

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO
AUTHORIZING SECOND AMENDMENT TO JOINT POWERS
AGREEMENT OF THE CONSOLIDATED FIRE AGENCIES (“CONFIRE”)
TO ADMIT CHINO VALLEY INDEPENDENT FIRE DISTRICT AS A
PARTY AND APPLE VALLEY FIRE PROTECTION DISTRICT AS A
PARTY.**

RECITALS

WHEREAS, Chino Valley Independent Fire District (“Chino Valley”) is a California fire protection district duly organized and existing under Section 13800 et seq. of the Health & Safety Code.

WHEREAS, Apple Valley Fire Protection District (“Apple Valley”) is a California fire protection district duly organized and existing under Section 13800 et seq. of the Health & Safety Code.

WHEREAS, Consolidated Fire Agencies (“CONFIRE”) is a joint powers authority duly organized and existing under Section 6500 et seq. of the Government Code and its Joint Powers Agreement effective August 13, 1990 and amended September 17, 2013 (collectively, the “JPA”), which is set forth in Appendix 1 (“Original Agreement”) and Appendix 2 (“First Amendment”) to **Exhibit A**.

WHEREAS, as set forth in **Exhibit B** hereto (“Board of Directors Chino Valley Resolution”) and **Exhibit C** hereto (“Board of Directors Apple Valley Resolution”), the Board of Directors of CONFIRE has recommended that each current party to the JPA agree to amend the JPA to:

- a. admit Chino Valley as a party and a member of CONFIRE on the condition that Chino Valley pay the Required-Buy-In in the amount of Four Hundred Twelve Thousand Four Hundred Twenty-Three Dollars (\$412,423.00) on or before December 31, 2019; and
- b. admit Apple Valley as a party and a member of CONFIRE on the condition that Apple Valley pay an initial installment of a Required Buy-In to CONFIRE in the

amount of Eighty-One Thousand Two Hundred Sixty-Seven Dollars (\$81,267.00) on or before December 31, 2019, and agrees to pay four (4) equal subsequent annual installments of a Required Buy-In to CONFIRE concluding on or before December 31, 2024 of Eighty-One Thousand Two Hundred Sixty-Seven Dollars (\$81,267.00), for a total Required Buy-In of Four Hundred Six Thousand Three Hundred Thirty-Six Dollars (\$406,336.00).

NOW, THEREFORE, BE IT RESOLVED:

1. The foregoing Recitals are true and correct.
2. The Mayor and Councilmembers of the City of Rialto hereby direct Rialto Fire Department to execute the Second Amendment to Joint Powers Agreement of the Consolidated Fire Agencies attached hereto as **Exhibit A**, and consents to amend the JPA to admit Chino Valley as a party and a member of CONFIRE, and Apple Valley as a party and a member of CONFIRE, on the following conditions:
 - a. The current parties to the JPA unanimously consent to amend the JPA; and
 - b. Chino Valley pay the Required-Buy-In in the amount of Four Hundred Twelve Thousand Four Hundred Twenty-Three Dollars (\$412,423.00) on or before December 31, 2019; and
 - c. Apple Valley pay an initial installment of a Required Buy-In to CONFIRE in the amount of Eighty-One Thousand Two Hundred Sixty-Seven Dollars (\$81,267.00) on or before December 31, 2019 and agrees to pay four (4) equal subsequent annual installments of a Required Buy-In to CONFIRE concluding on or before December 31, 2024 of Eighty-One Thousand Two Hundred Sixty-Seven Dollars (\$81,267.00), for a total Required Buy-In of Four Hundred Six Thousand Three Hundred Thirty-Six Dollars (\$406,336.00).

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2 **PASSED APPROVED AND ADOPTED** this _____ day of _____, 2019.
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9 DEBORAH ROBERTSON, Mayor
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14 **ATTEST:**
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19 BARBARA McGEE, City Clerk
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24 **APPROVED AS TO FORM:**
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29 FRED GALANTE, City Attorney
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STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF RIALTO)

I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing Resolution No. was duly passed and adopted at a regular meeting of the City Council of the City of Rialto held on the day of , 2019.

Upon motion of Council Member _____, seconded by Council Member _____, the foregoing Resolution No. ____ was duly passed and adopted.

Vote on the motion:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of Rialto this _____ day of _____, 2019.

BARBARA McGEE, CITY CLERK