

for April City Policy Meeting



JUDIE SARQUIZ
City Clerk

OFFICE OF THE CITY CLERK
CITY OF BURBANK
275 EAST OLIVE AVENUE, P.O. BOX 6459, BURBANK, CALIFORNIA 91510-6459

(818) 238-5851
FAX (818) 238-5853

March 13, 1998

Jane Rodriguez
Pasadena City Clerk
100 N. Garfield Ave.
Room 236
Pasadena, CA 91109-7215

RECEIVED
98 MAR 18 AM 12
CITY CLERK
CITY OF PASADENA

Dear Jane:

The Burbank City Council took action on February 24, 1998 to approve the attached First Amendment to the Amended and Restated Joint Exercise of Powers Agreement between the Cities of Burbank, Glendale and Pasadena creating an Agency known as the Burbank-Glendale-Pasadena Airport Authority.

This Amendment to the Agreement is sent to you for consideration by the Pasadena City Council. I would appreciate your bringing the matter to the attention of your City Council.

Should the City Council choose to approve of the Amendment, please have the document executed and returned to my office. Once fully executed by all parties, I will send you a copy for your files.

Yours truly,

JUDIE SARQUIZ
City Clerk

je

enc.

c: Aileen Boyle, Glendale City Clerk

4/27/98
5.D.5.

FIRST AMENDMENT TO THE AMENDED AND RESTATED
JOINT EXERCISE OF POWERS AGREEMENT BETWEEN
THE CITIES OF BURBANK, GLENDALE AND PASADENA
CREATING AN AGENCY KNOWN AS THE BURBANK-GLENDALE-
PASADENA AIRPORT AUTHORITY.

THIS FIRST AMENDMENT to the Joint Exercise of Powers Agreement (hereinafter "Agreement") between the Cities of Burbank, Glendale and Pasadena (hereinafter "Parties") creating an agency known as the Burbank-Glendale-Pasadena Airport Authority is dated for convenience as of March 5, 1998.

RECITALS:

A. The Parties entered into the original Agreement creating the Airport Authority on June 14, 1977.

B. The Parties subsequently entered into the Amended and Restated Agreement in August of 1991.

C. The Parties desire to provide that each Party to the Agreement shall have a commissioner appointed by it serve as an officer of the Airport Commission in each calendar year.

NOW, THEREFORE, the Parties, and each of them, hereby agree as follows:

1. Section 2.4.1 of the Agreement shall be amended to read as follows:

2.4.1 President, Vice President, Secretary and Assistant Secretary.

The Commission shall elect a President, Vice President and Secretary as officers of the Authority at the first meeting of the Commission held in July of each calendar year. Except for the office of Assistant Secretary, no Party to this Agreement shall be entitled to have more than one commissioner appointed by it pursuant to Section 2.2 of this Agreement elected as an officer. No Party to this Agreement shall be entitled to have any commissioner appointed by it pursuant to Section 2.2 of this Agreement elected to an office, except for the position of Assistant Secretary, if a commissioner appointed by that Party was elected to that office the previous calendar year. In the event that the President, Vice President or Secretary so elected resigns from such office or ceases to be a member of the Commission, the resulting vacancy shall be filled at the next regular meeting of the Commission held after such vacancy occurs, except that no Party to this Agreement shall be entitled to have a commissioner appointed by it pursuant to Section 2.2 of this Agreement selected to fill

such vacancy if a commissioner appointed by such Party is serving as President, Vice President or Secretary. In the absence or inability of the President to act, the Vice President shall act as President. The President, or in the President's absence the Vice President, shall preside at and conduct all meetings of the Commission. The Secretary shall be responsible for the minutes and other records of the Authority and shall perform such other duties specified by the Commission. The Commission may elect an Assistant Secretary to assist the Secretary in the performance of the Secretary's duties, to certify copies of official documents of the Authority and to perform such other duties specified by the Commission.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed and attested by the proper officers thereunto duly authorized and their official seals to be hereto affixed, as of the date first written.

CITY OF BURBANK

By Bob Kramer
Bob Kramer, Mayor

ATTEST:

By Judie Sarquiz
Judie Sarquiz, City Clerk

APPROVED AS TO FORM THIS 5th
DAY OF MARCH 1998

By Dennis Barlow
Dennis Barlow, City Attorney

CITY OF GLENDALE

By _____
Mayor

ATTEST:

By _____
City Clerk

APPROVED AS TO FORM THIS _____
DAY OF JANUARY, 1998

By _____
City Attorney

CITY OF PASADENA

By _____
Mayor

ATTEST:

By _____
City Clerk

APPROVED AS TO FORM THIS _____
DAY OF JANUARY, 1998

By _____
City Attorney

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE FIRST AMENDMENT TO THE AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT AMONG THE CITIES OF BURBANK, GLENDALE, AND PASADENA CREATING AN AGENCY KNOWN AS THE BURBANK-GLENDALE-PASADENA AIRPORT AUTHORITY.

THE COUNCIL OF THE CITY OF BURBANK RESOLVES:

1. The terms and provisions of the First Amendment to the Amended and Restated Joint Exercise of Powers Agreement among the Cities of Burbank, Glendale, and Pasadena Creating an Agency Known as the Burbank-Glendale-Pasadena Airport Authority are approved.

2. The Mayor of the City of Burbank is authorized to execute the First Amendment on behalf of the City and the City Clerk is authorized to attest the First Amendment.

PASSED and ADOPTED this 24th day of February, 1998.

s/Bob Kramer

Bob Kramer
Mayor of the City of Burbank

Attest:

s/Judie Sarquiz

Judie Sarquiz, City Clerk
STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF BURBANK)

I, Judie Sarquiz, City Clerk, do hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the Council of the City of Burbank at its regular meeting held on the 24th day of February, 1998, by the following vote:

AYES: Council Members Golonski, McConkey, Murphy, Wiggins and Kramer.

NOES: Council Members None.

ABSENT: Council Members None.

s/Judie Sarquiz

Judie Sarquiz, City Clerk

*Ref. i
City Atty.*