

RESOLUTION NO. 7475

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SOUTH GATE APPROVING THE “FIRST AMENDMENT
TO THE FOURTH AMENDED JOINT EXERCISE OF
POWERS AGREEMENT WITH HUB CITIES
CONSORTIUM”**

WHEREAS, the introductory paragraph of the Fourth Amended Joint Exercise of Powers Agreement (“Agreement”) establishes the parties to the Hub Cities Consortium, which are the City of Cudahy, the City of Huntington Park, the City of Lynwood, the City of Maywood, and the City of South Gate; and

WHEREAS, Section 9 of Article VI of the Agreement states that upon approval by the Board of Directors of the Hub Cities Consortium (“Board”) and by their governing bodies, additional cities may become parties to the Agreement; and

WHEREAS, the City of Bell Gardens wishes to become a party to the Agreement; and

WHEREAS, on November 17, 2011 the Board passed Resolution 11 -01, which approved the inclusion of the City of Bell Gardens as a party to the Agreement;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES
HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. The City Council approves the “First Amendment to the Fourth Amended Joint Exercise of Powers Agreement,” which is attached hereto as “Exhibit A” and incorporated herein by this reference.

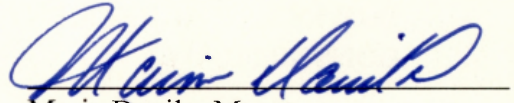
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SECTION 2. The City Council authorizes the Mayor to execute the “First Amendment to the Fourth Amended Joint Exercise of Powers Agreement.”

SECTION 3. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

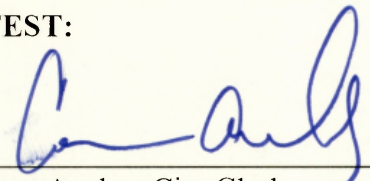
PASSED, APPROVED and ADOPTED on this 14th day of February, 2012.

CITY OF SOUTH GATE:



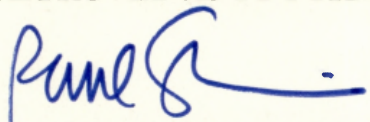
Maria Davila, Mayor

ATTEST:



Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

Exhibit A

First Amendment to the Fourth Amended Joint Exercise of Powers Agreement Hub Cities Consortium

This First Amendment is to that Fourth Amended Joint Exercise of Powers Agreement dated for reference April 1, 1998, attached herein as Exhibit A ("Agreement") and is made by and among the City of Bell Gardens, City of Cudahy, City of Huntington Park, City of Lynwood, City of Maywood and City of South Gate ("Cities").

This First Agreement is made pursuant to the Joint Exercise of Powers Law (Articles 1 through 4 [commencing with Section 6500] of Chapter 5, Division 7, Title 1 of the California Government Code, as now or hereafter amended, hereinafter the "Act").

PREAMBLE

Whereas, the City of Bell Gardens desires to be a member of the Hub Cities Consortium, a joint powers authority, organized to provide for the development of a systematic process for the planning, implementation and coordination of programs for the delivery of job training, economic development and human services;

Whereas, Section 9 of Article VI of the Agreement requires that any city that desires to be part of the Hub Cities Consortium be approved by the Hub Cities Consortium Board of Directors;

Whereas, on November 17, 2011, the Board of Directors passed Resolution No. 11-01, approving the inclusion of Bell Gardens to the Hub Cities Consortium; and

Whereas, the City of Bell Gardens desires to be a party to the Agreement.

NOW, THEREFORE and in consideration of the foregoing and of the mutual covenants and promises herein set forth, the Cities agree to amend the Agreement as follows:

Section 1. The Agreement is amended to include the City of Bell Gardens as a party to the Agreement. By its signature to this Amendment No. 1, Bell Gardens agrees to be a party to the Agreement and accepts the terms of the Agreement.

Section 2. The first paragraph of the Agreement is hereby amended to read as follows (with new language underlined and in bold lettering and omitted language struck):

"This Fourth Amended Joint Exercise of Powers Agreement (the "Agreement"), dated for reference April 1, 1998, is by and among the cities of Cudahy, California, Huntington Park, California, Lynwood, California, Maywood, California, and South Gate, California **and Bell Gardens, California** (collectively, the "Cities"). Each of the Cities is a municipal corporation duly organized and existing under the Constitution and laws of the

State of California. The address of the principal business offices of the individual Cities is as follows: City of Cudahy, 5220 Santa Ana Street, Cudahy, California 90201; City of Huntington Park, 6550 Miles Avenue, Huntington Park, California 90225; City of Lynwood, 11330 Bullis Road, Lynwood, California 90262; City of Maywood, 4319 East Slauson Avenue, Maywood, California 90270; ~~and~~ City of South Gate, 8650 California Avenue, South Gate, California 90280; and City of Bell Gardens, 7100 South Garfield Avenue, Bell Gardens, California 90201."

Section 3. The Preamble of the Agreement is hereby amended to add a final recital as follows:

"WHEREAS, the Fourth Amended Agreement dated April 1, 1998 has been amended (by First Amendment) to reflect the addition of the City of Bell Gardens, California as a party to this Agreement."

Section 4. Except as expressly amended by this First Amendment, all of the other provisions of the Agreement shall remain in full force and effect as written in the Agreement.

Section 5. The undersigned warrant and represent that they are fully authorized to execute this First Amendment on behalf of their respective clients and that this First Amendment is entered into by the Parties freely and voluntarily, with and upon the advice of counsel.

Section 6. This First Amendment may be executed in counterparts, and photocopies or facsimile copies of this First Amendment may be used as originals.

Section 7. This First Amendment to the Agreement shall take effect upon its execution on behalf of the last of the six cities to do so.

[signatures on next pages]

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