



# CITY OF COSTA MESA

## Agenda Report

77 Fair Drive  
Costa Mesa, CA 92626

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**File #:** 23-1456

**Meeting Date:** 12/5/2023

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**TITLE:**

**AMENDMENTS TO THE INTEGRATED LAW & JUSTICE AGENCY FOR ORANGE COUNTY (ILJAO) JOINT POWERS AGREEMENT**

**DEPARTMENT:** POLICE DEPARTMENT

**PRESENTED BY:** JASON CHAMNESS, CAPTAIN

**CONTACT INFORMATION:** JASON CHAMNESS, CAPTAIN, (714) 754-5272

**RECOMMENDATION:**

Staff recommends the City Council review and approve the proposed amendments to the Joint Powers Agreement for further review and approval by the Member Agencies.

**BACKGROUND:**

Since June of 2006, the City of Costa Mesa (on behalf of the Police Department), has been a Member Agency of the Integrated Law & Justice Agency for Orange County (ILJAO), a Joint Powers Authority. The JPA currently has 24 Members, representing each City that has a Municipal Police Department, as well as the County of Orange, and the Orange County Sheriff's Department for its identified service areas. The Member Agencies also include the Superior Court of Orange County, the University of California at Irvine and California State University, Fullerton, on behalf of their Police Departments. The JPA was formed to allow Criminal Justice Agencies in Orange County to jointly address new technology projects on a regional basis, as well as improve business processes affecting the efficiency of the Criminal Justice System in Orange County. It has the authority to move the represented agencies forward collectively on issues that would be virtually impractical to accomplish on an agency-by-agency basis.

The Member Agencies originally adopted the Joint Powers Agreement (the "Agreement") on September 3, 2008. The Agreement was next amended on June 8, 2015. The Agreement governs the operation of the ILJOC. The Agreement is executed by all Member Agencies and all Member Agencies must approve the proposed amendments.

**ANALYSIS:**

The following amendments to the Agreement are proposed:

- Page 1: The amendments list the date of the proposed amendment and clarify when the original Agreement was adopted.

- Page 2: The amendment adds the last date the Agreement was restated and amended.
- Page 7:
  - Section 3.01: The amendment clarifies the ongoing membership of the ILJ.
  - Section 3.02: The amendment confirms that the Orange County Chiefs' and Sheriff's Association shall appoint six Board Members and one alternate Board Member who may serve as a voting member in the event less than all six voting Board Members are present when a vote is called.
- Page 8:
  - Section 3.02: This amendment clarifies that Board Members that do not serve in an elected position may be removed for any reason by their respective appointing authorities and differentiates elected officials who may only be removed by recall.
  - Section 3.03: This amendment requires that each Board Member shall have at least one alternate, and no more than two alternates, with the exception of the elected Board Members who shall have at least one alternate and no more than three alternates.
  - Section 3.04: This amendment distinguishes non-voting Member Agency representatives from the public for purposes of continuing to engage in discussion separate and apart from public comment.
- Page 11:
  - Section 3.16: This allows the Board latitude to appoint legal counsel as it sees fit and mirrors the language of the Board's ability to appoint an Executive Director.
- Page 22:
  - Section 8.01: The amendment allows any future amendments to be executed in digital format, by digital signatures, and in counterparts.
- Page 25:
  - The amendment removes the requirement that an Agency's mayor must execute an amendment to the Agreement in recognition of the fact that some or all Member Agencies may have delegated the ability to approve an amendment to the Agreement to a designee of the City Council and that not all Member Agencies have a mayor.

### **ALTERNATIVES:**

There were no alternatives considered for the recommended action.

### **FISCAL REVIEW:**

No fiscal impact.

### **LEGAL REVIEW:**

The City Attorney's Office has reviewed this report and documents and approved them as to form.

**CITY COUNCIL GOALS AND PRIORITIES:**

This item supports the following City Council Goal:

- Strengthen the Public's Safety and Improve the Quality of Life

**CONCLUSION:**

Staff recommends the City Council review and approve the proposed amendments to the Joint Powers Agreement for further review and approval by the Members Agencies.