

RESOLUTION 81-07

RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A JOINT EXERCISE OF POWERS AGREEMENT FOR THE EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY (EBRCS)

WHEREAS, Public Safety representatives from Alameda and Contra Costa Counties have been working to evaluate the feasibility of developing a regional communications system to serve all jurisdictions in both counties; and

WHEREAS, after the Study Session on this issue of Interoperability, the Council provided direction to the City Manager to bring back a Resolution for consideration to proceed with the next step in the process and which shows the interest and the willingness of the City of Richmond to participate in the East Bay Regional Communications System (EBRCS); and

WHEREAS, the Council also authorized the City Manager to sign a Letter of Intent to support the formation of the EBRCS, Governed by a Joint Powers Authority (JPA) for Alameda and Contra Costa Counties; and

WHEREAS, Chapter 5 of Division 7 of Title 1 of the California Government Code authorizes public agencies, including the City of Richmond, to enter into an agreement for the joint exercise of any power common to them; and

WHEREAS, numerous public entities (the "Members") wish to enter into such an agreement, including Alameda County and Contra Costa County and many cities and other public entities located within those counties;

WHEREAS, the Members have determined that the public interest will be served by the joint exercise of these common powers through this agreement and the creation of a joint powers authority to acquire, plan, design, finance, construct, operate and maintain a P25-compliant or equivalent communications system serving Alameda and Contra Costa Counties and individual political jurisdictions therein; and

WHEREAS, the members have further determined that such an East Bay Regional Communications System Project, to which Members and non-members may subscribe subject to the provisions set forth in the joint powers agreement, should be undertaken in order to meet public safety communications needs of the Members, and that the EBRCS will have regional consequences beyond the Members' geographical jurisdictions, thus encouraging participation by other governmental agencies, including but not limited to, the State and Federal Government.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Richmond, that the City Manager is authorized to execute a Joint Powers Agreement for the East Bay Regional Communications System Authority.

I CERTIFY that the foregoing was passed and adopted by the Council of the City of Richmond at a meeting held on July 31, 2007, by the following vote:

AYES: Councilmembers Butt, Lopez, Marquez, Rogers, Sandhu, Thurmond, Virmaontes, and Mayor McLaughlin

NOES: Councilmember Bates

ABSTAIN: None

ABSENT: None

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

GAYLE McLAUGHLIN
Mayor

Approved as to form:

LOUISE RENNE, Interim
City Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 81-07, finally passed and adopted by the Council of the City of Richmond at a meeting held on July 31, 2007.