

**EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF BURLINGAME, KANSAS
HELD ON JANUARY 19, 2009**

The governing body met in regular session at the usual meeting place in the City, at 7 p.m., the following members being present and participating, to-wit:

Brenda Dorr, Mayor
Norman Bloomquist
Caroline Strohm
Vikki DeMars
Kevin Fry

Absent: Dustin Swander

The Mayor declared that a quorum was present and called the meeting to order.

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(Other Proceedings)

Thereupon, there was presented a Resolution entitled:

A RESOLUTION AUTHORIZING MEMBERSHIP OF THE CITY OF BURLINGAME, 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.

Thereupon, Councilmember DeMars moved that said Resolution be adopted. The motion was seconded by Councilmember Strohm. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Kevin Fry, Carolyn Strohm, Vikki DeMars, Norman Bloomquist.

Nay: None.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 313 and was signed by the Mayor and attested by the Clerk.

(Other Proceedings)

On motion duly made, seconded and carried, the meeting thereupon adjourned.

(SEAL)

Clerk

RESOLUTION NO. 313

A RESOLUTION AUTHORIZING MEMBERSHIP OF THE CITY OF BURLINGAME, 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 Burlingame, 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 become 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 BURLINGAME, KANSAS:

SECTION 1. The City is hereby authorized to become 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 Burlingame, Kansas on January 19, 2009, and **SIGNED** by the Mayor.

Mayor

(Seal)

ATTEST:

City Clerk