

(PUBLISHED ONCE IN _____ ON _____, 2018

ORDINANCE NO. 906

AN ORDINANCE CONSENTING TO THE MEMBERSHIP OF THE CITY IN THE KANSAS MUNICIPAL GAS AGENCY AND APPROVING AND AUTHORIZING THE FORM OF AND EXECUTION OF AN AGREEMENT CREATING THE KANSAS MUNICIPAL GAS AGENCY AND APPROVING AND AUTHORIZING THE FORM OF THE BYLAWS OF THE KANSAS MUNICIPAL GAS AGENCY.

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

WHEREAS, pursuant to the Act, two or more public agencies may enter into an agreement to create a municipal services agency 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 natural gas and transmitting same for distribution through the distribution systems of such public agencies or for the use by other utility systems of such public agencies or to perform any other activities, services or functions permitted by a public agency; and

WHEREAS, certain public agencies have heretofore by agreement (the "Agreement") created the Kansas Municipal Gas Agency (the "Agency"); and

WHEREAS, the City of Cheney, Kansas (the "City") is qualified for full membership in the Agency as a public agency which owns and operates a natural gas system, an electric system which utilizes natural gas, a utility which uses natural gas in its operation or any other municipal utility.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CHENEY, KANSAS:

SECTION 1. It is hereby deemed advisable that the City enter into the Agreement to create the Kansas Municipal Gas Agency.

SECTION 2. In order to effectuate the creation of the Agency, the Mayor and City Clerk are hereby authorized to execute the INTERLOCAL COOPERATION AGREEMENT CREATING THE KANSAS MUNICIPAL GAS AGENCY in the form presented to the governing body this date.

SECTION 3. The City hereby approves the form of the Bylaws of the Kansas Municipal Gas Agency presented to the governing body, and consents to and ratifies the adoption thereof by the Board of Directors of the Agency.

SECTION 4. This Ordinance shall be in force and take effect from and after its adoption and publication once in the official newspaper of the City.

ADOPTED by the governing body of the City of Cheney, Kansas on March 8, 2018, and **APPROVED** by the Mayor.



(Seal)


Mayor

ATTEST:


City Clerk