CHARTER ORDINANCE NO. 10

A CHARTER ORDINANCE EXEMPTING THE CITY OF NEODESHA KANSAS FROM K.S.A. 12-184, K.S.A. 14-1807, K.S.A. 14-103, K.S.A. 14-109, K.S.A. 14-111, K.S.A. 1989 Supp. 14-201, K.S.A. 14-204, K.S.A. 14-205, K.S.A. 14-207, K.S.A. 14-301, K.S.A. 14-306, K.S.A. 14-307, K.S.A. 1989 Supp. 14-308, K.S.A. 14-309 and K.S.A. 14-310 RELATING TO THE COMMISSION FORM OF GOVERNMENT, AND THE MAYOR-COUNCIL FORM OF GOVERNMENT; PROVIDING FOR THE ABANDONMENT OF THE COMMISSION FORM OF GOVERNMENT; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND REPEALING CHARTER ORDINANCES 1,2 AND 5.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF NEODESHA:

Section 1. The City of Neodesha by virtue of the power vested in it by article 12, Section 5 of the Constitution of the State of Kansas hereby elects to and does exempt itself and make inapplicable to it K.S.A. 12-184, K.S.A. 14-1807, K.S.A. 14-103, K.S.A. 14-109, K.S.A. 14-111, K.S.A. 1989 Supp. 14-201, K.S.A. 14-204, K.S.A. 14-205, K.S.A. 14-207, K.S.A. 14-301, K.S.A. 14-306, K.S.A. 14-307, K.S.A. 1989 Supp. 14-308, K.S.A. 14-309 and K.S.A. 14-310, which apply to this city, but are parts of enactments which do not apply uniformly to all cities.

Section 2. The City of Neodesha hereby abandons its organization under chapter 82 of the Laws of 1909, and the acts amendatory thereto. The organization of the city governing body shall be governed by charter ordinance, ordinary ordinance, and applicable statutes.

Section 3. The governing body of the City of Neodesha shall consist of a mayor elected at large and two city commissioners elected at large. The governing body shall enjoy such powers and responsibilities as conferred by law upon a city of the second class with a mayor-commission form of government except as provided by charter ordinance. The mayor and each city commissioner shall be a citizen of the United States and a qualified elector of Neodesha. The governing body may create an office of city administrator by ordinary ordinance which shall have such powers and duties as established by ordinance.

Section 4. The mayor shall preside at all meetings of the governing body, sign all ordinances passed by the governing body, have the right to vote as a member of the governing body on all questions which may arise, but the mayor shall have no veto power. In the absence of the mayor, the vice mayor, who shall be a city commissioner and appointed by the governing body, shall preside at meetings of the governing body and sign all ordinances passed at such meetings.

Section 5. A majority of the governing body shall constitute a quorum for the conduct of all city business.

Section 6. In case of any vacancy for any cause in the office of mayor or any city commissioner, the remaining members of the governing body shall select an elector of the city to fill the vacancy until the next city election, at which time a successor shall be elected to fill the unexpired term, provided any portion of said term is unexpired.

Section 7. The current rotation of governing body members shall remain in place.

Section 8. Charter ordinances 1,2 and 5 are hereby repealed.

Section 9. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 10. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED BY THE GOVERNING BODY, NOT LESS THAN TWO-THIRDS OF THE MEMBERS-ELECT VOTING IN FAVOR THEREOF, THE 11th DAY OF JUNE, 1990.

Franklin C. Miller

FRANKLIN C. MILLER, MAYOR

ATTEST:

Jovonnah Boecker

JOVONNAH BOECKER, CITY CLERK