

RESOLUTION 2023-44

A RESOLUTION ENACTING A COUNTY LAND BANK PURSUANT

WHEREAS, K.S.A. 19-26,103 et seq. authorizes the Board of County Commissioners create a land bank;

THEREFORE, Board of County Commissioners hereby establishes a county land bank. The Commissioners recognizes that dilapidated, vacant, and unused properties can create a dis-incentive for new construction and infill. The land bank is a viable tool to address abandoned and tax-delinquent properties and will be a proactive measure to return such properties to productive use.

(a) The land bank will be the centralized point of contact for individuals, neighborhood groups and developers interested in acquiring developable vacant and abandoned land in the county. The land bank will be guided in its affairs by a board of trustees.

(b) Board of trustees. The County Commissioners shall serve as the board of trustees. Meeting procedure and notice shall be the same as regular County Commission meetings. Decisions withheld from permanent staff shall be made by majority vote of the Board. Meetings shall be held at least quarterly and otherwise as needed.

(c) Staff. The Economic Development Director will oversee day-to-day operations of the land bank and will report to the board of trustees.

(d) Property acquired. For any property acquired by the land bank, the trustees shall:

- (1) Manage, maintain and protect same;
- (2) Compile and maintain a written inventory of such property;
- (3) Study, analyze and evaluate potential, present and future uses for such property which would provide for its effective reutilization;
- (4) Plan for and use the board's best efforts to consummate the sale or other disposition of such property upon such terms and conditions deemed appropriate;
- (5) Establish and maintain records and accounts reflecting all transactions, expenditures and revenues relating to the banks activities; and
- (6) Develop such policies and procedures as the board determines reasonable and necessary to effectuate the purposes of the land bank.

(e) Property available for inclusion. Property available for inclusion in the land bank shall include, but not be limited to:

- (1) Parcels of tax delinquent property foreclosed on by the county pursuant to K.S.A. 79-2401 et seq., and requested by the land bank board of trustees pursuant to its authority under K.S.A. 19-26,108(b). (Only property that has the potential for development within a reasonable period of time and has been accepted by the land bank board of trustees will be identified for inclusion in the land bank.);
- (2) Property currently held in the name of the County;
- (3) Parcels of property donated to the land bank, although the land bank has the right to not accept donations;
- (4) Property purchased by the land bank board of trustees to complement properties previously identified to the land bank through other means; and

(f) Incentives for the development of property. The land bank board of trustees may offer such incentives as it deems appropriate to encourage the development of land bank property.

(g) Consultation with community groups and review of proposals.

(1) The land bank staff shall consult with any city, neighborhood association/community group/business association that may be affected by a land bank development project and pass on to the land bank board of trustees the recommendations and concerns of such city, neighborhood associations/community groups/business associations.

(2) Proposals will be reviewed by the land bank staff and forwarded to the land bank trustees along with the recommendations and/or concerns of affected neighborhood groups/business entities.

(h) Operating funds. The board of commissioners may advance operating funds to the bank to pay expenses of the board of trustees and the bank.


(i) Annual report. The land bank is required to make an annual report to the County showing receipts and disbursements from all funds under its control.

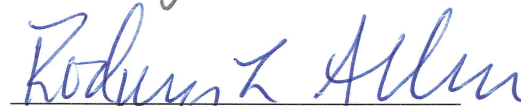
(j) Money derived from the sale of property. Any money derived from the sale of property by the bank shall be retained by the bank. Any funds not immediately required for the purposes of the bank shall be invested in the manner provided by K.S.A. 12-1675.

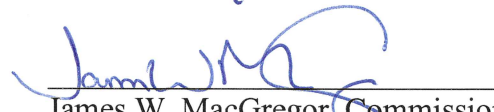
(k) Accounting. Bank account procedure, accounting and the handling of money shall conform to the recommendations of the County accountant firm and/or auditing firm.

BE IT FURTHER RESOLVED that this resolution shall be effective upon its adoption.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS of Wabaunsee County, Kansas this 16 day of October, 2023.

  
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Nancy L. Hjer, Chairman

  
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Rodney L. Allen, Vice Chairman

  
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James W. MacGregor, Commissioner

Attested by:

  
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Abby Amick, County Clerk

