

RESOLUTION NO. 2016 - 40

A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT AMONG THE CITY OF TONGANOXIE, KANSAS, LEAVENWORTH COUNTY, KANSAS, AND THE LEAVENWORTH COUNTY PORT AUTHORITY RELATED TO DEVELOPMENT OF AN INDUSTRIAL PARK IN THE CITY OF TONGANOXIE, KANSAS.

WHEREAS, K.S.A. 12-2901 *et seq.* (the "Act") provides that in order for local governmental units to make the most efficient use of their powers, such local governments may cooperate with other localities, persons, associations and corporations on a basis of mutual advantage to provide services and facilities in a manner that will best accord with geographic, economic and other factors influencing the needs and development of local communities; and

WHEREAS, the Act authorizes public agencies to enter into cooperation agreements with one or more other public or private agencies for joint or cooperative action pursuant to the provisions of the Act; and

WHEREAS, Leavenworth County, Kansas (the "County") is a "public agency" within the State of Kansas (the "State"), and pursuant to the Act it is necessary and advisable to enter into a cooperation agreement with the City of Tonganoxie, Kansas (the "City") and the Leavenworth County Port Authority (the "Port Authority"), both also public agencies, in order to collectively provide for the development of an industrial park within the City, as more fully set forth in the cooperation agreement.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF LEAVENWORTH COUNTY, KANSAS:

SECTION 1. The County is hereby authorized to enter into the "Interlocal Agreement" among the City, the County, and the Port Authority related to the development of an industrial park within the City (the "Agreement"), as more fully set forth in the Agreement. The form of the Agreement presented to the governing body of the County this date is hereby approved in substantially the form presented, and the Chairman and Clerk are hereby authorized to execute the Agreement in that form, with such changes as may be approved by the Chairman and the County Counselor, and the Chairman's execution of the Agreement shall evidence any such approval.

SECTION 2. This Resolution shall take effect and be in full force from and after its passage by the governing body of the County.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

ADOPTED by the governing body of the County on November 17, 2016.

(SEAL)

Robert W. Hollard
Chairman

Deborah Granger
Commissioner

Don Briff
Commissioner



ATTEST:

Jane Klamnik
Clerk