

(First published in the Phillips County Review on January 20, 2016). 2t

## CHARTER ORDINANCE NO. 9

A CHARTER ORDINANCE EXEMPTING THE CITY OF PHILLIPSBURG, KANSAS, FROM THE PROVISIONS OF K.S.A. 14-201 AND K.S.A. 14-204, RELATING TO THE ELECTION OF OFFICERS, THEIR TERMS OF OFFICE, TRANSITIONS TO NOVEMBER ELECTIONS, THE APPOINTMENT OF OFFICERS, AND NOMINATION PETITIONS; AND, PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT AND REPEALING CHARTER ORDINANCE NO. 2.

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

SECTION 1. The City of Phillipsburg, Kansas, by the power vested in it by Article 12, Section 5 of the Kansas Constitution hereby elects to and does exempt itself and make inapplicable to it the provisions of K.S.A. 14-201 and K.S.A. 14-204, that apply to this city, but are parts of enactments which do not apply uniformly to all cities.

SECTION 2. (a) The governing body shall consist of a mayor and 6 council members to be elected to terms as set forth herein. The city treasurer shall be elected to terms as set forth herein. The mayor and council members, and city treasurer shall be residents and qualified electors of the city of Phillipsburg, Kansas.

(b) The governing body of the city may, by ordinance, divide the city into wards and precincts, establish the boundaries thereof, and number the same. No ordinance redefining wards and precincts shall become effective less than 30 days prior to the next regular city election.

SECTION 3. The governing body positions and city treasurer with terms expiring in April 2017, shall expire on the second Monday in January of 2018, when the city officials elected in the November 2017 general election take office. Those governing body positions with terms expiring in April 2019, shall expire on the second Monday in January of 2020, when the city officials elected in the November 2019 general election take office.

SECTION 4. A general election of city officers shall take place on the Tuesday succeeding the first Monday in November 2017. Succeeding elections will be held every two years for all such governing body positions whose terms have expired. One council member from each ward shall be elected at one election, and the other council member from that ward shall be elected at the succeeding election. The council members shall have four year terms. The Mayor and city treasurer shall have a two year term.

SECTION 5. The mayor shall appoint, by and with the consent of the council, a municipal judge of the municipal court, a chief of police, city clerk, city attorney, and any other officers deemed necessary. Any officers appointed and confirmed shall hold an initial term of office of not to exceed one year and until their successors are appointed and qualified. Any officers who are reappointed shall hold their offices for a term of one year and until their successors are appointed and qualified. The council shall by ordinance specify the duties and compensation of the office holders, and by ordinance may abolish any office created by the council whenever deemed expedient.

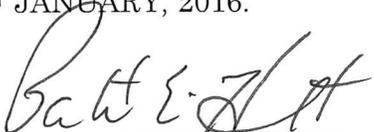
SECTION 6. In accordance with K.S.A. 25-205, and amendments thereto, any person may become a candidate for city office elected at large by having had filed on their behalf, a nomination petition or a declaration of candidacy, accompanied by any fee required by law. The nomination petition must be signed by 25 electors eligible to vote for such candidate or by the number of electors equal to 10 percent of the ballots cast and counted at the last general city election whichever is the lesser.

SECTION 7. This Charter Ordinance shall be published once each week for two consecutive weeks in the official newspaper.

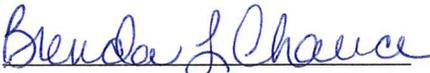
SECTION 8. This Charter Ordinance shall take effect 61 days after the final publication unless a sufficient petition for a referendum is filed, requiring a referendum to be held on the ordinance as provided by Article 12, Section 5, Subsection (c)(3) of the Constitution of the State of Kansas, in which case this Charter Ordinance shall become effective upon approval by the majority of the electors voting thereon. That upon this Charter Ordinance No. 9 becoming effective simultaneously thereto Charter Ordinance No. 2 shall be repealed.

PASSED BY THE CITY COUNCIL THE 18th DAY OF JANUARY, 2016.

APPROVED BY THE MAYOR THIS 18TH DAY OF JANUARY, 2016.

  
Patrick E. Hewitt, Mayor

Attest:

  
Brenda L. Chance, City Clerk