

TOWN OF AVARD
WOODS COUNTY, OKLAHOMA
Resolution No. 2009-01
May 12, 2009

**RESOLUTION RATIFYING DISSOLUTION OF THE INCORPORATED
ORGANIZATION AND SUPPORTING THE TOWN OF AVARD PETITION TO
BECOME UNINCORPORATED**

WHEREAS the Board of Trustees of the Town of Avard on MAY 12, 2009, adopt Resolution Number 2009-01 recommending the dissolution of the INCORPORATED TOWN OF AVARD (the Dissolution Resolution) entered into by the Town of Avard on April 5, 1909 as recorded in Book 2, Page 357 in the Woods County Clerk's Office (the Agreement).

WHEREAS the Dissolution Resolution is consistent with the discussions that have occurred at meetings of the Town of Avard Trustees and the Board of Woods County Commissioners and of the parties to the Agreement and supports the division of the incorporated town of Avard in accordance with the Oklahoma State Statutes Title 11-Article VII- Chapter 1 incorporated into this Resolution as Exhibit A, as it may be corrected for minor errors discovered, if any;

WHEREAS the Agreement requires two-thirds of the voting Parties to ratify the Dissolution Resolution within 90 days of its adoption to affect the Dissolution of the Incorporated Town of Avard.

WHEREAS If the two-thirds of the voting Parties ratify the Dissolution Resolution, TOWN OF AVARD intends to petition the Board of Woods County Commissioners for approval.

NOW THEREFORE, BE IT RESOLVED that the Town Board of Avard hereby:

1. Ratifies the Dissolution Resolution adopted by the Trustees of the Town of Avard on May 12, 2009, and authorizes the Board of Woods County Commissioners of the State of Oklahoma to make such arrangements and enter into such agreements as may be necessary to wind up the operations of the Incorporated Town of Avard and to transfer the obligations, property, duties and operations of the Incorporated Town of Avard as appropriate to the Board of Woods County Commissioner

BE IT FURTHER RESOLVED, if the Dissolution Resolution is not supported by a sufficient number of the Parties to the Agreement to achieve the dissolution, or Woods County Commissioners do not approve the petition with the division of land and obligations as proposed in the dissolution plan and Exhibit A, the Town of Avard shall not be dissolved and will; continue to perform its duties and obligations consistent with the original recorded Agreement; and

BE IT FINALLY RESOLVED that the Town Clerk is hereby authorized and directed to provide a copy of this Resolution to the Board of Commissioners of Woods County. The question was on the adoption of the resolution and there were 4 yeas and 0 nays as follows:

	Yea	Nay	Abstain
Donna Schmidt	X		
Dona Darbe	X		
Monty Herren	X		
Teresa Herren	X		

Upon vote, the Chair declared the Resolution adopted.
Dated: May 12, 2009

RECEIVED

JAN 06 2010
OKLAHOMA SECRETARY
OF STATE