ORDINANCE NO. 17718

AN ORDINANCE introduced by Councilmember John Alcala relating to the city attorney office regarding prohibition against providing legal service to other governmental entities, amending City of Topeka Code § 2-142, legal department created, and specifically repealing said original section.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. City of Topeka Code § 2-142, Legal department created, is hereby amended to read as follows:

Legal department created.

There is hereby created a legal department. The city attorney shall be appointed by the mayor with the consent of the city council. The mayor, pursuant to Charter 65 § 2.4 and Charter Ordinance 75, § 2(App. A, § A2-19) shall be responsible for supervising and evaluating the performance of the city attorney. The city attorney may be terminated within the first six months of service by the mayor without the consent of the city council and thereafter with the consent of the council. The city attorney may establish the divisions necessary to properly carry out the functions of the legal department. The city attorney may appoint a deputy and division directors as necessary, all of whom shall serve under the administrative direction of the city attorney. The city attorney and assistant city attorneys shall be prohibited from providing legal services to any other governmental entity outside of the scope of the attorney's duties for the city.

Section 2. Original City of Topeka Code § 2-142 is hereby repealed.
Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Passed and approved by the City Council \underline{September 4, 2001}.

\[\underline{\text{Harry Felker, Mayor}}\]

\underline{\text{ATTEST:}}

\underline{\text{Iris E. Walker, City Clerk}}

\underline{\text{APPROVED AS TO FORM AND LEGALITY}}

\underline{\text{DATE 8/22/01}} \text{ BY } \underline{\text{X}}

\underline{\text{TO BE CODIFIED }} \underline{\text{X}}

\underline{\text{NOT TO BE CODIFIED}}