CHARTER ORDINANCE NO. 109

A CHARTER ORDINANCE introduced by Pamela S. Simecka, Interim City Manager, amending Charter Ordinance 94, Section 20, codified at TMC § A2-53 concerning conditions of appointment for a city manager.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS, THAT:

Section 1. Section A2-53, as established by Charter Ordinance No. 94, is hereby amended to read as follows:

Compensation and Tenure.

The City Manager shall receive the salary fixed by the Council. He or she shall be appointed for an indefinite term and shall serve at the pleasure of the Council pursuant to a contract which may include a term of appointment.

Section 2. This Ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper.

Section 3. This Charter Ordinance shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed and a referendum held on this Charter Ordinance as provided in Article 12, Section 5, Subdivision (c)(3), of the Kansas Constitution, in which case this Charter Ordinance shall become effective if approved by a majority of the electors voting therein.

Section 4. Upon the effective date of this Charter Ordinance, this Charter Ordinance shall be recorded by the City Clerk in a book maintained for such purposes with a statement of the manner of adoption and a certified copy shall be filed with the Secretary of State of the State of Kansas.
Section 5. That original § A2-53 of the Code of the City of Topeka is hereby specifically repealed.

PASSED AND APPROVED by the Governing Body on July 24, 2012.

CITY OF TOPEKA, KANSAS

____________________________
William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk
STATEMENT OF MANNER OF ADOPTION OF FOREGOING

The foregoing Charter Ordinance No. 109 was passed on the 24th day of July, 2012, as shown by the minutes, Book 2012 Page 274, by a vote of ten (10) for and zero (0) against, being not less than two-thirds (2/3) of the members-elect of the governing body, published in the Topeka Metro News, the official city newspaper, on the 30th day of July, 2012, and on the 6th day of August, 2012, being once each week for two (2) consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty (60) days after the final publication, said Charter Ordinance took effect on the 5th day of October, 2012.

________________________________
Brenda Younger, City Clerk

CERTIFICATE

CITY OF TOPEKA )
COUNTY OF SHAWNEE ) ss:
STATE OF KANSAS )

I, Brenda Younger, City Clerk of the City of Topeka, County of Shawnee, State of Kansas, do hereby certify that the above and foregoing, consisting of 3 typewritten pages, including the page upon which this Certificate is written, is a full true and correct copy of Charter Ordinance No. 109 of the said City of Topeka, that all acts and things required by Article 12, Section 5 of the Constitution of the State of Kansas were done and performed in the manner and within the time prescribed and that said Ordinance became effective on the 5th day of October, 2012.

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Brenda Younger, City Clerk