

AN ORDINANCE OF THE CITY OF FULTON, CALLAWAY COUNTY, MISSOURI, TO APPROVE THE ADMISSION OF THE CITY OF VIENNA, ILLINOIS AND THE CITY OF LAMONI, IOWA AS NEW MEMBERS OF THE INTERSTATE MUNICIPAL GAS AGENCY AND TO AUTHORIZE EXECUTION OF A SUPPLEMENT TO THE AGENCY AGREEMENT ESTABLISHING THE INTERSTATE MUNICIPAL GAS AGENCY

WHEREAS, the City of Fulton, Callaway County, Missouri, is a member of the Interstate Municipal Gas Agency; and

WHEREAS, the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa desire to become members of the Interstate Municipal Gas Agency; and

WHEREAS, the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa, have complied with all conditions for membership, have adopted the Agency Agreement, and have paid all fees; and

WHEREAS, the Board of Directors of the Interstate Municipal Gas Agency has or will approve by Ordinance the Supplements to its Agency Agreement which will cause the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa, to become members of the Agency upon approval by the requisite number of governing bodies of the Agency's member municipalities.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FULTON, CALLAWAY COUNTY, MISSOURI, as follows:

Section 1: The findings and determinations set forth in the preamble to this Ordinance are hereby made findings and determinations of the City Council of the City of Fulton and incorporated into the text of this Ordinance by this reference.

Section 2: The City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa, are each hereby approved as new members of the Interstate Municipal Gas Agency.

Section 3: The Mayor of the City of Fulton is hereby authorized and directed to execute and the City Clerk of the City of Fulton shall attest, pursuant to this Ordinance, the Supplement to the Agency Agreement, substantially in the same form attached hereto as Appendix "A" for the admission of the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa, as new members of the Interstate Municipal Gas Agency. Said officer by executing the Supplement to the Agency Agreements shall approve the terms and conditions of the Agency Agreement and the Supplement to the Agency Agreement.

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Section 4: That this ordinance shall be in full force and effect from and after its passage by the Council and approval by the mayor.

READ THREE TIMES AND PASSED THIS 20th DAY OF December, 2011.

s/LeRoy D. Benton  
LeRoy D. Benton  
President of the Council

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2011.

s/LeRoy D. Benton  
LeRoy D. Benton  
Mayor

ATTEST:

s/Carolyn L. Laswell  
Carolyn L. Laswell, CMC/MRCC  
City Clerk

**SUPPLEMENT NUMBERS 20 and 21  
TO THE AGENCY AGREEMENT ESTABLISHING  
THE INTERSTATE MUNICIPAL GAS AGENCY**

This document is a Supplement to the Agency Agreement, dated as of February 1, 1990, between and among the municipalities of the State of Illinois listed therein and as supplemented thereafter from time to time, which established the Illinois Municipal Gas Agency.

This Supplement shall serve as a republication and readoption of all of the terms and conditions of the Bylaws and the Agency Agreement as the Agency Agreement applies to IMGA Members on the dates that the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa, executed a Supplement substantially similar as to each individual new member to this Supplement.

This Supplement is the Agreement between and among the member municipalities of the Interstate Municipal Gas Agency, the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa, which sets the conditions and approves the admission of the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa as new members of the Interstate Municipal Gas Agency.

This Supplement conditions approval of admission of the City of Vienna, Johnson County, Illinois, upon the following:

1. The City of Vienna agrees to adopt by ordinance the Agency Agreement as supplemented; and
2. The City of Vienna agrees to adopt this Supplement by ordinance and execute this Supplement; and
3. The City of Vienna agrees to comply with the conditions for admission as established by the IMGA Board of Directors.

This Supplement conditions approval of admission of the City of Lamoni, Decatur County, Iowa, upon the following:

1. The City of Lamoni agrees to adopt by ordinance the Agency Agreement as supplemented; and
2. The City of Lamoni agrees to adopt this Supplement by ordinance and execute this Supplement; and
3. The City of Lamoni agrees to comply with the conditions for admission as established by the IMGA Board of Directors.

This Supplement amends the Agency Agreement as supplemented in the following manner:

On page 1 of the Agency Agreement: add "the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa" immediately after the last municipality named in the list of members contained thereon.

On page 6 of the Agency Agreement: add the following name and address of the person initially appointed to serve on the Board of Directors of the Interstate Municipal Gas Agency to the appropriate column in Section 2.15:

<u>Municipality</u>	<u>Initial Director</u>	<u>Business Address</u>
City of Vienna	Troy Kerley	PO Box 1442 Vienna, IL 62995
City of Lamoni	LMU General Manager	111 S Chestnut St Lamoni, IA 50140

This Supplement becomes effective as to all IMGA member municipalities, the City of Vienna, Johnson County, Illinois and the City of Lamoni, Decatur County, Iowa upon approval by the Corporate Authorities of a majority of the IMGA members municipalities and the City of Vienna and City of Lamoni.

IN WITNESS WHEREOF, the undersigned have executed this Supplement as of the \_\_\_\_ day of \_\_\_\_\_, 2011, in counterpart copies, each of which shall constitute an original copy but all of which together shall constitute one and the same instrument.

CITY OF FULTON,  
CALLAWAY COUNTY, MISSOURI

By: \_\_\_\_\_  
LeRoy D. Benton  
Mayor

ATTEST:

\_\_\_\_\_  
Carolyn L. Laswell, CMC/MRCC  
City Clerk