

Resolution No. 2017-05

A RESOLUTION TO AMEND A 28E AGREEMENT WITH THE CITY OF PELLA  
AND THE CITY OF OSKALOOSA REGARDING THE JOINT ACQUISITION,  
CONSTRUCTION, EQUIPPING, USE, EXPANSION, AND OPERATION OF AND  
AIRPORT FACILITY

WHEREAS The Board of Supervisors of Mahaska County, Iowa is a party in a 28E agreement with the cities of Pella and Oskaloosa for the purpose of the joint acquisition, construction, equipping, use, expansion, and operation of an airport facility that was signed March 26, 2012 with the approval of the Board of Supervisors of Mahaska County, Iowa on March 21, 2012 by passing Resolution No. 2012-03-03 and

WHEREAS Article XI, Section 1 of the aforementioned 28E agreement outlines the authority and procedure to amend said 28E agreement where it says;

*“Amendments: This agreement may be amended for any purpose upon the approval of the governing Boards of each Party,”* and

WHEREAS The voters of Mahaska County have expressed their disapproval of efforts to partner with the cities of Oskaloosa and Pella to jointly acquire, construct, equip, use, and expand operations of a new airport project by electing Mahaska County Supervisors who oppose the airport project to represent their interests accordingly.

NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Mahaska County, Iowa as follows:

1. The said Board approves amending the said 28E agreement with the cities of Pella and Oskaloosa for the purpose of the joint acquisition, construction, equipping, use, expansion, and operation of an airport facility that was signed March 26, 2012 by removing Mahaska County from all aspects of the document. It is the intent of the Mahaska County Board of Supervisors to request the cities of Oskaloosa and Pella to draft and confirm or deny the action of the Mahaska County Board of Supervisors to withdraw from the current 28E agreement and the stipulations contained therein as stated in Mahaska County Board of Supervisors Resolution No. 2012-03-03.

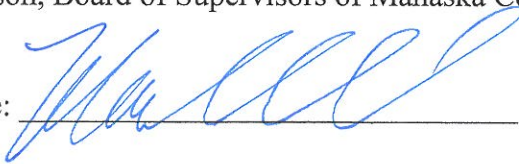
STRIKE: All references to Mahaska County mentioned in the original resolution and agreement designating Mahaska County or Mahaska County Board of Supervisors as a partner to Resolution No. 2012-03-03.

2. This Amendment shall become effective only upon a resolution approving this amendment and execution of signature pages by all of the Parties. Upon approval and execution by all of the Parties, the signature pages may be appended to the Revised Agreement and the Revised Agreement shall be filed with the Secretary of State and recorded with the Mahaska County Recorder.

PASSED, APPROVED, AND ADOPTED this 17 day of Jan, 2017.

Chairperson, Board of Supervisors of Mahaska County, Iowa

Signature: \_\_\_\_\_



ATTEST: \_\_\_\_\_

