

## **ECONOMIC DEVELOPMENT AGREEMENT**

**THIS AGREEMENT** made this \_\_\_\_\_ day of \_\_\_\_\_, 2018 by and between the Board of County Commissioners of Anderson County, Kansas (County) and the City of Garnett, Kansas (City) a municipality located in Anderson County.

**WHEREAS**, it is in the best interest of the County and City to establish jointly an Economic Development Department;

**WHEREAS**, the County and City have determined that significant improvements in the overall local economic outlook can be achieved by combining their resources and agendas to provide for an Economic Development Director to approach the diverse aspects of economic development;

**WHEREAS**, it is noted that while industrial recruitment and development are an integral part of the process, it is recognized that it is vital to maintain and improve a support structure in the retail and commercial sector. It is further acknowledged that changing social perceptions have enhanced our tourism potential. It is to the furtherance of these ends that this agreement is established.

**NOW THEREFORE**, the County and City do hereby agree as follows:

### (A) Administration of Program

The Economic Development Department will be funded by the County and City.

The City will house the office of the Economic Development Director. The employment of said Director will be the City.

### (B) Advisory Board and Selection of Representatives

An Economic Development Advisory Board (Board) is hereby created for the purpose of studying, planning, and recommending to the Economic Development Director all aspects of promoting economic activity in Anderson County. The Board shall have no legislative or administrative powers but will be limited to advisory functions. Further duties of the Board are as follows:

1. The Board will serve as the selection committee for the employment of the Economic Development Director. The Board will review all prospective applicant resumes, check backgrounds, reference information and select the top three (3) applicants. The top three (3) applicants' resumes will be

presented and prioritized with a recommendation to the City Manager that will be considered for employment.

2. The Board shall provide assistance to the Economic Development Director as a host committee to prospective commercial and industrial enterprises or any other special event activities.
3. The Board shall consist of nine (9) members. All members shall be residents of Anderson County, Kansas. Three (3) members shall be appointed by the City. Three (3) members shall be appointed by the County. One (1) member shall be from the County's governing body. One (1) member shall be from the City's governing body. The ninth member shall be appointed by the 8 members thus appointed. No more than one (1) member of the City's governing body and one (1) member of the County's governing body shall serve on the Board at any one time.
4. Board members shall serve a term of three (3) years. There shall be no limit on the number of terms that a member can serve. The City and the County shall each appoint one Board member each year, so as to maintain the present staggered terms. Vacancies in any Board position shall be filled by appointment in the same manner as the original appointment was made, and the person so appointed shall serve the unexpired term.
5. Members of the Board may hold any other office unless prohibited by Kansas law or unless a conflict of interest shall arise or exist in recruiting vs. ownership of a competitive enterprise. Board members shall be aware of the importance to attend all meetings and shall respect the confidentiality of any business relocation, expansion and recruitment.
6. Members of the Board shall serve without compensation but may be, to the extent of funds available, reimbursed for all reasonable and necessary expenses related to economic development activities.
7. The Board shall, at its first meeting, and annually thereafter, organize itself and elect a presiding officer and a secretary. Committees may be appointed as deemed necessary. Officers shall hold office for terms of one (1) year.



The Board shall meet monthly and at such other times as determined by the members and/or at the call of the chairman.

(C) Budget

The fiscal year for the Department shall be January 1 through December 31. The Director shall prepare an annual budget and submit it to the Board for consideration. The Board shall, after approving the budget, submit it with their recommendations to the County and to the City in sufficient time to allow each governing body to complete their consideration thereof prior to the time their annual budgets are considered.

(D) Financing

The County and City, being established as local Kansas governments and lawfully authorized to secure appropriate revenue either by mill levies or any other lawful source under Kansas Home Rule Powers do hereby agree to jointly provide appropriate revenues to fund said approved budget. The division of funds to be furnished to the Economic Development Department in said budget shall be in the amount of fifty percent (50%) provided by the County and fifty percent (50%) provided by the City. The City will be designated as the custodian and disbursing agent for the total budget. The County will submit one-half (1/2) of the annual amount in January and the remaining one-half (1/2) in July of each year to the City. The Board will budget annually to support a running capital for office expenses. Any grant monies that are received will be used to offset the program expenses.

(E) Duration and Termination of Agreement

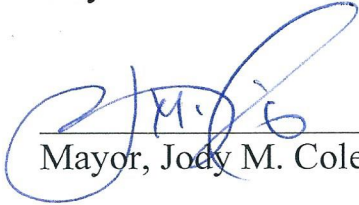
This agreement is continuing and shall automatically renew from year-to-year unless prior to October 1 of each year the County or the City gives written notice to the other of the intention to terminate this agreement, in which case, this agreement will terminate the following January 1. This agreement may be cancelled by either the County or the City at any time upon ninety (90) day's written notice to the other.

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In witness whereof, the parties have thereunto executed this agreement the day first above written.

City of Garnett

Anderson County



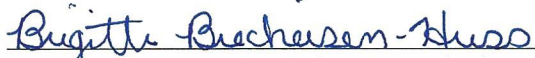
\_\_\_\_\_  
Mayor, Jody M. Cole

\_\_\_\_\_  
Chairman, Jerry Howarter



\_\_\_\_\_  
Commissioner, Greg A. Gwin

\_\_\_\_\_  
Commissioner, Les McGhee



\_\_\_\_\_  
Commissioner, Brigitte Brecheisen-Huss

\_\_\_\_\_  
Commissioner, Dave Pracht

Attest:



\_\_\_\_\_  
Interim City Clerk, Nancy Hermreck

\_\_\_\_\_  
County Clerk, Julie Heck