

CHAPTER XIX. PLANNING AND BUILDING COMMISSIONS

ARTICLE 1. CITY PLANNING COMMISSION

ARTICLE 2. PUBLIC BUILDING COMMISSION

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19-101 CREATION. There is hereby created a Washington City Planning Commission under authority of Sections 12-701 through 12-708 K.S.A., 1964.

19-102 MEMBERS. The number of members of the Washington City Planning Commission shall be nine (9) electors. Seven (7) of the members shall reside within the corporate limits of the City of Washington, Kansas. Two (2) of the members shall reside outside the corporate limits of said City, but within three (3) miles of said corporate limits.

19-103 APPOINTMENT. Each of the members of the Washington City Planning Commission shall be appointed by the mayor by and with the consent of the council. Three (3) members of the Commission first appointed shall serve for terms of one (1) year; three (3) for terms of two (2) years; and three (3) for terms of three (3) years each. At the expiration of these initial terms, members shall be appointed for terms of three (3) years each. Vacancies shall be filled for the unexpired term only by appointment of the mayor by and with the consent of the council. The members of the Washington City Planning Commission shall serve without compensation for their services, except for actual and necessary expenses.

19-104 ORGANIZATION. The members of the Washington City Planning Commission shall meet at least once each month as required by law, at such time and place as they may fix by resolution. They shall select one (1) of their number as chairman and one (1) as vice-chairman who shall serve one (1) year and until their successor has been selected. Special meeting may be called at any time by the chairman or, in his absence, by the vice-chairman. A majority of the commission shall constitute a quorum for the transaction of business. The commission shall cause a proper record to be kept of its proceedings.

19-105 POWERS; DUTIES. The powers and duties of the Washington City Planning Commission shall be to make plans and maps of the whole or any portion of said City of Washington, Kansas; and of any land outside of said City which, in the opinion of the Commission, bears relation to the planning of said City; and to make changes in such plans or maps when it deems same advisable. Such maps or plans shall show the Commission's

recommendations for new streets, alleys, viaducts, bridges, parkways, parks, playgrounds, or any other public ground or public improvements; and the removal, relocation, widening or extension of any such public works then existing with a view to the systematic planning of the City of Washington, Kansas. Whenever the City Planning Commission shall have made and agreed upon a plan for the development of the City of Washington, Kansas, or any portion thereof, such plan or plans shall be submitted to the governing body for their consideration and action. The City Planning Commission of the City of Washington, Kansas, shall have such other powers and duties as provided by Kansas Statute.

ARTICLE 2. PUBLIC BUILDING COMMISSION
(Ord. 723, May 5, 2008)

19-201 CREATION OF A PUBLIC BUILDING COMMISSION. The Washington Public Building Commission shall be composed of four (4) member (the "Members"). The governing body of the City shall appoint Members, and one Member shall be a member of the governing body of the City. The terms of office of the Members shall be for four years from initial appointment, except that the initial term of office for two Members shall be for three years from initial appointment. In the event that the Washington Public Building Commission provides for buildings or structures that are leased to governmental entities other than the City, the composition of the Washington Public Building Commission shall be modified, as necessary, by subsequent Ordinance of the governing body of the City to conform to the requirements of the K.S.A. 12-1757 *et seq.* and any applicable Charter Ordinances of the City.

19-202 PURPOSE. The Washington Public Building Commission has been created for the purposes of, and shall have the powers and shall perform the functions set forth in, K.S.A. 12-1757 *et seq.* and any applicable Charter Ordinances of the City. The governing of the City, by ordinance or charter ordinance hereafter taking effect, shall have the authority to limit, expand or otherwise alter the purposes, powers, function of the Washington Public Building Commission.

19-203 POWERS, AUTHORITY, FUNCTIONS. The Washington Public Building Commission is created for the following purposes and is authorized to exercise the following powers and functions: To exercise all powers and authority set forth in the Act, including, but not limited to, the authority to acquire a site or sites, acquire, reconstruct, construct, equip and furnish a building, buildings, or other facilities of a revenue producing character to be maintained and operated for a county courthouse, city or county offices, or facilities, administrative offices for school districts, offices for state and federal agencies or city, county, state or federal correctional or detention facilities;

- (a) To rent all or any part of the buildings or facilities owned by the Washington Public Building Commission to state law enforcement agencies, to rent any space that may not be needed by such law enforcement agencies to any municipal corporation or county agencies;
- (b) 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 by the exercise of the power of eminent domain, and to take title in the corporate name of the Washington Public Building Commission;
- (c) To issue revenue bonds in the manner provided by law for the purpose of paying the cost or a portion of the cost of acquiring real estate and constructing, equipping and furnishing buildings thereon, and to pledge the net revenues from the facilities to secure such revenue bonds, and to make covenants with respect to the maintenance, operations, repair and insuring of improvements thereon;
- (d) To repair, maintain and operate such buildings and facilities owned by the Washington Public Building Commission;
- (e) To sue and be sued;
- (f) To adopt a seal;
- (g) To do all things and acts necessary or incidental to the exercise of the powers granted to it under this Ordinance and the Act and consistent with the purposes established in this Ordinance, provided, however, that under no circumstances shall any income from the Washington Public Building Commission inure to the benefit of any private person, with the exception that reasonable salaries may be paid employees necessary for the performance of the functions and purposes established in this Ordinance, and reasonable salaries may be paid to the members of the Washington Public Building Commission if authorized by majority vote of said Commission.

19-204 MISCELLANEOUS PROVISIONS.

- (a) At the end of each fiscal year, the Washington Public Building Commission shall distribute any surplus proceeds to the City.
- (b) An audit of the Washington Public Building Commission shall be conducted each year by a Certified Public Accountant, and copies of the report made available to the city council.