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CLEAN

ORDINANCE NO. 50-341

AN ORDINANCE CREATING SECTION 2.12.640 OF THE CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO THE WICHITA PUBLIC BUILDING COMMISSION, AND REPEALING THE ORIGINAL OF SAID SECTION.

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

***SECTION 1.***

***SECTION 2.12.640*** - is hereby amended to read as follows:

**Section 2.12.640. – Same – Functions of the commission.**

The commission shall be authorized pursuant and subject to powers and authority granted or continued herein under authority granted by the Act and City Charter ordinances to serve the following functions:

- (a) To acquire a site or sites for constructing, reconstructing, equipping and furnishing a building or buildings or other facilities of a revenue-producing character, including parking facilities, and, in addition, to acquire and install equipment of a revenue-producing character. Such building or buildings, facilities, or equipment shall be maintained and operated for the affairs of Sedgwick County, Kansas or any federal, state, state university, city, school district, municipal corporation, quasi-municipal corporation, political subdivision, or body politic, or agency thereof, doing business,

maintaining an office, or rendering a public service within Sedgwick County, Kansas ("governmental agencies");

(b) To acquire land and facilities located within Sedgwick County, Kansas, that are adjacent to or are near any educational institution under the supervision and control of the State Board of Regents, or acquire, by lease, land and facilities located within Sedgwick County, Kansas, that constitute a part of the campus of any such institution. The commission may construct, reconstruct, equip, and furnish such facilities on such land and lease such land and facilities to the official governing body of such institution. The city also may pledge funds as may be necessary from those which are provided to be paid over to the board of trustees from the annual tax levy as provided by K.S.A. 76-3a07, and amendments thereto. The commission may also approve contracts which include a pledge by Sedgwick County of such funds as may be necessary from those which are provided to be paid over to such institution from a special levy authorized for such purpose under K.S.A. 19-117, and amendments thereto;

(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 by the exercise of the power of eminent domain, and to take title in the corporate name of the commission;

(d) To rent all or any part of its buildings, facilities and/or equipment to any governmental agencies and rent any space as may not be needed by such governmental agencies or such buildings or other facilities as the commission may determine will primarily serve the comfort and convenience of the occupants of its buildings or other facilities;

(e) To after negotiation of a lease or leases with one or more governmental agencies is complete, issue revenue bonds of the commission to provide funds for the purpose of acquiring, erecting, equipping, repairing, maintaining and operating buildings and other facilities; to acquire sites necessary and convenient therefor; and to acquire and install equipment to pay all costs and expenses incident thereto, or to refund its outstanding bonds;

(f) To repair, maintain and operate buildings and to repair, maintain and operate land and facilities adjacent to or near Wichita State University;

(g) To sue and be sued;

(h) To convey title to the governmental agencies to the equipment and/or land and buildings thereon, for whose benefit the public building commission has held title, after the payment of revenue bonds issued for the purpose of acquiring such equipment and/or land and buildings thereon for the benefit of any such political subdivision.

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. In the event the governmental agency for whose benefit the public building commission has held title fails or refuses to accept title of the property in question, then the public building commission is authorized to sell to any person or entity for a reasonable price.

(i) Under no circumstances shall any income of the public building commission inure to the benefit of any private person.

**SECTION 2.**

This ordinance shall be included in the Code of the City of Wichita, Kansas, and shall be effective upon its passage and publication once in the official city paper.

PASSED by the governing body of the City of Wichita, Kansas, this 18th day of October, 2016.

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Jeff Longwell, Mayor

ATTEST:

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Karen Sublett, City Clerk

Approved as to Form:

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Jennifer Magana, City Attorney and  
Director of Law