

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE INTERLOCAL COOPERATIVE AGREEMENT PROVIDING FOR THE ORGANIZATION AND OPERATIONS OF THE SOUTH CENTRAL LOCAL ENVIRONMENTAL PROTECTION GROUP, APPROVING THE FORM OF SAID AMENDMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AMENDMENT ON BEHALF OF KIOWA COUNTY, KANSAS.

RESOLUTION _____

20-14-17

Whereas, Kiowa County is a party to a certain interlocal agreement captioned “Interlocal Cooperative Agreement Between Area County Commissioners for the Development of Coordinated Environmental Planning and the Implementation of Environmental Groups” which was approved, executed and entered into by the governing bodies of the Participating Counties named therein 2004 pursuant to K.S.A 12-2901 et seq, as amended and which Agreement is referred to herein as the “2004 Agreement”; and

Whereas, the 2004 Agreement provided for the organization and operations of the South Central Local Environmental Protection Group (the “SCLEPG”) for the purposes set forth in the 2004 Agreement, all pursuant to K.S.A. 75-5657 (the “Act”); and

Whereas, Article IX of the 2004 Agreement provides for termination of the 2004 Agreement by unanimous action by all of the Participating Counties and the Board of County Commissioners previously adopted a resolution expressing its intent to so terminate the 2004 Agreement; and

Whereas, the Board of County Commissioners hereby finds and determines that it is in best interests of Kiowa County to authorize and approve an amendment (the “2014 Amendment”) to the 2004 Agreement for the purpose of supplementing and amending the 2004 Agreement to provide for the orderly termination and winding up of the affairs of the SCLEPG.

Now, Therefore, be it Resolved by the Board of County Commissioners of Kiowa County, Kansas that:

Section 1. The 2014 Amendment to the 2004 Agreement attached hereto is hereby approved for and on behalf of Kiowa County, Kansas.

Section 2. The chairperson of the Board of County Commissioners of Kiowa County, Kansas is hereby authorized and directed to execute said 2014 Amendment to the 2004 Agreement substantially in the form attached hereto with such minor amendments and revisions of the Chairperson shall approve, which approval shall be evidenced by the Chairpersons execution thereof, and the County Clerk is hereby authorized and directed to attest the execution of the same, all for and on behalf of and as the act and deed of Kiowa County.

Section 3. The officers and employees of Kiowa County are authorized and directed to take such actions as may be necessary or desirable to carry out and give effect to the provisions of said 2014 Amendment to the 2004 Agreement, to the 2004 Agreement and to the provisions of this Resolution.

Section 4. This Resolution shall take effect and be in force from and after its passage and approval by the Board of County Commissioners.

PASSED AND APPROVED by the Board of County Commissioners of Kiowa County, Kansas this 21 day of July, 2014.

Bert Lowery, Chairperson



Ronald Freeman, Commissioner

Ronald Freeman, Commissioner



John W Unruh, Commissioner

John W Unruh, Commissioner

[Seal]

Attest:



Kristie Odle, County Clerk

Kristie Odle, County Clerk

Approved as to Form:

Scott James, County Attorney