

(Published in the *Harvey County Independent* on August 28, 2025)

ORDINANCE NO. 917

AN ORDINANCE CREATING THE CITY OF SEDGWICK, KANSAS PUBLIC BUILDING COMMISSION AND ESTABLISHING THE PURPOSE, COMPOSITION, POWERS, FUNCTIONS AND DUTIES THEREOF.

WHEREAS, the City of Sedgwick, Kansas (the “City”), is authorized pursuant to K.S.A. 12-1757 *et seq.* (the “Act”) to create a public building commission in order to provide an additional and alternative method for financing certain public buildings and facilities of governmental entities; and

WHEREAS, the governing body of the City hereby finds it advisable and necessary to formally create a public building commission and to establish the purpose, composition, powers, functions and duties of such public building commission all pursuant to the Act, as modified herein.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS:

Section 1. Creation. There is hereby created under the authority of the Act, a municipal corporation to be known as the City of Sedgwick, Kansas Public Building Commission (the “PBC”).

Section 2. Composition. The PBC shall be composed of 6 members (the “Members”). The Mayor and each Councilmember shall appoint one Member to the PBC; such Members shall serve at the pleasure of and only during the term of the person that appoints such Member. In the event that the PBC provides buildings or structures that are leased to governmental entities other than the City, the composition of the PBC shall be modified by subsequent ordinance of the City to conform to the requirements of the Act.

Section 3. Purpose, Powers and Functions. The PBC is created for the purposes of, and shall have the powers and shall perform the functions set forth in, the Act; provided that the PBC shall not enter into any leases for PBC property to entities other than the City without the prior approval of the governing body of the City. The City, by ordinance or charter ordinance hereafter taking effect, shall have the authority to further limit or expand the purposes, powers and/or functions of the PBC.

Section 4. Support Services. Unless otherwise approved by the governing body, the City Administrator and City Clerk shall provide administrative services to the PBC and the City's bond counsel and City Attorney shall provide legal services to the PBC.

Section 5. Further Action. The PBC shall have the authority to adopt bylaws, resolutions or other official actions authorized by the Act and not inconsistent with the provisions of this Ordinance to govern its actions.

Section 6. Severability. If any provision of this Ordinance is deemed or ruled unconstitutional or otherwise illegal or invalid by any court of competent jurisdiction, such illegality or invalidation shall not affect any other provision of this Ordinance. This Ordinance shall be enforced and construed as if such illegal or invalid provision had not been contained herein.

Section 7. Effective Date. This Ordinance shall be in force and take effect from and after its passage, approval and publication once in the official City newspaper.

PASSED by the governing body of the City on August 20, 2025 and **SIGNED** by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

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CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on August 20, 2025; that the record of the final vote on its passage is found on page ____ of journal ____; and that it was published in the *Harvey County Independent* on August 28, 2025.

DATED: August 28, 2025.

Clerk

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