

2018-31

INTERLOCAL COOPERATION AGREEMENT
COUNTY OF KEITH, NEBRASKA AND COUNTY OF BANNER, NEBRASKA

THIS AGREEMENT is entered into between the County of Keith, Nebraska, (hereinafter referred to as KEITH), and the County of Banner, Nebraska, (hereinafter referred to as BANNER), in the State of Nebraska, each being a political subdivision of the State of Nebraska, on this 23rd day of May, 2018. KEITH and BANNER may execute true and exact copies of this Agreement, and the same shall have the effect of KEITH and BANNER executing a single document.

WHEREAS, Article XV, Section 18 of the Constitution of the State of Nebraska and the Interlocal Cooperation Act of the State of Nebraska, Section 13-801 et seq. (ACT) authorize any two or more public agencies to enter into Interlocal agreements with one another for joint or cooperative action of any power or powers, privileges, or authority exercised or capable of being exercised individually by such public agencies, and to create a joint or cooperative action with such powers, as such an Interlocal Agreement shall specify; and

WHEREAS, this Agreement is entered into pursuant to Neb. Rev. Stat, § 13-801 et seq., as amended; and

WHEREAS, BANNER and KEITH have the authority, among other things to promote the general interest and welfare of BANNER and KEITH, and the inhabitants, commerce and development thereof; and

WHEREAS, BANNER AND KEITH deem it in the best interest of the general public to coordinate their efforts to lower cost of operation to benefit the inhabitants of BANNER and KEITH; and

WHEREAS, the Board of Commissioners of BANNER and KEITH have reviewed this Agreement and have passed resolution approving the same and authorizing the chairperson thereof to execute this Agreement; and

WHEREAS, BANNER and KEITH shall study and evaluate on a continuing basis the benefits that may result to BANNER and KEITH from the coordination of their efforts as described herein.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS CONTAINED HEREIN, AND EACH OF THE PARTIES INTENDING TO BE BOUND HEREBY, IT IS AGREED AS FOLLOWS:

1. The term of this Agreement shall commence on this ____ day of _____, 2018.
2. This Agreement may be terminated by either party upon sixty (60) days written notification served upon the other party.
3. This Agreement does not establish a separate legal entity and the administration of this Agreement shall be vested in the Keith County Board of Commissioners and the Banner County Board of Commissioners.
4. This Agreement is for the exchange of services and no fee or payment of money is required by either county to the other.

5. No real or personal property shall be acquired under the terms of this Agreement and neither party shall have a claim of right or ownership in the property of the other party.

6. This Agreement covers only physical routine maintenance and traffic services.

7. This Agreement shall bind each party as soon as signed by the authorized person. This Agreement may be executed in counterparts, all of which shall constitute on voluntary agreement.

8. Each party to this Agreement shall hold the other harmless for any harm or injury whatsoever caused by any negligent or intentional act of that party.

9. This Agreement shall be construed and governed in accordance with the laws of the State of Nebraska. The parties acknowledge that they are dealing totally on their own good judgment and not upon the representatives which have been made by any other party hereto outside the terms and conditions of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective the last date subscribed herein.

COUNTY OF KEITH, NEBRASKA

COUNTY OF BANNER, NEBRASKA



Chairperson
KEITH County Board of Commissioners
Commissioners

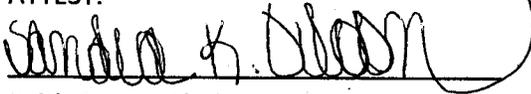


Chairperson
BANNER County Board of
Commissioners

Dated this 13th day of June ~~July~~ 2018

Dated this 5th day of June, 2018

ATTEST:



Keith County Clerk

ATTEST:



Banner County Clerk

(SEAL)



(SEAL)



2018-31

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WHEREAS, this Agreement is entered into pursuant to Neb. Rev. Stat, § 13-801 et seq., as amended; and

WHEREAS, BANNER and KEITH have the authority, among other things to promote the general interest and welfare of BANNER and KEITH, and the inhabitants, commerce and development thereof; and

WHEREAS, BANNER AND KEITH deem it in the best interest of the general public to coordinate their efforts to lower cost of operation to benefit the inhabitants of BANNER and KEITH; and

WHEREAS, the Board of Commissioners of BANNER and KEITH have reviewed this Agreement and have passed resolution approving the same and authorizing the chairperson thereof to execute this Agreement; and

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IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective the last date subscribed herein.

COUNTY OF KEITH, NEBRASKA

COUNTY OF BANNER, NEBRASKA

Lonnie J. Pate

Chairperson
KEITH County Board of Commissioners
Commissioners

Chairperson
BANNER County Board of
Commissioners

Dated this 23rd day of May, 2018

Dated this _____ day of _____, 2018

ATTEST:

Sandra K. DeWitt

Keith County Clerk

ATTEST:

Banner County Clerk

(SEAL)



(SEAL)