

A G R E E M E N T

THE BOARD OF COMMISSIONERS OF THE CITY OF WICHITA AND THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, ON THIS 26th DAY OF June, 19 73, PURSUANT TO THE ADOPTION OF A JOINT ORDINANCE-RESOLUTION CREATING THE WICHITA-SEDGWICK COUNTY METROPOLITAN AREA PLANNING COMMISSION, DO HEREBY AGREE TO THE FOLLOWING:

1. Membership, term, qualifications and compensation.

The Wichita-Sedgwick County Metropolitan Area Planning Commission shall consist of ten (10) members, five (5) of whom shall be appointed by the Mayor of the City of Wichita by and with the consent of the Board of Commissioners of the City of Wichita, and five (5) of whom shall be appointed by a majority vote of the Board of County Commissioners of Sedgwick County, Kansas. All terms shall commence on September 1 and expire on August 31. All terms of office other than the terms of the initial appointees shall be for four (4) years and until their successors shall have been duly appointed and qualified.

Each of the appointments shall be made so that three (3) City of Wichita and three (3) Sedgwick County appointees shall be made in the year the greater number of Commissioners of each body are elected. In the year the lesser number of Commissioners of each body are elected, two (2) appointments shall be made by each body. Initial appointments shall be made as follows: City of Wichita, three (3) appointments expiring August 31, 1975, and two (2) appointments expiring August 31, 1977; Sedgwick County, two (2) appointments expiring August 31, 1975, and three (3) appointments expiring August 31, 1977.

In case of death, incapacity, resignation or disqualification of any member, the Board making the appointment of such member shall appoint another member for the unexpired term of

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such deceased, incapacitated, resigned or disqualified member. Any person residing within the City of Wichita shall be eligible for appointment by the Board of Commissioners of the City of Wichita. Any person residing within Sedgwick County (including incorporated areas), shall be eligible for appointment by the Board of Commissioners of Sedgwick County. Members of the Wichita-Sedgwick County Metropolitan Area Planning Commission shall serve without compensation, but may be reimbursed for expenses actually incurred in the performance of their duties as members of the Wichita-Sedgwick County Metropolitan Area Planning Commission.

2. Meetings, organizations, records. The Wichita-Sedgwick County Metropolitan Area Planning Commission shall convene for its meetings at such time and place as shall be fixed by its Chairman, and shall meet not less frequently than once a month. Said Planning Commission shall elect one member as Chairman and one member as Vice Chairman. The terms of the Chairman and Vice Chairman shall be for one year and until his successor shall have been elected and qualified. Special meetings of the Planning Commission may be called by the Chairman, or in his absence, by the Vice Chairman, or a majority of all of the Commissioners, on not less than 24 hours notice, such notice to be by mail or personal service by the Secretary or his representative, at the address given to the Secretary of the Planning Commission by such member. A quorum of the Planning Commission shall consist of six (6) members. The Planning Commission shall designate a Secretary and may also designate an Assistant Secretary, neither of whom need be members of the Planning Commission. The Secretary shall cause a proper record to be kept of all the proceedings of the Planning Commission. All action taken by the Wichita-Sedgwick County Metropolitan Area Planning Commission superseded hereby shall continue in full force and effect.

3. Planning Commission authority, function, responsibility. The Wichita-Sedgwick County Metropolitan Area Planning Commission, herein sometimes referred to as the Planning Commission, shall have such power and duties as may be prescribed by law from time to time. As a primary function, the Planning Commission shall have the responsibility for the preparation, adoption, recommendation and maintaining of a long-range Comprehensive Development Plan to guide the future physical, social and economic development of the area within the planning jurisdiction as established in the joint ordinance-resolution creating the Wichita-Sedgwick County Metropolitan Area Planning Commission. Such Comprehensive Development Plan shall consist of at least a land use element, a circulation element, and a facilities element. The Plan shall provide a statement of population distribution and density and proposed building intensities and other uses of land. The Commission shall recommend development plans for specific public works projects and for urban renewal. Such development plans shall be related to the Comprehensive Development Plan and shall ensure the integration of proposed land uses and for matters of access and relationship to the neighborhood within which such development plans provide for construction. Development plans shall also contain analysis of methods of financing proposed public works. The Planning Commission shall cause to be prepared zoning studies and shall recommend the zoning of all land within its jurisdiction as defined within the joint ordinance-resolution. The Planning Commission shall cause to be prepared recommendations governing the control of subdivisions within the area of its jurisdiction as heretofore defined.

The Planning Commission may cause to be undertaken such studies as may be needed or requested by the governing bodies relative to the social problems and activities within the community, including but not limited to such areas as delivery of social services, planning for providing for the needs of the poor

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and disadvantaged; attending to problems of racial inequity, and other forms of discrimination, plans leading to the economic betterment of the community and those residing therein, for identifying and planning for the alleviation of social ills, including but not exclusively limited to problems of the youth, aged, drugusers and alcoholics and for plans which coordinate and interrelate with other planning units, such as areawide health planning, law enforcement, areawide economic development, industrial development, manpower and other similar specialized planning units created under Federal, state or local law.

The Planning Commission shall cause to be prepared annually for the jurisdictions that they represent, a statement of current and past growth and development trends and anticipated growth for the succeeding year and for the succeeding five years. Such annual statement of anticipated growth and development shall also contain an annual review of the status of the General Plan and recommended adjustments in such Plan. Such annual review statement shall be transmitted to the administrative heads of the political jurisdictions involved for the use by the respective jurisdictions in the preparation of their annual capital improvement budget. The Planning Commission shall cause to have reviewed annually the proposed capital improvement budgets of the respective jurisdictions and shall comment upon the proposed budget in terms of its conformity to and furtherance of the Comprehensive Development Plan. The Wichita-Sedgwick County Metropolitan Area Planning Commission shall assume and perform all of the powers, duties and functions heretofore vested in the Wichita City Planning Commission, in the Sedgwick County Planning Commission, and in the previously constituted Wichita-Sedgwick County Metropolitan Area Planning Commissions.

4. Wichita-Sedgwick County Metropolitan Area Planning Department - Establishment thereof. There is hereby established and created the Wichita-Sedgwick County Metropolitan Area Planning

Department. The Director of such Department shall be appointed by the City Manager of the City of Wichita and by the majority vote of the Board of County Commissioners of Sedgwick County, Kansas, by joint appointment. All subordinate employees shall be similarly appointed, but it shall be the responsibility of the Personnel Division of the Department of Administration of the City of Wichita to make such examinations, conduct such tests, obtain such records and generally supervise the personnel of the Planning Department as may be reasonably necessary and in accordance with general personnel practices and procedures of the City of Wichita. The Director of Planning and all subordinate employees shall serve at the pleasure of the majority vote of the Board of County Commissioners and of the City Manager of the City of Wichita.

5. Budget, disbursing agent. At such times as may be prescribed by the governing bodies, the Planning Department shall submit to the Board of County Commissioners of Sedgwick County, Kansas, to the City Manager of the City of Wichita, and to all other local governing bodies of their planning commissions, who directly contribute to the funding of the Planning Commission, a budget of income and expenditures for the ensuing fiscal year. This budget shall be submitted for review and comment. After such review and comment, such budget shall be considered by the Board of County Commissioners of Sedgwick County, Kansas, and the Board of City Commissioners of the City of Wichita, Kansas, and such budget as submitted, or as the same may be amended shall be approved and adopted by said governing bodies to the extent of approximately 50% of such amended or revised budget by the Board of County Commissioners and to the extent of approximately 50% of such amended or revised budget by the Board of Commissioners of the City of Wichita, and such fiscal support by any other member city or county, as any one or more of such cities or counties feel it can make. The City Treasurer of the City of Wichita is hereby designated as the custodian and disbursing agent for the total

budget; and the Board of County Commissioners shall direct the County Treasurer to pay over direct to the City Treasurer of Wichita the County's portion of such budget.

6. Planning Matters - prior action and pending proceedings. All planning and zoning actions of every kind or character heretofore taken by the Wichita City Planning Commission, or the Sedgwick County Planning Commission, or by the Wichita-Sedgwick County Metropolitan Area Planning Commission heretofore created, shall be continued in full force and effect and shall in no wise be affected by this joint resolution and ordinance. All petitions for zoning change, petitions for vacation of streets, alleys and other publicways, requests for changes in street names, requests for approval of plats and dedications, Master or Comprehensive Plans, and all other matters pending before the Wichita-Sedgwick County Metropolitan Area Planning Commission upon the effective date of this joint resolution-ordinance shall continue to be processed by said Commission before which such applications may be pending until such matters are concluded.

7. Agreement and Effective Dates. This Agreement between the City of Wichita and Sedgwick County shall be ratified by either ordinance (City) or resolution (Counties) of any city or county desiring to become a member of the Wichita-Sedgwick County Metropolitan Area Planning Commission.

AGREED TO this 26th day of June, 1973, at Wichita, Kansas.



By the BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY

Carl E. Rusk
Chairman
[Signature]
Commissioner
[Signature]
Commissioner

County Clerk
(SEAL)

By the CITY OF WICHITA

James M. Powell
Mayor

ATTEST:

Robert Eberly
City Clerk
(SEAL)