

**RESOLUTION TO MODIFY THE THREE-COUNTY AREAWIDE PLANNING
COMMITTEE BY ESTABLISHING THE QUAD-COUNTY COORDINATING
COMMITTEE**

RESOLUTION NO. 190-2022

Published on: _____

WHEREAS, pursuant to K.S.A. 19-101, *et seq.*, the Board of County Commissioners of Sedgwick County, Kansas (“the Board”) has the power of home rule to determine its local affairs and government; and

WHEREAS, pursuant to K.S.A. 19-212, the Board may represent the County and manage the business and concerns of the County, in all cases where not other provision is made by law; and

WHEREAS, in 1995, within Resolution No. 53-1995, the Board created the Three-County Areawide Planning Committee consisting of Sedgwick County, Butler County, and Harvey County; and

WHEREAS, the Board sees value in the continued collaboration with the aforementioned counties and also a fourth regional county, Reno County, which would result in the creation of a four (4) county committee; and

WHEREAS, neither the committee contemplated within this resolution nor this resolution itself constitute an interlocal agreement pursuant to the Interlocal Cooperation Act (K.S.A. 12-2901, *et seq.*); and

WHEREAS, the Board believes it to be appropriate and in the best interests of Sedgwick County to amend Resolution No. 53-1995 and Sections 21-101 through 21-105 of the Sedgwick County Code to establish a four-county committee as outlined within this resolution.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS:

SECTION 1.

Resolution No. 53-1995 and corresponding Sedgwick County Code Sections 21-101 through 21-105 are amended and replaced in full with the language included this section.

Sec. 21-101. Created; purpose; members.

Butler County, Harvey County, Reno County, and Sedgwick County (collectively “the Counties”), through separate actions of their governing bodies, agree to create a four-county coordinating committee (“Quad-County Coordinating Committee” or “Committee”) for the purposes of providing overall guidance and coordination of any matters impacting the Counties. The Committee members shall include all of the county commissioners of the Counties. A

quorum for the Committee shall include a majority of the members. For example, beginning in January 2023, the Counties will have 18 total county commissioners, meaning a quorum would be 10 members. If the Counties would collectively have a larger or smaller number of county commissioners in the future, the quorum of the Committee would change along with the total county commissioners within the Counties. Each county may appoint one (1) planning commissioner to the Committee from the planning commission having the largest geographical area of jurisdiction in each county. Planning commissioners shall serve as *ex officio*, non-voting members of the Committee. The planning commissioners shall serve at the pleasure of their respective board of county commissioners. The terms for planning commissioners shall be two (2) years and planning commissioners shall serve until the end of their term, or until their replacements shall have been appointed. Vacancies created by death, resignation or otherwise, may be filled for the balance of the term in the same manner as the original appointment. Each county may designate staff members (nonvoting) to attend Committee meetings on a meeting-by-meeting basis. The Committee may adopt bylaws and shall generally meet four (4) times per year, once per each quarter. Any bylaws previously adopted by the Three-County Areawide Planning Committee, the precursor to this Committee, are hereby repealed.

Sec. 21-102. Responsibilities.

The Committee shall be responsible for:

- (1) Recommending specific programs, organizational arrangements and financing for studies or other undertakings which involve two (2) or more counties.
- (2) Recommending adjustments, changes or additions in organization, funding and programs to improve area-wide coordination.
- (3) Disseminating information on federal and state programs affecting the Counties.
- (4) Engaging in emergency management planning and coordination.
- (5) Discussing matters involving transportation and transportation infrastructure.
- (6) Discussing the regional economy.
- (7) Participating in any other coordination the Committee believes would be beneficial to residents within the Counties.

Sec. 21-103. Meetings.

Committee meetings shall occur subject to the requirements of the Kansas Open Meetings Act (K.S.A. 75-4317, *et seq.*). The location of the Committee's quarterly meetings shall rotate among the Counties. The first quarterly meeting (generally occurring in March) of each year shall occur within Reno County. The second quarterly meeting (generally occurring in June) of each year shall occur within Butler County. The third quarterly meeting (generally occurring in September) of each year shall occur within Sedgwick County. The fourth quarterly meeting (generally occurring in December) of each year shall occur within Harvey County. Each county shall be responsible for providing notice of the date, time, and place of any regular or special Committee meeting to any person that has requested to receive notice of Committee meetings from that particular county. When a county hosts a meeting, the chair for such county's board of county commissioners shall act as the Committee's chair for that particular meeting and shall be

responsible for: (a) determining the date, time, and place of that particular meeting; and (b) preparing any agenda for such meeting, if an agenda is prepared. If the hosting county's board of county commissioners chair is not present for a meeting, such chair shall designate a county commissioner from their county to serve as Committee chair for that particular Committee meeting. Committee meetings shall be held in a physical location that is open to the public. While members of the Committee will generally be expected to appear in person, during any specific meeting some members may appear by video conference or telephone. A special meeting of the Committee may be convened by the agreement of at least three (3) of the chairs of boards of county commissioners of the Counties. The Committee is not required to prepare agendas for its meetings. However, if the Committee does prepare an agenda, upon request, a copy shall be provided.

Sec. 21-104. Actions and recommendations of Committee.

The actions and recommendations of the Committee shall not be binding on any of the Counties unless and until such counties' respective boards of county commissioners have exercised their individual legislative powers to undertake any particular action. No county that is a member of the Committee may take any binding action on behalf of their respective board of county commissioners during a Committee meeting. Any actions by the Committee shall occur by a simple majority vote of the members present (whether in person or remotely) at a Committee meeting with a quorum.

Sec. 21-105. Withdrawal from the Committee.

Any county may withdraw from its participation within the Committee by its board of county commissioners adopting and distributing a resolution providing sixty (60) days' notice of intent to the other counties.

SECTION 2.

This resolution shall be published once in the official county newspaper upon its approval. This resolution shall become effective upon such publication.

Commissioners present and voting were:

PETER F. MEITZNER	<u>Aye</u>
SARAH LOPEZ	<u>Aye</u>
DAVID T. DENNIS	<u>Aye</u>
LACEY D. CRUSE	<u>Aye</u>
JAMES M. HOWELL	<u>Aye</u>

Dated this 7th day of December, 2022.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

DAVID T. DENNIS, Chairman
Commissioner, Third District

SARAH LOPEZ, Chair Pro Tem
Commissioner, Second District

APPROVED AS TO FORM:

JUSTIN M. WAGGONER
Deputy County Counselor

PETER F. MEITZNER
Commissioner, First District

LACEY D. CRUSE
Commissioner, Fourth District

JAMES M. HOWELL
Commissioner, Fifth District