, which are consistent with a 2009 amended and restated OCCOG Joint Powers Agreement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS DOES RESOLVE AS FOLLOWS:

SECTION 1. The City Council of the City of Los Alamitos finds that the above recitals are true and correct.

SECTION 2. The City of Los Alamitos City Council hereby approved the amended and restated OCCOG Joint Powers Agreement as adopted by the Orange County of Council Governments on June 25, 2009, attached hereto as Exhibit A and incorporated herein by the reference.

SECTION 3. Authorizes the Mayor of Los Alamitos to execute the amended and restated OCCOG Joint Powers Agreement, and transmit the signed OCCOG Joint Powers Agreement to the OCCOG Interim Executive Director.

SECTION 4. The City Clerk shall certify as to the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED this 8th day of September, 2009.

Troy Edgar, Mayor

ATTEST:

Jeffrey L. Stewart, City Clerk

APPROVED AS TO FORM:

Dean Derleth, City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LOS ALAMITOS)

I, Jeffrey L. Stewart, City Clerk of the City of Los Alamitos, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 8th day of September, 2009, by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Jeffrey L. Stewart, City Clerk