AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., relating to boards and commissions, repealing Topeka City Code § 26-221, amending Topeka City Code § 2-181 and repealing said original sections.

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

Section 1. That City of Topeka Code § 2-181, Establishment, is hereby amended to read as follows:

Establishment.

The following nonstatutory boards, commissions and other plural authorities are hereby established and made a part of the administrative code of the city, as authorized by Charter Ordinance No. 94, § 24 [App. A, § A2-72]: Cereal Malt Beverage License Review Board (TCC 10-91); Human Relations Commission (TCC 86-27); Mobile Home Craftsmen Board of Examiners (TCC 98-211); Board of Electrical Appeals (TCC 26-236 et seq.); Board of Plumbing Examiners (TCC 26-236 et seq.); Board of Mechanical Examiners (TCC 26-236 et seq.); Building Conservation Advisory and Appeals Board (TCC 26-224); Board of Building and Fire Appeals (TCC 26-138); Board of Zoning Appeals (TCC 48-34.00 et seq.); Golf Course Advisory Board (TCC 102-51 et seq.); Parks and Recreation Advisory Board (TCC 102-196 et seq.); Redistricting Commission (TCC 2-198); Convention and Tourism Committee (TCC 2-199); Citizen Advisory Council (TCC 42-4); Civil Service Commission (TCC 106-41); Topeka Planning Commission (TCC 110-27); Boards of Trustees of Fire and Police Pension Funds (TCC 106-204); Administrative Review Board for Tax Exemptions (TCC 138-79). The council is hereby authorized to promulgate appropriate rules and regulations for such boards,
commissions and authorities dealing with their organization and operation. No city employee shall be appointed to any board, commission, or plural authority unless the appointment is specifically authorized by ordinance. Unless otherwise provided, all members appointed to any board, commission, or plural authority shall be residents of the city. The mayor shall notify council members thirty (30) days in advance of vacancies occurring on such bodies, shall solicit nominations from the council for filling such positions, and shall appoint members to such bodies from those nominated by the council. In the event no nominations are forthcoming, the mayor shall make such appointments as is in the best interest of or will best serve the mission of the board, commission, or authority. All appointments must be confirmed by the council. Unless otherwise provided for in this code, members will be appointed for a term of two (2) years and shall not serve beyond the end of their appointed terms. Upon expiration of a term the position shall remain vacant until a successor is appointed.

Section 2. That City of Topeka Code § 26-221, Building conservation advisory appeals board is hereby repealed.

**Building conservation advisory appeals board.**

In order to provide for final interpretation of the provisions of this code and to hear appeals provided for hereunder, there is hereby established a building conservation advisory and appeals board consisting of seven (7) members who are not employees of the jurisdiction. The director of development services division shall be an ex-officio member of and shall act as secretary to said board. The board shall be appointed by the mayor and confirmed by the council and shall hold office for a term of two (2) years. Members shall not serve beyond the end of their appointed terms. Upon
expiration of a term the position shall remain vacant until a successor is appointed. The board shall adopt reasonable rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a copy to the director of development services division. Copies of all rules of procedure adopted by the board shall be delivered to the director of development services division who shall make them freely accessible to the public.

Section 3. That City of Topeka Code §§ 2-181 and 26-221 are hereby specifically repealed.

Section 4. 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  MAY 16 2006

William W. Bunten, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 3/20/06 BY BBC
TO BE CODIFIED X
NOT TO BE CODIFIED

LORD/BOARDS AND COMMISSION 3/20/06 3