

ORDINANCE NO. 2945

AN ORDINANCE OF THE CITY OF PAOLA, KANSAS, CREATING THE PAOLA, KANSAS PUBLIC BUILDING COMMISSION, SPECIFYING THE MEMBERSHIP OF THE GOVERNING BODY OF THE PUBLIC BUILDING COMMISSION AND STATING THE PURPOSE, FUNCTIONS AND POWERS OF SUCH COMMISSION

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PAOLA, KANSAS:

SECTION 1. Creation of Public Building Commission. Pursuant to K.S.A. 12-1757 to 12-1768, as amended, (the “Act”), a public building commission is created by the city of Paola, Kansas (the “City”) to be known as the Paola, Kansas Public Building Commission, which shall be a municipal body corporate and politic.

SECTION 2. Composition of Public Building Commission. The Paola, Kansas Public Building Commission shall consist of five commissioners who shall be same persons as are then serving as Mayor and Council Members on the governing body of the City. The commissioners of the Paola, Kansas Public Building Commission shall serve terms simultaneous with their terms as members of the City’s governing body. The commissioners shall serve without compensation. The commissioners shall appoint a Chairperson, Vice-Chairperson and Secretary. Initially, the Chairperson shall be the City’s Mayor, the Vice-Chairperson shall be the President of the Council and the Secretary shall be the City Clerk.

SECTION 3. Powers. The Paola, Kansas Public Building Commission is authorized to exercise the following powers and functions:

A. To exercise all powers and authority conferred on it by the Act and any subsequent charter ordinance of the City, including, but not limited to, the authority to acquire a site or sites, acquire, construct, reconstruct, equip and furnish a building or buildings or other facilities of a revenue producing character to be maintained and operated for city offices or other purposes as are commonly carried on in conjunction with city offices and general city buildings, county courthouse, county offices, administrative offices for school districts, offices for state and federal agencies all as authorized by the Act, and including such buildings or facilities, furnishings and equipment maintained for: (i) police and fire station facilities, (ii) City Hall, (iii) City owned library facilities, and (iv) community buildings.

B. To lease or sublease all or any part of the buildings and facilities owned by the Paola, Kansas Public Building Commission to the City or other agencies or entities, as authorized by the Act;

C. To acquire fee simple title to real estate, including easements and reversionary interests in streets, alleys and other public places and personal property required for its purposes, by purchase, gift, devise or other lawful means, and to take title in the corporate name of the Paola, Kansas Public Building Commission;

D. To issue revenue bonds in the manner provided by the Act, for the purpose of paying the cost or portions of the cost of acquiring real estate or buildings and constructing, reconstructing, equipping and furnishing such facilities; to fix rents, fees and charges for the use of such buildings or facilities; to pledge the revenues from the facilities to secure such revenue bonds and to make covenants with respect to the maintenance, operations, repair and insuring of such improvements;

E. To repair, maintain and operate such buildings and facilities owned by the Paola, Kansas Public Commission;

F. To sue and be sued;

G. To adopt a seal; and

H. To do all things necessary or incidental to and consistent with the powers granted to it under this Ordinance and the Act.

SECTION 4. Effective Date. This Ordinance shall take effect and be in force from and after its passage and approval and publication one time in the official City newspaper.

PASSED AND APPROVED by the governing body of the city of Paola, Kansas on June 12, 2007.

CITY OF PAOLA, KANSAS

[seal]

By _____
Artie Stuteville, Mayor

ATTEST:

By _____
Daniel G. Droste, City Clerk