

RESOLUTION NO. 2009-12

WHEREAS, on the 5th day of May, 1980, Resolution No. 3 was passed by the Board of County Commissioners of Thomas County, Kansas, reciting the need for the establishment of a Joint Port Authority to insure the continued availability of rail service to the inhabitants of Thomas County, Kansas; and

WHEREAS, the Joint Cooperative Agreement attached to said resolution as Exhibit "A" was approved and executed by this Board and the boards of county commissioners of the various other counties who were parties thereto, thereby establishing a Joint Port Authority pursuant to K.S.A. 12-3401 et seq., as amended, to be known as the Mid-States Port Authority (MSPA); and

WHEREAS, pursuant to Paragraph 3 of said Joint Cooperative Agreement, Thomas County, Kansas, is entitled to cast a ballot for directors-at-large on MSPA's Board of Directors; and

WHEREAS, Troy McCue and Mike Erhart have been serving as Directors-at-Large for positions 1 and 5, respectively, on the Board of Directors of MSPA with the full knowledge and approval of this Board, for terms expiring May 31, 2009; and

WHEREAS, Troy McCue and Mike Erhart have been nominated by the Board of Directors of MSPA to serve additional four-year terms, commencing June 1, 2009; Now, therefore,

BE IT RESOLVED by the Board of County Commissioners of Thomas County, Kansas, that:

1. Thomas County hereby casts its ballot for the appointment of Troy McCue and Mike Erhart to serve on the Board of Directors of the Mid-States Port Authority as Directors-at-Large for positions 1 and 5, respectively, for terms beginning June 1, 2009, and ending May 31, 2013.

2. This Board, by unanimous agreement, hereby approves and ratifies all actions of Troy McCue and Mike Erhart as Directors on MSPA's Board of Directors taken prior to this date.

DATED June 15, 2009.

BOARD OF COUNTY COMMISSIONERS OF
THOMAS COUNTY



Attest:

Sheely A. Harms
County Clerk

[Signature]

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Byron Lowery