

**BOARD OF COUNTY COMMISSIONERS OF
FRANKLIN COUNTY, KANSAS**

RESOLUTION NO: 11-02

A RESOLUTION ADOPTING THE KANSAS WORKERS RISK COOPERATIVE FOR COUNTIES (KWORCC) AMENDED BYLAWS AND INTERLOCAL AGREEMENT.

WHEREAS, the Board of County Commissioners (Board) of Franklin County, Kansas (County) has authority under the Kansas Municipal Group-Funded Pool Act, K.S.A. 12-2616, et seq., as amended, the Interlocal Cooperation Act, K.S.A. 12-2901, et seq., as amended, the Kansas Tort Claims Act, compensation coverage; and

WHEREAS, the Board has reviewed an agreement to cooperate with other counties for the operation of such a self-insurance pool entitled "Amended and Restated, Effective November 15, 2010 BYLAWS AND INTERLOCAL COOPERATIVE AGREEMENT FOR THE KANSAS WORKERS COOPERATIVE FOR COUNTIES" (Agreement), a copy of which is attached hereto and incorporated by reference into this Resolution.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, KANSAS THAT:

1.The Agreement, a copy of which is attached hereto and incorporated by this reference into this Resolution, is hereby approved.

2.The Chairman of the Board is hereby authorized and directed to sign the Agreement on behalf of the County.

3. Neither this Resolution nor the Agreement approved hereby is intended to nor does it waive, nor shall it be construed as waiving, any immunity or limitation on liability provided to the County, its officers or employees, by any law, including but not limited to any such immunity or limitation appearing in the Kansas Tort Claims Act or amendments thereto. Furthermore, neither this Resolution nor the Agreement is intended to, nor does it provide for coverage in excess of the limitation on liability within the Workers Compensation Act, K.S.A. 44-501 et seq., or amendments thereto.

4.The County understands and further by execution of this Resolution and the Agreement agrees that it will comply with the requirements of the Workers Compensation Act and amendments thereto and furthermore understands that in accordance with the BYLAWS AND INTERLOCAL COOPERATION AGREEMENT THAT THE INDIVIDUAL MEMBERS OF THE COOPERATIVE MAY BE SUBJECT TO ASSESSMENT.

5.One copy of this signed Agreement shall be mailed to the Administrator of Kansas Workers Risk Cooperative for Counties, along with a copy of this Resolution, one copy of the signed Agreement shall be filed with the County Register of Deeds, and one copy of the signed Agreement shall be filed with the Secretary of State of the State of Kansas.

ADOPTED AND PASSED by the Board of County Commissioners of Franklin County, Kansas, on the 19th day of January, 2011.

/s/ John E Taylor

John E. Taylor, Commission Chairman

ATTEST: (Seal)

/s/ Shari Perry

Shari Perry, County Clerk