

RESOLUTION NO. 2009-1

A RESOLUTION AUTHORIZING MEMBERSHIP OF THE CITY OF BALDWIN CITY, KANSAS IN THE KANSAS MUNICIPAL ENERGY AGENCY'S MUTUAL AID PROGRAM AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS RELATING TO THE CITY'S PARTICIPATION IN SAID MUTUAL AID PROGRAM.

WHEREAS, the Kansas Municipal Energy Agency (the "Agency") was created under K.S.A. 12-885 *et seq.* (the "Act") for the purpose of planning, studying and developing supply, transmission and distribution facilities and programs, and for the purpose of securing an adequate, economical and reliable supply of electricity and other energy, and transmitting the same for distribution through the distribution systems of such cities; and

WHEREAS, the Agency is authorized under the Act to exercise any powers reasonably necessary or appropriate for or incidental to the effectuation of its authorized purposes; and

WHEREAS, the Agency and its member cities determined a need existed for a program in which cities that operate municipal electric systems will assist each other in the event of a disruption in electric utility service due to inclement weather or other emergency situations (the "Mutual Aid Program"); and

WHEREAS, the Agency created the initial Mutual Aid Program in 2000, for a term of three (3) years, and the Mutual Aid Program was renewed in 2003 and 2006, also for a term of three (3) years each; and

WHEREAS, and the Agency and the member cities have determined that the Mutual Aid Program shall be renewed in 2009 for an additional term of three (3) years; and

WHEREAS, the City of Baldwin City, Kansas (the "City") is qualified for membership in the Mutual Aid Program as a city that owns and/or operates a municipal electric utility system; and

WHEREAS, it is hereby deemed advisable and in the best interests of the City that the City be a member of the Mutual Aid Program; and

WHEREAS, the City further approves and authorizes the execution by the City of an agreement among all the cities participating in the Mutual Aid Program (the "Agreement") and any other documents relating to the Mutual Aid Program.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF BALDWIN CITY, KANSAS:

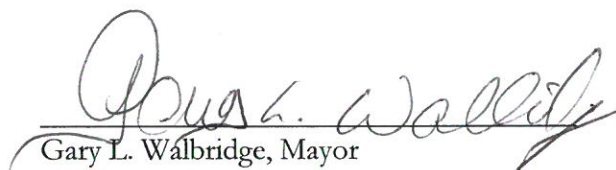
Section 1. The City is hereby authorized to be a member of the Mutual Aid Program.

Section 2. The Agreement is hereby approved and the Mayor and Clerk are hereby authorized and directed to execute the Agreement and any other documents relating to the participation of the City in the Mutual Aid Program.

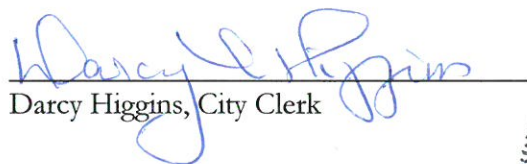
Section 3. This Resolution shall be in force and take effect from and after its adoption.

ADOPTED by the governing body of the City of Baldwin City, Kansas on the 20<sup>th</sup> day of January, 2009, and SIGNED by the Mayor.

APPROVED:

  
Gary L. Walbridge, Mayor

ATTEST:

  
Darcy Higgins, City Clerk

