

**EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THOMAS COUNTY KANSAS
HELD ON JULY 16, 2012**

The governing body met in regular session at the usual meeting place in the County, at 9:00 a.m., the following members being present and participating, to-wit:

Absent: Commissioner Byron Sowers

The Chairman declared that a quorum was present and called the meeting to order.

(Other Proceedings)

Thereupon, there was presented a Resolution entitled:

**A RESOLUTION CREATING THE THOMAS COUNTY, KANSAS PUBLIC
BUILDING COMMISSION AND ESTABLISHING THE PURPOSE, COMPOSITION,
POWERS, FUNCTIONS AND DUTIES THEREOF.**

Thereupon Commissioner Paul Steele moved that said Resolution be adopted. The motion was seconded by Commissioner Christiansen. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows

Aye: 2_____.

Nay: 0_____.

Thereupon, the Chairman declared said Resolution duly passed and the Resolution was then duly numbered Resolution No. 2012-16, and was signed by the governing body and attested by the Clerk.

(Other Proceedings)

On motion duly made, seconded and carried, the meeting thereupon adjourned.

Shelly A. Harms
Clerk

RESOLUTION NO. 2012-16

AN RESOLUTION CREATING THE THOMAS COUNTY, KANSAS PUBLIC BUILDING COMMISSION AND ESTABLISHING THE PURPOSE, COMPOSITION, POWERS, FUNCTIONS AND DUTIES THEREOF.

WHEREAS, Thomas County Kansas (the "County"), is a County within the meaning of K.S.A. 12-1757 *et seq.*, as amended (the "Act"); and

WHEREAS, the Act authorizes the County to create a public building commission under the conditions set forth in the Act; and

WHEREAS, the governing body of the County (the "Governing Body") 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.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THOMAS COUNTY, KANSAS:

SECTION 1. Creation. Under the authority of the Act, there is hereby created by the Governing Body a municipal corporation to be known as the "Thomas County, Kansas, Public Building Commission" (the "PBC").

SECTION 2. Composition. The PBC shall be composed of five (5) members (the "Members"). The Governing Body shall appoint Members. The terms of office of the Members shall be for one year, measured from the January 1 immediately preceding appointment. In the event that the PBC provides buildings, structures or facilities that are leased to governmental entities other than the County, the composition of the PBC shall be modified, as necessary, by subsequent Resolution of the Governing Body, 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, as may be amended or supplemented, including by home rule action of the County. The Governing Body, by resolution or charter resolution hereafter taking effect, shall have the authority to limit, expand or otherwise alter the purposes, powers functions of the PBC.

SECTION 4. Support Services. Unless otherwise approved by the Governing Body, County officials, including the County Clerk and County Treasurer, shall provide services to the PBC, and the County's bond counsel and County 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 Resolution to govern its actions.

SECTION 6. Severability. If any provision of this Resolution 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 Resolution. This Resolution shall be enforced and construed as if such illegal or invalid provision had not been contained herein.

SECTION 7. Effective Date. This Resolution shall be effective from and after its adoption.

ADOPTED by the Governing Body of Thomas County, Kansas, on July 16, 2012.



Ben Christiansen
Chairman

Paul M. Steele
Commissioner

Commissioner

ATTEST:

Shelly A. Harms
County Clerk