AN ORDINANCE OF THE CITY OF JUNCTION CITY, KANSAS AND A RESOLUTION OF GEARY COUNTY, KANSAS APPROVING A MEMORANDUM OF UNDERSTANDING AND AMENDING GENERAL ORDINANCE G-1125 OF THE CITY AND GEARY COUNTY RESOLUTION 12-27-12c

WHEREAS, a "Junction City-Geary County Joint Economic Development Commission" (the "Prior Joint Board") was established pursuant to General Ordinance G-928 approved by the City on August 22, 2002, and Resolution 8-19-02 adopted by the County on August 19, 2002 (the "2002 Joint Action"); and

WHEREAS, the 2002 Joint Action was repealed by General Ordinance G-1125 approved by the City on December 18, 2012, and Resolution 12-27-12C adopted by the County on December 27, 2012 (the "2012 Joint Action"); and

WHEREAS, the 2012 Joint Action approved an Amended and Restated Master Agreement and an Economic Development Services Agreement (collectively the "Chamber Agreements"), both effective as of January 1, 2013, by and among the City of Junction City, Geary County and the Junction City Area Chamber of Commerce, a Kansas Non-Profit Corporation (the "Chamber"), among other things establishing an Economic Development Advisory Committee ("EDC") and a Military Affairs Committee ("MAC") appointed by the City, County and the Chamber, and pursuant to which the Chamber performs and supervises certain EDC activities for the County and City previously performed by the Prior Joint Board and certain MAC activities for the County and City; and

WHEREAS, the Chamber Agreements will terminate December 31, 2017; and

WHEREAS, pursuant to the 2012 Joint Action, upon termination of the Chamber Agreements a Junction City-Geary County Joint Economic Development Commission is reestablished to perform EDC activities for the County and the City; and

WHEREAS, the County, the City and the Chamber desire to enter into a Memorandum of Understanding ("MOU") to, among other things, provide that the EDC and MAC will continue to operate in collaboration with the Chamber for 2018 with funding as agreed and budgeted by the City and County for 2018, and as further set forth in the MOU; and

WHEREAS, in view of the MOU, the County and the City desire to amend General Ordinance G-1125 and Resolution 12-27-12C to provide that the Prior Joint Board will not be reestablished until January 1, 2019, and then only if joint agreements among the County, the City and the Chamber relating to the EDC and MAC activities have not been adopted by June 1, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Geary County, Kansas; and

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Junction City, Kansas:

SECTION 1. The Memorandum of Understanding ("MOU") among the City, the County and the Chamber, a copy of which is attached hereto as Exhibit A, is hereby approved.
SECTION 2. General Ordinance G-1125 approved by the City on December 18, 2012, and Resolution 12-27-12C approved by the County December 27, 2012 are hereby amended as follows:

Section 110.010: The last sentence of Section 110.020 is deleted and replaced with the following sentence:

The County and City acknowledge and agree that upon the December 31, 2017 termination of the Master Agreement and the Economic Development Services Agreement, the MOU will govern the County’s and City’s collaboration with the Chamber with respect to the EDC and MAC activities for the calendar year 2018. The County and City further acknowledge and agree that unless they agree with the Chamber upon a new joint agreement relating to EDC and MAC activities by June 1, 2018 (and this Section 110.010 is not further otherwise amended or repealed), the Prior Joint Board will be reestablished effective January 1, 2019.

Section 110.020: The first sentence of Section 110.020 is deleted and replaced with the following sentence:

If a joint agreement among the City, the County and the Chamber relating to the EDC and MAC, including any reorganized structure and funding as agreed upon, is not adopted by June 1, 2018 (and this Section 110.020 is not further otherwise amended or repealed), effective January 1, 2019 there is hereby reestablished the Junction City-Geary County Joint Economic Development Commission, hereinafter referred to as the Reestablished Joint Board.

SECTION 3. All Ordinances and Resolutions inconsistent with this General Ordinance and Resolution are hereby repealed.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF GEARY COUNTY this ___th day of December, 2017, after due consideration of all members being present and voting as follows:

Chairperson
Commissioner
Commissioner

ATTEST:
Rebecca Bossemeyer
County Clerk
PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS, this 19th day of December, 2017.

Phyllis Fitzgerald, Mayor

ATTEST:

Shawna Settles
City Clerk
MEMORANDUM OF UNDERSTANDING

This document serves to confirm the understanding between Geary County (County), Junction City, Kansas (City), and the Junction City Area Chamber of Commerce (JCACOC) with regard to the current status of the “Amended and Restated Master Agreement” governing the operations of the Convention and Visitor’s Bureau (CVB), Economic Development Commission (EDC), Military Affairs Committee (MAC) and JCACOC. The County has given timely notice of its intent to withdraw from that agreement, effective December 31, 2017.

Discussions have ensued between the County and JCACOC regarding the continued operations of the CVB, EDC and MAC, and the participation of the City, the County and the JCACOC. Based on those discussions, these parties have come to the following resolution as to the status of the “Amended and Restated Master Agreement” for the remainder of 2017, and 2018:

- The “Amended and Restated Master Agreement” will terminate as agreed on December 31, 2017;
- The CVB will withdraw from the JCACOC’s supervision in 2018, but will continue to operate under the JCACOC’s supervision for 2017 until the termination date, with funding as agreed and budgeted for 2017;
- The EDC and MAC will continue to operate pursuant to the JCACOC’s supervision for the remainder of 2017, with funding as agreed and budgeted for the balance of 2017, and will continue to operate in collaboration with the JCACOC for 2018, with funding as agreed and budgeted by the City and County for 2018, as per the agreements designated as Exhibits A (EDC) and C (MAC), or substitutes thereto as amended hereinafter and agreed upon, including any reorganized structure as agreed upon;
- These parties will continue to negotiate as to the status of these agencies during 2018, for the continued viability of the agencies for 2019 and beyond, without any guarantees as to further agreements;
- The CVB will negotiate with the current leaseholder, to-wit: John Montgomery, to make the necessary arrangements to house the operations of the CVB, and the EDC and the MAC, in conjunction with the JCACOC, will make the necessary arrangements to house the operation of the EDC and the MAC.

This Memorandum of Understanding is signed by the parties on this ____ day of December, 2017.

BOARD OF COUNTY COMMISSIONERS
OF GEARY COUNTY, KANSAS
By ____________________________

CITY OF JUNCTION CITY, KANSAS
By ____________________________

JUNCTION CITY AREA CHAMBER OF COMMERCE
By ____________________________