

RESOLUTION NO. 2012-09

RESOLUTION TO AMEND INTERLOCAL AGREEMENT BETWEEN WEAKLEY AND OBION COUNTIES INVOLVING THE EVERETT-STEWART REGIONAL AIRPORT

WHEREAS, the Everett-Stewart Regional Airport is currently being operated pursuant to an Agreement to Establish Partnership Regarding Operations of the Everett-Stewart Regional Airport, an agreement entered into between Weakley County, Tennessee and Obion County, Tennessee ; and

WHEREAS, it appears that certain amendments need to be made to the interlocal agreement to improve the operations of the Everett-Stewart Regional Airport; and

WHEREAS, both Weakley and Obion Counties must approve all changes to the interlocal agreement for the changes to be effective.

NOW, THEREFORE BE IT RESOLVED, by the county legislative body of Weakley County, Tennessee assembled in regular session on this the 19th day of September, 2011 in Dresden, Tennessee that:

SECTION 1. No. 5 FINANCIAL MATTERS. Purchases. The second to the last sentence of the paragraph shall be amended by deleting the words and numbers “five thousand dollars (\$5,000.00)” and inserting the “the amount provided for by Tennessee State law.” The last sentence for this paragraph shall be amended by deleting the words and numbers “five thousand dollars (\$5,000.00)” and adding the “the amount provided for by Tennessee State law.”

SECTION 2. No. 10 AMENDMENT AND TERMINATION OF AGREEMENT. Duration and Amendments. This sentence should be amended to provide that “Amendments to this Agreement must be approved by a two-thirds (2/3) vote of the governing body of each participating governmental entity.

SECTION 3. No. 10 Withdrawal by a Party. The following language shall be substituted for this subsection: “A participating governmental entity may withdraw from the Agreement at anytime provided it gives one (1) year written notice to the other party, and provided that such notice must be given prior to July 1 proceeding the year in which the withdrawal occurs. Neither party may withdraw from this Agreement until all financial commitments have been satisfied regarding any projects or improvements commenced or completed. A withdrawing party shall not be compensated or reimbursed for its contributions to the Joint Fund.”

SECTION 4. No. 6 Contracts and Leases. The following requirements are added after the third sentence in the subsection: The Obion County Agricultural Committee will prepare the template contract for rental of airport farm land and then approve the contract. The ESRA Board will review and revise the contract to meet aviations standards. The Obion County Agricultural Extension Director will meet with the ESRA Board to aid in the final draft of the farm land contract. The ESRA Board must approve the contact. The Obion County Agricultural Committee will approve the contract again, if necessary. The Obion County Attorney will approve the farm land contract. The farm land contract will be presented to the Obion County Commission for an approval/non-approval vote with no changes to be made at the time.

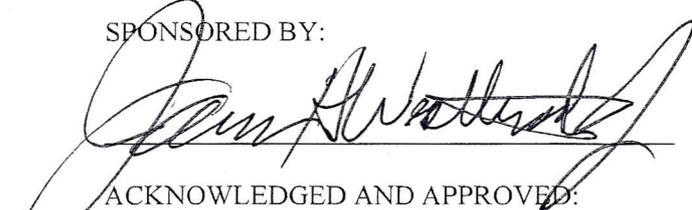
BE IT FURTHER RESOLVED, that a copy of the resolution be sent to the ESRA Board and the County Mayor of Obion County.

BE IT FURTHER RESOLVED, that this resolution take effect upon adoption by the Obion County Commission and the Weakley County Commission from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

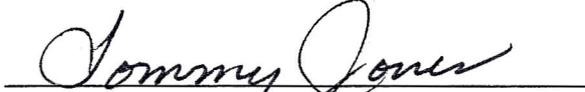
BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Weakley County, Tennessee, which are in conflict with this resolution are hereby rescinded.

Pursuant To The Rules Of The Commission, This Resolution Is Sponsored By The Following Members Of The Weakley County Board Of County Commissioners:

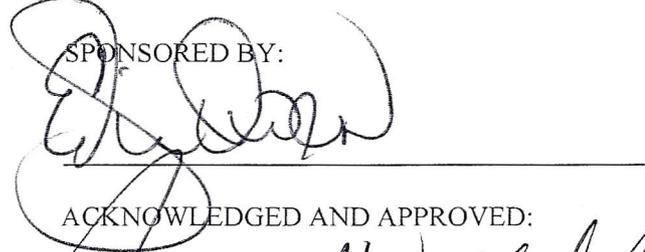
SPONSORED BY:



ACKNOWLEDGED AND APPROVED:


Chairman, Personnel/Legislative Committee

SPONSORED BY:



ACKNOWLEDGED AND APPROVED:


Chairman, Health, Edu, & Economic Development Committee

Motion made by Commissioner Owen that the foregoing resolution be adopted:

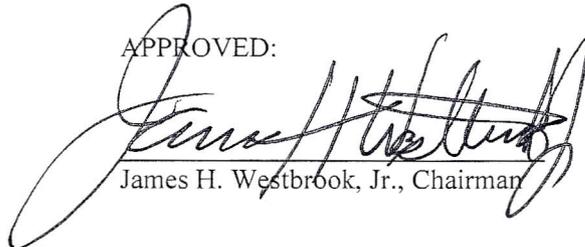
Motion seconded by Commissioner Owen.

Upon being put to a roll call vote, Motion carried by a vote of 18 Yeas, 0 Nays,
0 Passed and 0 Absent.

ATTESTED:

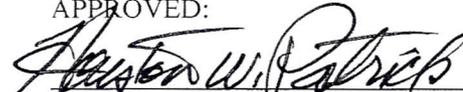

Pat Scarborough, County Clerk

APPROVED:


James H. Westbrook, Jr., Chairman

This the 19th Day of September 2011.

APPROVED:


Houston W. Patrick, County Mayor

VETOED:

Houston W. Patrick, County Mayor

DATE: 09-22-11

DATE: _____