

CHARTER ORDINANCE NO. 18

A CHARTER ORDINANCE AMENDING CHARTER ORDINANCE NO. 6, SECTION TWO, RELATING TO RESIDENCY REQUIREMENTS FOR APPOINTED OFFICIALS OR OFFICERS

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

Section 1. The City of Basehor, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself from the provisions of K.S.A. 15-1602 as amended, which enactment applies to this city but does not apply uniformly to all cities.

Section 2. QUALIFICATIONS OF OFFICERS; HOW VACANCIES FILLED: The officers elected pursuant to statute shall be qualified electors of said city. The removal from such city of any officer elected pursuant to statute shall occasion a vacancy in such office. All appointed officials or officers of the city shall be residents of the State of Kansas. Appointed officials or officers, by way of example, include, but are not limited to, the city administrator, the city treasurer, the city engineer, the city attorney, the prosecuting attorney, the municipal judge, the pro tempore municipal judge and law enforcement officers. Provided, however, that, notwithstanding the foregoing, if the official or officer is appointed to perform a service for the city involving a profession requiring the issuance of, and credentials for, a Kansas license to engage in such profession, and the officer or official holds such license and is in good standing with the issuer of such license, then nothing herein (including a residency requirement) shall prohibit the city from appointing such official or officer. In the event that any appointed officer or official does not meet the requirements of this Section, then a vacancy in the office shall be deemed to have occurred. All vacancies in office, except in the offices of mayor and council members, may be filled until the next regular time for appointment by appointment by the governing body. Every appointment to office, and the date thereof, shall be entered on the journal of the proceedings of the council.

Section 3. This Charter Ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 4. This Charter Ordinance shall take effect 61 days after final publication unless a sufficient petition for a referendum is filed, requiring a referendum to be held on the ordinance as provided in Article 12, Section 5 of the Constitution of the State of Kansas, in which case this Charter Ordinance shall become effective upon approval by a majority of the electors voting thereon.

Adopted by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 21st day of May 2007.



Chris Garcia
Mayor, City of Basehor

ATTEST:



MARY A. MOGLE
City Clerk



First publication in Basehor Sentinel May 31, 2007.
Second publication in Basehor Sentinel June 7, 2007.

Affidavit in Proof of Publication

STATE OF KANSAS
 LEAVENWORTH COUNTY
Fallen County
City of

THE BASEHOR SENTINEL being first duly sworn. Deposes and says:

That this weekly newspaper printed in the State of Kansas, and published in and of general circulation on a weekly basis in Leavenworth County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is published weekly 52 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than one year prior to the first publication of said notice; and has been admitted at the post office of Basehor in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 2 week/consecutive weeks, the first publication thereof being made as aforesaid on May 31, 2007 with subsequent publications being made on the following dates:

June 7, 2007 _____, 20____
 _____, 20____, 20____
 _____, 20____, 20____

Erika Gray
 Subscribed and sworn to before me this June 7, 2007
Aletha S. Flores
 Notary Public

My Appointment expires: 7/13/09
 Publication Charges \$ _____
 Notary and Affidavit \$ _____
 Additional Copies \$ _____
 Total Due \$ 104.07

ALETHA S. FLORES
 Notary Public
 State of Kansas
 My Appointment Expires 7/13/09

First published in the Basehor Sentinel, Thursday, May 31, 2007)

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Adopted by the Governing Body, not less than two-thirds of the members-elect voting in favor hereof, this 21st day of May 2007.

1st Chris Garcia
 Chris Garcia
 Mayor, City of Basehor

ATTEST:

1st Mary A. Mogie
 MARY A. MOGLE,
 City Clerk