

RESOLUTION NO.: 169-2017

Published on _____

**RESOLUTION ADOPTING INTERLOCAL AGREEMENT
WITH BUTLER COUNTY, KANSAS**

WHEREAS, Sedgwick County, Kansas and Butler County, Kansas have authority, pursuant to K.S.A. 12-3901, *et seq.*, to enter into an interlocal agreement for joint cooperative purposes; and

WHEREAS, on April 19, 2017, the Board of County Commissioners of Sedgwick County, Kansas approved an interlocal agreement (“Agreement”) with Butler County, Kansas to use, maintain and sublease a radio communications tower and site in Butler County, Kansas; and

WHEREAS, K.S.A. 12-3904(b) requires that interlocal agreements be adopted by resolution prior to such agreement being entered into force; and

WHEREAS, by this Resolution, Sedgwick County, Kansas wishes to provide authority for the provisions of the Agreement to enter into force and for this Resolution to be attached to the Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS THAT:

SECTION 1. Approval of Interlocal Agreement. Pursuant to K.S.A. 12-2901, *et seq.*, the governing body of Sedgwick County, Kansas hereby approves of the Agreement entering into force. Said approval is made retroactive to the date the Agreement was adopted by both Sedgwick County, Kansas and Butler County, Kansas.

SECTION 2. Designation of this Resolution. This Resolution will be designated as “Exhibit A” to the Agreement.

SECTION 3. Effect of Resolution. Upon adoption of this Resolution and adoption of a similar resolution by Butler County, Kansas, the resolutions and the Agreement shall be submitted to the Kansas Attorney General for approval pursuant to K.S.A. 12-2904(g). After approval by the Attorney General, the Agreement (*with enabling resolutions attached*) will be filed with the Sedgwick County Register of Deeds, Butler County Register of Deeds and the Kansas Secretary of State pursuant to K.S.A. 12-2905.

SECTION 4. Publication. Upon approval of this Resolution, the Sedgwick County Clerk is directed to publish this Resolution once in the official newspaper of Sedgwick County, Kansas.

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Commissioners present and voting were:

DAVID M. UNRUH	<u>Aye</u>
MICHAEL B. O'DONNELL, II	<u>Aye</u>
DAVID T. DENNIS	<u>Aye</u>
RICHARD RANZAU	<u>Aye</u>
JAMES M. HOWELL	<u>Aye</u>

Dated this 11 day of October, 2017.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

Kelly B. Arnold
 KELLY B. ARNOLD, Clerk


David M. Unruh
 DAVID M. UNRUH, Chairman
 Commissioner, First District

Michael B. O'Donnell, II
 MICHAEL B. O'DONNELL, II, Chair Pro Tem
 Commissioner, Second District

APPROVED AS TO FORM:

Karen L. Powell
 KAREN L. POWELL
 Deputy County Counselor

David T. Dennis
 DAVID T. DENNIS
 Commissioner, Third District

Richard Ranzau
 RICHARD RANZAU
 Commissioner, Fourth District

James M. Howell
 JAMES M. HOWELL
 Commissioner, Fifth District