

Approved / Accepted By City Council
DEC 29 1988

AMENDMENT TO AGREEMENT DATED JUNE 26, 1973 BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, AND THE CITY OF WICHITA PURSUANT TO A JOINT RESOLUTION/ORDINANCE CREATING THE WICHITA-SEDGWICK COUNTY METROPOLITAN AREA PLANNING COMMISSION

THIS Amendment to AGREEMENT, made and entered into this 29th day of December, 1988, by and between the CITY OF WICHITA, KANSAS, hereinafter referred to as "City", and the BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, hereinafter referred to as "County"; and

WHEREAS, K.S.A. 12-716 et seq., allows a city and county to jointly cooperate in the exercise and performance of planning powers, duties and functions through the creation of a metropolitan planning commission; and

WHEREAS, the parties hereto, on December 6, 1967, adopted Joint Ordinance No. 29-610 of the City of Wichita and Resolution No. 135-1967 of Sedgwick County, Kansas, creating the Wichita-Sedgwick County Metropolitan Area Planning Commission; and

WHEREAS, the parties hereto previously entered into an agreement on the 26th day of June, 1973. The parties now desire to amend Section 1 of said Agreement entitled "Membership, Term, Qualifications, Compensation";

NOW, THEREFORE, the parties do hereby agree that Section 1 entitled "Membership, Term, Qualifications, Compensation" of the joint agreement between the parties dated June 26, 1973, is hereby amended to read as follows:

"SECTION 1. MEMBERSHIP, TERM, QUALIFICATIONS, COMPENSATION. The Wichita-Sedgwick County Metropolitan Area Planning Commission shall consist of ten (10) members, five (5) of whom shall be appointed by the Mayor of the City of Wichita by and with the consent of the City Council of the City of Wichita, and five (5) of whom shall be appointed by a majority vote of the Board of County Commissioners of Sedgwick County, upon the recommendation of individual County Commissioners. The County Commissioners shall designate one member who is not a resident of an incorporated city and at least one member who is a resident of a city of the second or third class, which city has entered into a formal agreement with the planning commission.

Appointments made by the City of Wichita shall be in conformity with City of Wichita Code Section 2.12.020(1) and as amended; provided, however, that current members shall continue to serve until their present term expires.

Appointments made by the Board of County Commissioners of Sedgwick County shall be for a period of four years commencing upon the date of final passage of this Agreement, except that members currently serving on the Metropolitan Area Planning Commission shall continue to serve until the expiration of their term as set out in their appointing resolutions. Those members and terms are as follows:

Sue L. Crockett, term expires August 31, 1989;

Harley Miles, term expires August 31, 1989;

John Terry Moore, term expires August 31, 1989;

George Sherman, term expires August 31, 1991'

Christopher J. Goebel, term expires August 31, 1991.

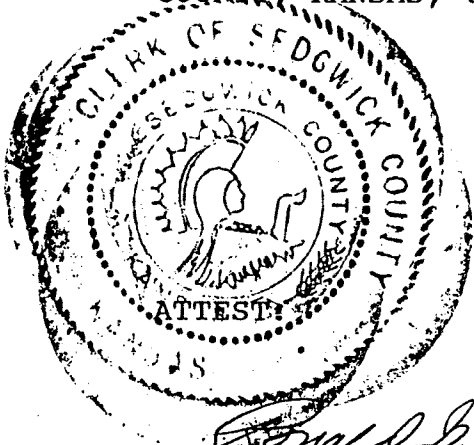
Members appointed subsequent to the expiration of the above-stated terms shall serve at the pleasure of the Board of County Commissioners and in the event the Commissioner recommending the appointment of said member leaves office for any reason said term shall expire, except that a member so appointed may continue to serve until a successor has been duly appointed. A vacancy shall be filled for the unexpired term of the member in the same manner as the original appointment.

Any person residing within the City of Wichita shall be eligible for appointment by the City of Wichita. Any person residing within Sedgwick County (including incorporated areas) shall be eligible for appointment by the Board of Commissioners of Sedgwick County. Members of the Wichita-Sedgwick County Metropolitan Area Planning Commission shall serve without compensation, but may be reimbursed for expenses actually incurred in the performance of their duties as members of the Commission."

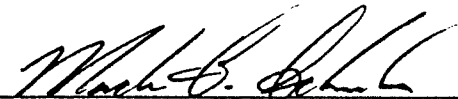
The remaining sections of the joint agreement between the parties dated June 26, 1973, shall continue in full force and effect as written therein.

This amendment shall be effective upon its execution by both the City Council of the City of Wichita and the Board of County Commissioners of Sedgwick County, Kansas.


APPROVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, this 21st day of December, 1988.



BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

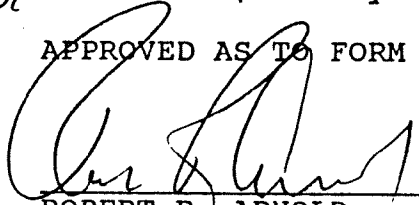


MARK F. SCHROEDER, Chairman



701 DON WRIGHT, County Clerk

APPROVED AS TO FORM ONLY:



ROBERT R. ARNOLD
County Counselor

APPROVED BY THE GOVERNING BODY OF THE CITY OF WICHITA,
KANSAS, this 29th day of DEC, 1988.

CITY OF WICHITA

S. Kamen
Sheldon Kamen, Mayor

ATTEST:

Dale E. Ready
for John Moir, Director of
Finance/City Clerk

APPROVED AS TO FORM ONLY:

Thomas R. Powell
Thomas R. Powell *DW*
Director of Law