

(Published in the official county newspaper on the 1st day of January, 2014)

RESOLUTION NO. 36 - 2013

A RESOLUTION CREATING THE COUNTY EQUIPMENT RESERVE FUND.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CHEROKEE COUNTY, KANSAS:

WHEREAS, the County in the form of its duly elected governing body has the authority under K.S.A. § 19-101 to determine its local affairs and government, and;

WHEREAS, the County in the form of its duly elected governing body has the authority under K.S.A. § 19-119 to exercise control over the County's financial matters, and;

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, meeting in regular session, this 30th day of December, 2013, does hereby resolve as follows:

Section 1. County Equipment Reserve Fund Created. There is hereby created a fund to be designated as the "County Equipment Reserve Fund" to finance the acquisition of equipment. Moneys may be budgeted and transferred to such fund from any source which may be lawfully utilized for such purposes, including equipment use charges on the various departments and agencies of the county to finance new and replacement equipment. "Equipment" shall include machinery, vehicles and any other equipment or personal property including, but not limited to, computer hardware and software, which the county is authorized to purchase for municipal purposes.

Section 2. Moneys Credited to Such Fund. Moneys credited to such fund from annually budgeted transfers shall not thereafter be subject to the provisions of K.S.A. 79-2925 to 79-2937, inclusive, and amendments thereto. In making the budget of Cherokee County, Kansas, the amounts credited to, and the amount on

hand in, such equipment reserve fund and the amount expended therefrom shall be shown thereon for the information of the taxpayers of the county. Moneys in such fund may be invested in accordance with the provisions of K.S.A. 10-131, and amendments thereto, with interest thereon credited to such fund.

Section 3. Retransfers from the Fund. If the Board of County Commissioners determines that money which has been credited to such fund or any part thereof is not needed for the purposes for which so budgeted or transferred, the board may transfer, by adoption of a resolution, such amount not needed to the fund from which it came and such retransfer and expenditure thereof shall be subject to the budget requirement provisions of K.S.A. 79-2925 to 79-2937, inclusive, and amendments thereto.

Section 4. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this resolution, or the application thereof to any circumstances, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this resolution.

Section 5. Effective Date. This resolution shall take effect and be in full force from and after its passage and publication once in the official county newspaper.

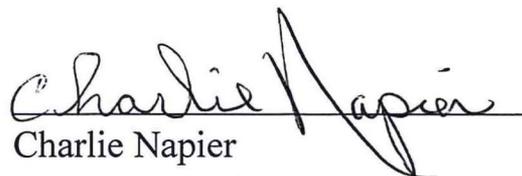
Adopted this 30th day of December, 2013, by the Board of Commissioners of Cherokee County, Kansas.



Patrick W. Collins
County Commissioner



Richard J. Hilderbrand
County Commissioner



Charlie Napier
County Commissioner

ATTEST:

A handwritten signature in blue ink, appearing to read "Rodney Edmondson", written over a horizontal line.

Rodney Edmondson

County Clerk of Cherokee County,

Kansas

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Prepared by: Kevin Cure, Attorney