

CHAPTER I. ADMINISTRATION

ARTICLE 9. PUBLIC BUILDING COMMISSION

SECTIONS

1-901 PUBLIC BUILDING COMMISSION ESTABLISHED; MEMBERSHIP

1-902 FUNCTIONS AND POWERS

- 1-901. PUBLIC BUILDING COMMISSION ESTABLISHED; MEMBERSHIP.** There is hereby created a Public Building Commission which shall be a municipal corporation, the governing body of which shall consist of seven members. The members of the commission shall be appointed by the mayor, with the consent of the city council, as follows:
- (a) Four members shall be duly elected or appointed members of the governing body of the City of Leawood, one of which shall be the mayor;
 - (b) Three members shall be appointed from citizens of the city at large;
 - (c) Three members of the commission shall be appointed for a term of two years, two members shall be appointed for a term of three years, and two members shall be appointed for a term of four years. Upon expiration of these initial terms of office, all appointments thereafter shall be for a term of four years.
 - (d) If any person who has been appointed pursuant to the provisions of paragraph (a) of this section shall cease to be a member of the governing body, or if any person appointed pursuant to the provisions of paragraph (b) of this section shall cease to live within the City of Leawood, the membership of said person shall forthwith terminate and a replacement shall be appointed as provided by this ordinance to serve the unexpired term.
 - (e) Whenever any member of the building commission shall resign prior to the expiration of that member's term, a replacement shall be appointed in the manner provided by this ordinance to serve the unexpired term.

The commission shall, at its first regularly scheduled meeting, elect its own chairperson and other officers as deemed appropriate.

(Ord. 1049C; 04-18-88)

1-902.

FUNCTIONS AND POWERS. The public commission is hereby created for the following purposes and shall be and is hereby authorized to exercise the following functions and powers, to-wit:

- (a) To acquire a site or sites for and to construct, reconstruct, equip and furnish a building or buildings or other facilities of a revenue producing nature, including parking facilities or to purchase or otherwise acquire such building or buildings or facilities, and such building or buildings or facilities shall be maintained and operated for the housing and accommodation of city offices or such other purposes as are commonly carried on in connection with such facilities and general city buildings or for other purposes as outlined in K.S.A. 12-1758, as amended.
- (b) To rent all or any part of its buildings or other facilities to any federal, state or county governmental agency, or any municipal corporation, quasi-municipal corporation, political subdivision or body politic, or agency thereof, doing business, maintaining an office or rendering a public service in the City of Leawood, Kansas, and to rent any space as may be needed by such governmental agencies for such service facilities as the public building commission may determine will primarily serve the comfort and convenience of the occupants of its buildings or other facilities.
- (c) To issue revenue bonds of the public building commission to provide funds for the purpose of acquiring, erecting, equipping, repairing, maintaining and operating buildings and other facilities and to acquire sites necessary and convenient therefor, and to pay all costs and expenses incident thereto, or to refund its outstanding bonds.
- (d) To establish and fix rates, rentals, fees and charges, for the use of any and all buildings or space therein or other facilities owned and operated by the commission, sufficient at all times to pay maintenance and operation costs of such buildings, or facilities, the principal of and interest on all bonds issued by the commission as the same shall become due and payable and to make all payments to any accounts created by any bond resolution.
- (e) To acquire the fee simple title to real property, including easements and reversionary interests in the streets, alleys and other public places and personal property required for its purposes, by purchase, gift, devise or by the exercise of the powers of eminent domain of the state, and title thereto shall be taken in the corporate name of the commission.
- (f) To enter into written leases with tenants of its buildings or facilities under such terms and conditions as it shall deem appropriate, not inconsistent with the provisions of this article and the laws of the State of Kansas.
- (g) To convey title to real estate it shall hold title to and sell, assign, transfer, trade any of its interest in personal property. Conveyance may be made of portions of the land as portions of the revenue bonds are paid or retired, or provision is made for their payment by the deposit of a like amount of money.
- (h) To do all things and acts necessary or convenient to carry out the powers granted to it under this section and under K.S.A. 12-1757, et seq., as amended, provided, however, that under no circumstance shall any income of the public building commission inure to the benefit of any private person.

(Ord. 1049C; 04-18-88)