

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A COOPERATION AGREEMENT PURSUANT TO THE KANSAS LOCAL HOUSING FINANCE LAW, CHAPTER 60, 1982 SESSION LAWS OF KANSAS, BETWEEN ATCHISON COUNTY, KANSAS, AND LABETTE COUNTY, KANSAS; AUTHORIZING LABETTE COUNTY, KANSAS, TO ENGAGE IN ANY AND ALL ACTS AND EXERCISE ALL OF THE AUTHORITY AND POWERS CONFERRED BY THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW WITHIN, OR WITH RESPECT TO ANY PROPERTY LOCATED WITHIN, THE CORPORATE BOUNDARIES OF ATCHISON COUNTY, KANSAS.

WHEREAS, the County Commission of Labette County, Kansas ("Labette County"), is desirous of undertaking a program to provide decent, safe and sanitary housing for persons of moderate income and issuing bonds and other obligations and providing security therefor, all in accordance with the Kansas Local Residential Housing Finance Law, Chapter 60, 1982 Session Laws of Kansas (the "Act"); and

WHEREAS, Section 13(a) of the Act provides that one or more cities and counties may join together and cooperate with one another in the exercise of any one or more of the powers conferred under the Act in accordance with and pursuant to a written agreement between or among such cooperating cities and counties; and

WHEREAS, ATCHISON COUNTY, Kansas (the "Cooperating Jurisdiction"), wishes to join and cooperate with Labette County in the implementation of a residential housing finance plan pursuant to the Act and is willing to authorize Labette County to engage in acts and exercise the authority and powers conferred by the Act within, and with respect to any property located within, the corporate boundaries of the Cooperating Jurisdiction; and

WHEREAS, it is hereby found and determined that it is desirable and in the best interests of the Cooperating Jurisdiction to enter into a Cooperation Agreement with Labette County as hereinafter provided; and

WHEREAS, the Cooperating Jurisdiction has not heretofore engaged in any act or exercised any power authorized by the Act, or comparable acts or powers authorized or contemplated under the Act or any other law of the State of Kansas, which would impair the Cooperating Jurisdiction's authority to enter into and perform said Cooperation Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF ATCHISON COUNTY, KANSAS, AS FOLLOWS:

Section 1. That the Cooperation Agreement by and between the Cooperating Jurisdiction and Labette County, which Agreement authorizes Labette County to engage in any and all acts and exercise all of the authority and powers conferred by the Act within, or with respect to any property located within, the corporate boundaries of the Cooperating Jurisdiction, is hereby approved in all respects, and the [Chairman of the Board of County Commissioners] ~~(Mayor)~~ and the Clerk are hereby authorized to execute and deliver the same on behalf of and as the act and deed of the Cooperating Jurisdiction.

Section 2. This Resolution shall take effect and be in full force from and after its adoption by the governing body of the Cooperating Jurisdiction.

ADOPTED by the governing body of ATCHISON COUNTY, Kansas, this 29th day of NOVEMBER, 1982.

(Seal)

  
Title: CHAIRMAN OF THE BOARD OF THE  
ATCHISON COUNTY COMMISSION

ATTEST:

  
County Clerk

COOPERATION AGREEMENT

COOPERATION AGREEMENT PURSUANT TO THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW, SENATE BILL 767, LAWS OF KANSAS 1982, BETWEEN ATCHISON COUNTY, KANSAS, AND LABETTE COUNTY, KANSAS, AUTHORIZING LABETTE COUNTY, KANSAS, TO ENGAGE IN ANY ACT OR EXERCISE ANY OF THE AUTHORITY OR POWERS CONFERRED BY THE KANSAS LOCAL RESIDENTIAL HOUSING FINANCE LAW WITHIN, OR WITH RESPECT TO ANY PROPERTY LOCATED WITHIN, THE CORPORATE BOUNDARIES OF LABETTE COUNTY, KANSAS.

WHEREAS, the Board of County Commissioners of Labette County, Kansas ("Labette County"), is desirous of undertaking a program to provide decent, safe and sanitary housing for persons of low and moderate income and issuing bonds and other obligations and providing security therefor, all in accordance with the Kansas Local Residential Housing Finance Law, Chapter 60, 1982 Session Laws of Kansas (the "Act"); and

WHEREAS, Section 13(a) of the Act provides that one or more cities and counties may join together and cooperate with one another in the exercise of any powers conferred under the Act in accordance with and pursuant to a written agreement between or among such cooperating cities and counties; and

WHEREAS, ATCHISON COUNTY, Kansas (the "Cooperating Jurisdiction"), wishes to join and cooperate with Labette County in the implementation of a residential housing finance plan pursuant to the Act and is willing to authorize Labette County to engage in acts and exercise the authority and powers conferred by the Act within, and with respect to any property located within, the corporate boundaries of the Cooperating Jurisdiction; and

WHEREAS, the Cooperating Jurisdiction has not heretofore engaged in any act or exercised any power authorized by the Act, or comparable acts or powers authorized or contemplated under the Act or any other law of the State of Kansas, which would impair the Cooperating Jurisdiction's authority to enter into and perform this Cooperation Agreement; and

WHEREAS, the adoption of the Resolution authorizing the execution of this Cooperation Agreement and the exercise hereof will not conflict with or constitute on the part of the Cooperating Jurisdiction a breach of or default under the laws of the State of Kansas, including the Act, or any other agreement, indenture or instrument to which the Cooperating Jurisdiction is a party or by which it is bound; and

WHEREAS, the execution and delivery of this Cooperation Agreement by the Cooperating Jurisdiction has been authorized by a Resolution duly adopted by the governing body of the Cooperating Jurisdiction; and

WHEREAS, the execution and delivery of this Cooperation Agreement by Labette County has been authorized by a Resolution duly adopted by the County Commission of Labette County.

NOW, THEREFORE, IT IS HEREBY AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

Section 1. The Cooperating Jurisdiction and Labette County hereby agree to join and cooperate with each other in implementing and carrying out a residential housing finance plan pursuant to and in accordance with the Act.

Section 2. Labette County is hereby authorized by the Cooperating Jurisdiction to engage in any and all acts and exercise all of the authority and powers conferred by the Act with, or with respect to any property located within, the corporate boundaries of the Cooperating Jurisdiction.


EXECUTED AND DELIVERED IN ATCHISON COUNTY, KANSAS, THIS 20th DAY OF NOVEMBER, 1982.

ATCHISON, KANSAS

By   
Title: CHAIRMAN OF THE BOARD OF THE  
ATCHISON COUNTY COMMISSIONERS

(Seal)

ATTEST:

  
Title: County Clerk

LABETTE COUNTY, KANSAS

By \_\_\_\_\_  
Chairman, \_\_\_\_\_ of County  
Commissioners

(Seal)