

Charter Ordinance Procedure

✓**Vote.** Must be passed by a 2/3 vote of the governing body. Thus, a governing body made up of 5 councilmembers and 1 mayor, would need 2/3 of 6 (or 4) votes to pass a charter ordinance.

✓**Mayor Vote.** Because the term "governing body" includes the mayor, the mayor has an original vote on charter ordinances. The mayor may not veto a charter ordinance.

✓**Publication.** Must be published once each week for two consecutive weeks in the official city newspaper.

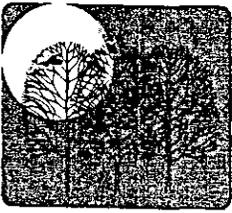
✓**Waiting Period.** There is a 60-day period after publication of the charter ordinance to allow time for the public to petition for a referendum on the matter. If there is no petition filed during this period, the charter ordinance becomes effective on the 61st day after publication.

✓**Petition.** A petition is sufficient if 10% of the number of electors who voted in the last regular city election sign.

✓**Election.** If a sufficient petition is filed during the 60-day period, an election is held and the charter ordinance becomes effective only if a majority of the electors vote in favor of it.

✓**Certification.** The city clerk must send a copy of all passed charter ordinances to the Secretary of State's office.

A defeat of the proposed charter ordinance at the polls does not in any way affect the governing body's ability to later pass other charter ordinances, even one identical to the defeated one. The governing body does not have to wait for a protest petition before it holds an election on whether to adopt a charter ordinance. If the governing body wants to hold such an election, it just passes an ordinance setting a date to vote on the charter ordinance. In such a case, the charter ordinance will become effective if it receives a majority vote of the people. A charter ordinance can only be amended or repealed by another charter ordinance. The detailed procedure for passing a charter ordinance is set out in Art. 12, §5(c) of the Kansas Constitution.



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

September 29, 2000

The Hon. Ron Thornburgh
Secretary of State
First Floor, Memorial Hall
120 S.W. 10th Avenue
Topeka, Kansas 66612-1594

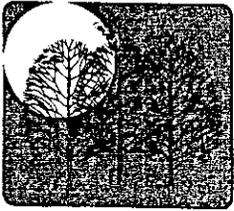
Dear Sir:

Enclosed is a certified original copy of our Charter Ordinance No. 34 for your records.

Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer". The signature is written in dark ink and is positioned above the typed name.

Martha Heizer
City Clerk



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

September 29, 2000

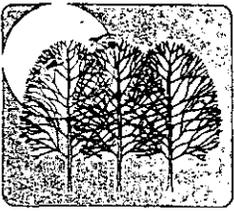
League of Kansas Municipalities
300 S.W. 8th Avenue
Topeka, Kansas 66603-3912

Enclosed for your information is a copy of our Charter Ordinance No. 34.

Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer".

Martha Heizer
City Clerk



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

June 13, 2000

The Hon. Ron Thornburgh
Secretary of State
First Floor, Memorial Hall
120 S.W. 10th Avenue
Topeka, Kansas 66612-1594

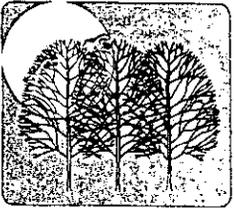
Dear Sir:

Enclosed are certified original copies of our Charter Ordinances 31, 32, and 33 for your records.

Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer".

Martha Heizer
City Clerk



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

June 13, 2000

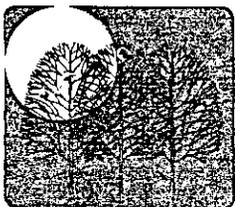
League of Kansas Municipalities
300 S.W. 8th Avenue
Topeka, Kansas 66603-3912

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Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer".

Martha Heizer
City Clerk



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

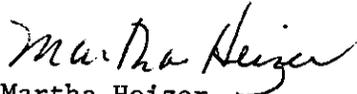
November 12, 1999

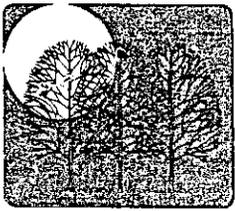
The Hon. Ron Thornburgh
Secretary of State
2nd Floor, State Capitol
Topeka, Kansas 66612-1594

Dear Sir:

Enclosed are certified original copies of our Charter Ordinances 22 through 30. I failed to send them to you earlier.

Sincerely,


Martha Heizer
City Clerk



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

November 12, 1999

League of Kansas Municipalities
300 S.W. 8th Ave.
Topeka, Kansas 66603-3912

Enclosed for your information are copies of our Charter Ordinances 22 through 30.

Sincerely,

Martha Heizer
Martha Heizer
City Clerk

CHARTER ORDINANCES must be published twice. Become effective 61 days after last publication unless petition for referendum is filed.

After ordinance becomes effective a certified, original copy of the Charter Ordinance is to be sent to Secretary of State.

Send a copy to the Ks. League of Municipalities.

INDEX OF CHARTER ORDINANCES

Ord. No.	Description	Date Passed	Date Publ.	Effective Date
1 X	Election and term of City Treasurer, and providing substitute provisions for the appointment and term of the City Treasurer- Repealed by C.O. # 8	03/05/62	03/09/62 03/16/62	05/17/62
2 X	Filling vacancies of Councilman, Mayor and Police Judge- Repealed by C.O. # 8	03/16/64	03/20/64 03/27/64	05/27/64
3 X	Demand deposits of public monies and certain duties of City Treasurer- Repealed by C.O. # 8	09/05/67	09/13/67 09/20/67	11/21/67
4 X	Tax levy limitations – Repealed by C.O. # 29	06/03/68	06/05/68 06/12/68	08/12/68
5 X	Election & appointment of City officers Repealed by C.O. # 6	07/15/68	07/24/68 07/31/68	09/30/68
6 X	Elections, dates of city elections, terms of office, officers elected & qualifications – Repealed by C.O. # 22	11/18/68	11/20/68 11/27/68	01/20/69
7 X	Power to enact ordinances and punishments – Repealed by C.O. # 29	06/01/70		
8	Repeal Charter Ordinances # 1, 2, & 3	06/01/70		
9 X	Hours of operation of municipal court & providing for the establishment of a traffic violations bureau and the appointment of a violations clerk – Repealed by C.O. # 29	07/06/70	07/15/70 07/22/70	09/21/70

Ord. No.	Description	Date Passed	Date Publ.	Effective Date
X 10	Investment of temporarily idle monies- Repealed by C.O. # 29	10/01/73	10/10/73 10/17/73	12/17/73
X 11	Qualifications of officers; appointment of non-residents; removal from office, effect; oaths & bonds; Repeals Sec. 7 of C.O. # 6 - Repealed by C.O. # 12	10/15/73	11/09/73 11/14/73	01/14/74
X 12	Qualifications of officers, oaths & bonds- Repealed by C.O. # 23	06/07/76	06/11/76 06/16/76	08/16/76
X 13	Repealing Sections 5 & 6 of C.O. # 6- reverting back to State statute for the appointment of Municipal Judge- Repealed by C.O. # 22	12/04/78	12/06/78 12/13/78	02/12/79
14	Levying of taxes to create a special fund for the purpose of paying costs for construction & maintenance of streets, curbs, parks & city owned improvements	06/07/82	06/09/82 06/16/82	Failed- petition filed
15	Service of uniform notices to appear and complaints filed with the Leawood Municipal Court	06/03/85	06/07/85 06/14/85	08/14/85
16	Exempt the City from K.S.A. 79-5011 and authorizing the levying of a maximum of 20.00 mills for the general fund, to expire at close of fiscal year 1991	03/24/86	03/26/86 04/02/86	Failed in 06/03/86 mail ballot
17	Exempt city from K.S.A. 79-5011 and authorizing the levying of a maximum of 10.00 mills to create a special fund for the purpose of paying for street reconstruction costs, to expire at close of fiscal year 1991	03/24/86	03/26/86 04/02/86	Failed in 06/03/86 mail ballot

Ord. No.	Description	Date Passed	Date Publ.	Effective Date
18	Exempt city from K.S.A. 12-4112, entitled "Costs"; and providing substitute and additional provisions on the same subject, relating to the Code of Procedure for municipal courts	10/06/87	10/09/87 10/16/87	12/16/87
X 19	Exempt city from K.S.A. 79-5011; providing substitute and additional provisions on the same subject; authorizing the levying of taxes to create special funds for the purpose of paying various costs [utility services, street rehabilitation, insurance, rent due under any lease with a public building commission, and insurance premiums paid in the employee benefits fund] – Repealed by C.O. # 29	03/07/88	03/11/88 03/18/88	05/18/88
20	Authorizing a limited increase in the aggregate levy limit for the purpose of funding the operation of a joint parks and recreation system	01/07/91	01/15/91 01/22/91	04/02/91
X 21	Amending Section 3 of C.O. # 6, pertaining to city elections- city shall have primary elections– Repealed by C.O. # 22	02/05/96	03/05/96 03/12/76	05/12/96
22	Provide substitute provisions regarding elections, dates of city elections, terms of office & officers elected	11/02/98	11/03/98 11/10/98	01/10/99
23	Provide substitute provisions regarding officers during transition to a city of the first class, president of the council, officer qualifications, filling of election officer vacancies	11/02/98	11/03/98 11/10/98	01/10/99
24	Providing substitute provisions regarding signing and approval of city contracts	11/02/98	11/03/98 11/10/98	01/10/99
X 25	Providing substitute provisions regarding appointive officers and employees' terms and salaries – Repealed by C.O. # 30	11/02/98	11/03/98 11/10/98	01/10/99

Ord. No.	Description	Date Passed	Date Publ.	Effective Date
26	Providing substitute provisions regarding the hiring practices and retirement system for city fire fighters and police officers	11/02/98	11/03/98 11/10/98	01/10/99
27	Providing substitute provisions regarding improvements of certain streets and alleys	11/02/98	11/03/98 11/10/98	01/10/99
28 X	Providing substitute provisions regarding estimate of cost of public improvements, contracts, bids, and bond issue – Repealed by C.O. # 32	11/02/98	11/03/98 11/10/98	01/10/99
29	Repeal C.O. # 4, 7, 9, 10 & 19	11/02/98	11/03/98 11/10/98	01/10/99
30	Provide substitute provisions regarding City Attorney to be appointed by the City Administrator instead of Mayor	04/05/99	04/06/99 04/13/99	06/13/99
31	Levy of a transient guest tax	11/15/99	11/16/99 11/23/99	01/23/00
32	Provide substitute provisions regarding estimate of cost of improvements, contracts, bids, bond issue	02/07/00	02/08/00 02/15/00	04/16/00
33	Provide substitute provisions regarding general improvements and land therefore, borrowing money & bond issues, when election required	02/07/00	02/08/00 02/15/00	04/16/00
34	Duties of City Clerk and Deputy City Clerk Positions	06/05/00	06/06/00 06/13/00	08/13/00

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 34 as the same appears in my office. It was passed by the City Council at a regular meeting held June 5, 2000, by a vote of 7 "Ays," being not less than two-thirds of the members-elect. An eighth Councilmember was not seated for the vote.

Said Charter Ordinance was published in THE LEGAL RECORD June 6 and June 13, 2000, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 13th day of August, 2000.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of September, 2000.



Martha Heizer

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 13-518 OF THE KANSAS STATUTES ANNOTATED, PERTAINING TO THE DUTIES OF THE CITY CLERK, AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT.

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

SECTION 1. The City of Leawood, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-518 of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereafter set forth.

SECTION 2. General duties of clerk; records and accounts; deputies, salaries.

The city clerk shall attend all meetings of the city council, keep a true record of its proceedings, and also keep a record of all official acts of the clerk, and, when necessary, shall attest them. The city clerk shall also keep and preserve them. He or she shall also keep and preserve in the city clerk's office the corporate seal of the city, all records, public papers and documents of the city not belonging to any other office. The city clerk shall be authorized to administer oaths; and the copies of all papers filed in his or her office, and transcripts from the records of the proceedings of the council, including ordinances, duly certified by the city clerk under the corporate seal of the city, shall be taken as evidence in all courts of this state without further proof. The city clerk shall perform such other duties as may be prescribed by ordinance or otherwise delegated by the City Administrator or Governing Body.

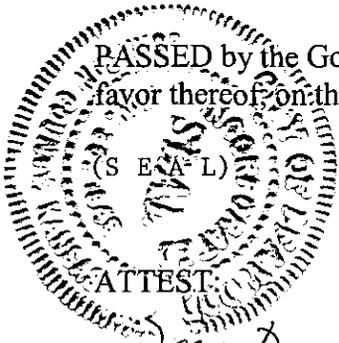
The City Administrator may appoint one deputy city clerk. If such deputy clerk is appointed, then said deputy shall act officially on behalf of the City Clerk in his/her absence from his/her office due to illness, vacation, or out-of-town city business. Under such circumstances, the deputy city clerk shall have the powers and duties of the City Clerk as set forth in the statute and in the Code of the City of Leawood.

SECTION 3. This ordinance shall be published once each week for two consecutive weeks in The Legal Record, an official City newspaper.

SECTION 4. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF LEAWOOD EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF

LEAWOOD, DEMANDING AN ELECTION ON THE CHARTER ORDINANCE, IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

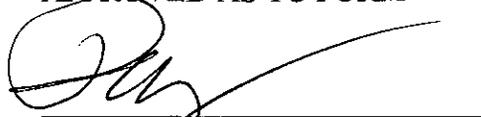
PASSED by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, on this 5th day of June, 2000.




Peggy Dunn, Mayor


Martha Heizer, City Clerk

APPROVED AS TO FORM


Patricia A. Bennett, City Attorney

The Legal Record

Lewis Legal News, Inc.
213 E. Santa Fe, Suite 2
Olathe, KS 66061
(913) 780-5790

CHORD 34

Publication Fees: \$55.75

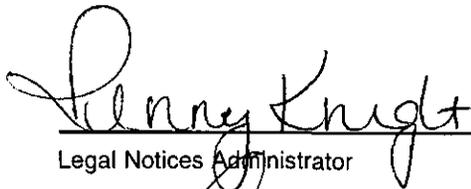
CITY OF LEAWOOD
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Penny Knight, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 34--6/6/00 & 6/13/00



Legal Notices Administrator

Subscribed and sworn to before me on this date:

JUNE 14, 2000



Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 2003.

CHARTER ORDINANCE NO. 34

First published in The Legal Record, Tuesday, June 6, 2000.

CHARTER ORDINANCE NO. 34

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 13-518 OF THE KANSAS STATUTES ANNOTATED, PERTAINING TO THE DUTIES OF THE CITY CLERK, AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT.

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

SECTION 1. The City of Leawood, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-518 of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereafter set forth.

SECTION 2. General duties of clerk; records and accounts; deputies, salaries.

The city clerk shall attend all meetings of the city council, keep a true record of its proceedings, and also keep a record of all official acts of the clerk, and, when necessary, shall attest them. The city clerk shall also keep and preserve them. He or she shall also keep and preserve in the city clerk's office the corporate seal of the city, all records, public papers and documents of the city not belonging to any other office. The city clerk shall be authorized to administer oaths; and the copies of all papers filed in his or her office, and transcripts from the records of the proceedings of the council, including ordinances, duly certified by the city clerk under the corporate seal of the city, shall be taken as evidence in all courts of this state without further proof. The city clerk shall perform such other duties as may be prescribed by ordinance or otherwise delegated by the City Administrator or Governing Body.

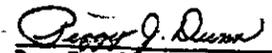
The City Administrator may appoint one deputy city clerk. If such deputy clerk is appointed, then said deputy shall act officially on behalf of the City Clerk in his/her absence from his/her office due to illness, vacation, or out-of-town city business. Under such circumstances, the deputy city clerk shall have the powers and duties of the City Clerk as set forth in the statute and in the Code of the City of Leawood.

SECTION 3. This ordinance shall be published once each week for two consecutive weeks in The Legal Record, an official City newspaper.

SECTION 4. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF LEAWOOD EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF LEAWOOD, DEMANDING AN ELECTION ON THE CHARTER ORDINANCE, IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

PASSED by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, on this 5th day of June, 2000.

(S E A L)



Peggy Dunn, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED AS TO FORM



Patricia A. Bennett, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 33 as the same appears in my office. It was passed by the City Council at a regular meeting held February 7, 2000, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD February 8 and February 15, 2000, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 16th day of April, 2000.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of May, 2000.



Martha Heizer

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 13-1024a OF THE KANSAS STATUTES ANNOTATED AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT.

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

SECTION 1. The City of Leawood, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-1024a of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereafter set forth.

SECTION 2. General Improvements and Land therefor; Borrowing Money and Bond Issues; When Election Required.

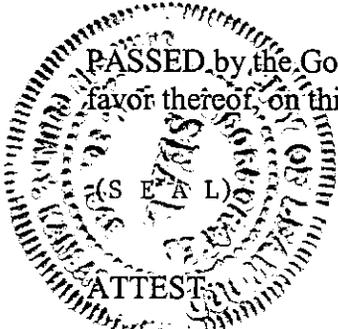
For the purpose of paying for any bridge, viaduct, public building, including the land necessary therefor, for lands for public parks and developing the same, within or without the city, for the establishment and construction of crematories, desiccating or reduction works, including the land necessary therefor, within or without the city, or for the improvement, repair or extension of any waterworks, sewage disposal plant, electric light plant, crematory, desiccating or reduction works or other public utility plant owned by the city, and for the purpose of rebuilding, adding to or extending to the same from time to time, as the necessities of the city may require, the city may borrow money and issue its bonds for the same purposes.

SECTION 3. This ordinance shall be published once each week for two consecutive weeks in The Legal Record, an official City newspaper.

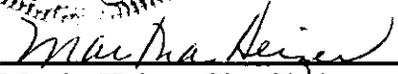
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LEAWOOD, DEMANDING AN ELECTION ON THE CHARTER ORDINANCE, IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

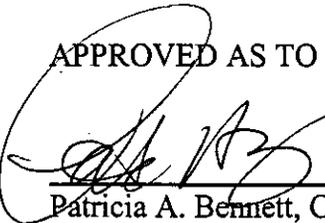
PASSED by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, on this 7th day of February, 2000.




Peggy Dunn, Mayor


Martha Heizer, City Clerk

APPROVED AS TO FORM


Patricia A. Bennett, City Attorney

The Legal Record

Lewis Legal News, Inc.
213 E. Santa Fe, Suite 2
Olathe, KS 66061
(913) 780-5790

ORD 33

Publication Fees: \$55.75

CITY OF LEAWOOD
4800 TOWN CENTER DR
LEAWOOD, KS 66211

CHARTER ORDINANCE NO. 33

First published in The Legal Record, Tuesday, February 8, 2000.

CHARTER ORDINANCE NO. 33

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 13-1024a OF THE KANSAS STATUTES ANNOTATED AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT.

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

SECTION 1. The City of Leawood, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-1024a of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereafter set forth.

SECTION 2. General Improvements and Land therefor, Borrowing Money and Bond Issues; When Election Required.

For the purpose of paying for any bridge, viaduct, public building, including the land necessary therefor, for lands for public parks and developing the same, within or without the city, for the establishment and construction of crematories, desiccating or reduction works, including the land necessary therefor, within or without the city, or for the improvement, repair or extension of any waterworks, sewage disposal plant, electric light plant, crematory, desiccating or reduction works or other public utility plant owned by the city, and for the purpose of rebuilding, adding to or extending to the same from time to time, as the necessities of the city may require, the city may borrow money and issue its bonds for the same purposes.

SECTION 3. This ordinance shall be published once each week for two consecutive weeks in The Legal Record, an official City newspaper.

SECTION 4. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF LEAWOOD EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF

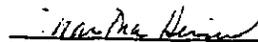
LEAWOOD, DEMANDING AN ELECTION ON THE CHARTER ORDINANCE, IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

PASSED by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, on this 7th day of February, 2000.

(S E A L)


Peggy Dunn, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM

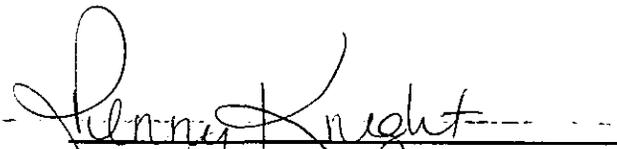

Patricia A. Bennett, City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Penny Knight, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 33--2/8/00 & 2/15/00


Penny Knight
Legal Notices Administrator

Subscribed and sworn to before me on this date:

FEBRUARY 16, 2000


Debra Valenti

Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 2003.

\$55.75

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 32 as the same appears in my office. It was passed by the City Council at a regular meeting held February 7, 2000, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD February 8 and February 15, 2000, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 16th day of April, 2000.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of May, 2000.



Martha Heizer

CHARTER ORDINANCE NO 32

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 13-1017 OF THE KANSAS STATUTES ANNOTATED AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT; AND REPEALING CHARTER ORDINANCE NO. 28.

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

SECTION 1. The City of Leawood, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-1017 of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereafter set forth.

SECTION 2. Estimate of Cost of Improvements; Contracts; Bids; Bond Issue, when.

Before the City of Leawood undertakes the construction or reconstruction of any public improvement, including but not limited to sidewalks, curbs, gutters, bridges, pavement, sewers, streets, highways, public grounds, public buildings, or public facilities, a detailed estimate of the cost of the improvements shall be made under oath by the city engineer, department head or other competent person appointed for such purposes by the Governing Body, and the estimate shall be submitted to the governing body for its action thereon.

In all cases where the estimated cost of the contemplated public improvement amounts to more than \$25,000, sealed proposals for the improvement shall be invited by advertisement, published by the city clerk once in the official city paper and the governing body shall let all such work by contract to the lowest responsible bidder, if there is any whose bid does not exceed the estimate. Notwithstanding the foregoing, the Governing Body reserves the right to refuse all or any part of any bid when it is felt that such action is in the best interest of the City.

If no qualified responsible person shall propose to enter into the contract at a price not exceeding the estimated cost, all bids shall be rejected and the same proceedings as before repeated. In the alternative, if all bids exceed the estimated cost, the Governing Body may accept the bid and let the work by contract to the lowest and best responsible bidder or may otherwise purchase the required tools and employ the necessary labor to complete the work. In no case shall the City be liable for anything beyond the original contract price for doing the work or making the improvement.

Before any type of public improvement is commenced, the money to pay for the same must be available in the city treasury as provided by law or provision may be made for the issuance of internal improvement bonds to pay for any such improvement as provided by law.

The bidding process set forth herein may be waived by an affirmative vote of a majority of the Governing Body, if the best interest of the City would be served thereby.

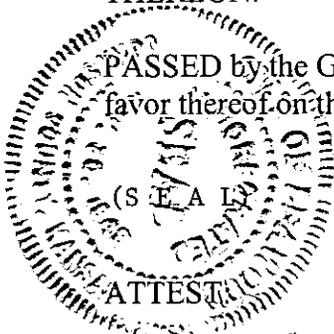
The bidding process required hereunder is not required for any repair or maintenance work not amounting to substantial alteration, addition or change in any structure, street or facility. Further such process is not required for the making of repairs or the maintenance of any building, street, sidewalk or other public facility in Leawood by Leawood's employees or for the making of any expenditure from the city budget for such purposes.

SECTION 3. Charter Ordinance No. 28 is hereby repealed.

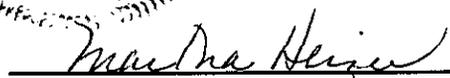
SECTION 4. This ordinance shall be published once each week for two consecutive weeks in The Legal Record, an official City newspaper.

SECTION 5. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF LEAWOOD EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF LEAWOOD, DEMANDING AN ELECTION ON THE CHARTER ORDINANCE, IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

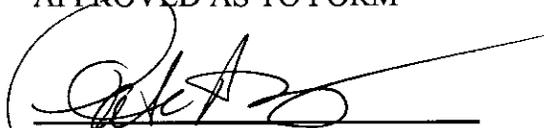
PASSED by the Governing Body not less than two-thirds of the members elect voting in favor thereof on this 7th day of February, 2000.




Peggy Dunn, Mayor


Martha Heizer, City Clerk

APPROVED AS TO FORM


Patricia A. Bennett, City Attorney

The Legal Record

Lewis Legal News, Inc.
213 E. Santa Fe, Suite 2
Olathe, KS 66061
(913) 780-5790

ORD 32

Publication Fees: \$69.83

CITY OF LEAWOOD
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Penny Knight, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class).

That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

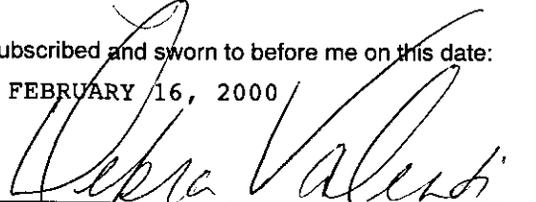
CHARTER ORDINANCE NO. 32--2/8/00 &
2/15/00



Legal Notices Administrator

Subscribed and sworn to before me on this date:

FEBRUARY 16, 2000



Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 2003.

\$69.83

CHARTER ORDINANCE NO. 32

First published in The Legal Record, Tuesday, February 8, 2000.

CHARTER ORDINANCE NO. 32

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 13-1017 OF THE KANSAS STATUTES ANNOTATED AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT; AND REPEALING CHARTER ORDINANCE NO. 28.

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

SECTION 1. The City of Leawood, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-1017 of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereafter set forth.

SECTION 2. Estimate of Cost of Improvements; Contracts; Bids; Bond Issue, when.

Before the City of Leawood undertakes the construction or reconstruction of any public improvement, including but not limited to sidewalks, curbs, gutters, bridges, pavement, sewers, streets, highways, public grounds, public buildings, or public facilities, a detailed estimate of the cost of the improvements shall be made under oath by the city engineer, department head or other competent person appointed for such purposes by the Governing Body, and the estimate shall be submitted to the governing body for its action thereon.

In all cases where the estimated cost of the contemplated public improvement amounts to more than \$25,000, sealed proposals for the improvement shall be invited by advertisement, published by the city clerk once in the official city paper and the governing body shall let all such work by contract to the lowest responsible bidder, if there is any whose bid does not exceed the estimate. Notwithstanding the foregoing, the Governing Body reserves the right to refuse all or any part of any bid when it is felt that such action is in the best interest of the City.

If no qualified responsible person shall propose to enter into the contract at a price not exceeding the estimated cost, all bids shall be rejected and the same proceedings as before repeated. In the alternative, if all bids exceed the estimated cost, the Governing Body may accept the bid and let the work by contract to the lowest and best responsible bidder or may otherwise purchase the required tools and employ the necessary labor to complete the work. In no case shall the City be liable for anything beyond the original contract price for doing the work or making the improvement.

Before any type of public improvement is commenced, the money to pay for the same must be available in the city treasury as provided by law or provision may be made for the issuance of internal improvement bonds to pay for any such improvement as provided by law.

The bidding process set forth herein may be waived by an affirmative vote of a majority of the Governing Body, if the best interest of the City would be served thereby.

The bidding process required hereunder is not required for any repair or maintenance work not amounting to substantial alteration, addition or change in any structure, street or facility. Further such process is not required for the making of repairs or the maintenance of any building, street, sidewalk or other public facility in Leawood by Leawood's employees or for the making of any expenditure from the city budget for such purposes.

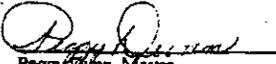
SECTION 3. Charter Ordinance No. 28 is hereby repealed.

SECTION 4. This ordinance shall be published once each week for two consecutive weeks in The Legal Record, an official City newspaper.

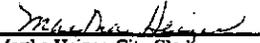
SECTION 5. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF LEAWOOD EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF LEAWOOD, DEMANDING AN ELECTION ON THE CHARTER ORDINANCE, IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

PASSED by the Governing Body not less than two-thirds of the members elect voting in favor thereof on this 7th day of February, 2000.

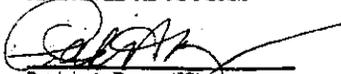
(S E A L)


Peggy Buttn, Mayor

ATTEST:


Marsha Heizer, City Clerk

APPROVED AS TO FORM


Patricia A. Bennett, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 31 as the same appears in my office. It was passed by the City Council at a regular meeting held November 15, 1999, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 16 and November 23, 1999, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 23rd day of January, 2000.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 2000.



Marsha Heizer

CHARTER ORDINANCE NO. 31

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-1696, 12-1697(a), 12-1698(e) AND 12-16,101 WHICH RELATE TO THE LEVY OF A TRANSIENT GUEST TAX, TO THE MAXIMUM RATE THEREOF, AND TO THE PURPOSES FOR WHICH TRANSIENT GUEST TAX REVENUES MAY BE SPENT; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS RELATING TO THE LEVYING OF A TRANSIENT GUEST TAX.

WHEREAS, the City of Leawood, Kansas, has determined that it is in the best interests of the City to establish a transient guest tax for the purpose of promoting economic development, conventions and tourism; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 12-1696, 12-1697(a), 12-1698(e) and 12-16,101 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 12-1696, 12-1697(a), 12-1698(e) and 12-16,101, and any amendments thereto, which apply to the City, but are part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. As used in this ordinance, the following words and phrases have the meaning respectively ascribed to them herein:

- A. 'Person' means an individual firm, partnership, corporation, joint venture or other association of persons;
- B. 'Hotel, motel, or tourist court' means any structure or building which contains rooms furnished for the purposes of providing lodging, which may or may not also provide meals, entertainment or various other personal services to transient guests, and which is kept, used, maintained, advertised or held out to the public as a place where sleeping accommodations are sought for pay or compensation by transient or permanent guests and having more than two bedrooms furnished for the accommodation of such guests;
- C. 'Transient guest' means a person who occupies a room in a hotel, motel or tourist court for not more than 28 consecutive days;
- D. 'Business' means any person engaged in the business of renting, leasing or letting living quarters, sleeping accommodations, rooms or a part thereof in connection with any motel, hotel or tourist court;
- E. 'Economic development promotion' means (1) activities and expenditures, including capital expenditures, to attract the location or relocation of business into the community; (2) activities designed to encourage retention and expansion of existing businesses in the community; and (3) convention and tourism promotion

activities designed to attract visitors into the community through marketing efforts, including advertising, directed to a least one of the five basic convention and tourist market segments consisting of group tours, pleasure travelers, association meetings and conventions, trade shows and corporate meetings and travel and support of those activities and organizations which encourage increased lodging facility occupancy.

Section 3. That a transient guest tax shall be levied in the City of Leawood, Kansas, at a rate not to exceed six and one-half percent (6.5%) upon the gross rental receipts derived from or paid by transient guests for lodging or sleeping accommodations, exclusive of charges for incidental services or facilities, in any hotel or motel. The percentage and effective date of such tax shall be determined by the Governing Body and shall be specified in a resolution authorizing same.

Section 4. The revenues from said tax shall be expended to promote economic development, conventions and tourism and related expenditures and such other purposes as may be determined by the Governing Body by resolution, including but not limited to the following uses:

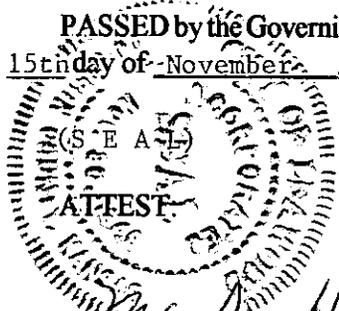
- A. The Governing Body may contract with an agency, organization or group of firms to promote economic development, conventions and tourism for the City.
- B. Revenues may be utilized for the operation, maintenance, expansion and development of City facilities connected with economic development, conventions and tourism.
- C. Revenues may be utilized for the purpose of paying all or a part of the cost of designing, acquiring, constructing, reconstructing, improving, equipping, furnishing, repairing, enlarging, remodeling, operating and maintaining capital projects relating to economic development, conventions and tourism, including but not limited to real estate, buildings, improvements, parking facilities, furnishings, machinery and equipment for facilities which promote economic development, conventions and tourism.
- D. Revenues may be utilized for the purpose of paying the principal and interest on sales tax revenue bonds, transient guest tax revenue bonds or other bonds issued by the City, the proceeds of which are used to design, acquire, construct, reconstruct, improve, equip, furnish, repair, enlarge and remodel such capital projects as are described in subsection C. of this section.
- E. Revenues may be utilized to make payments for principal or interest for bonds issued to construct parking facilities, convention or community centers, parks, or recreational facilities that may be used in connection with economic development, conventions and tourism.
- F. Revenues may be utilized to defray the cost of providing municipal services to economic development, convention and tourism functions, such as but not limited to police, Fire, Public Works, or Parks and Recreation Departments.
- G. Funds may also be utilized for the creation of innovative projects and activities that relate to the promotion of economic development, conventions and tourism.

- H. Revenue may be utilized to promote the general economic welfare of the City, including the attraction of industry.
- I. Revenue may be utilized for such general purposes of the City as the Governing Body shall determine by resolution to be necessary.

Section 5. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 6. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 15th day of November, 1999.



Martha Heizer
Martha Heizer, City Clerk

Peggy Dunn
Peggy Dunn, Mayor

APPROVED AS TO FORM:

Patricia Bennett
Patricia Bennett, City Attorney

The Legal Record

Lewis Legal News, Inc.
213 E. Santa Fe, Suite 2
Olathe, KS 66061.

CHORD31

Publication Fees: \$97.99

CITY OF LEAWOOD
4800 TOWN CENTER DR
LEAWOOD, KS 66211

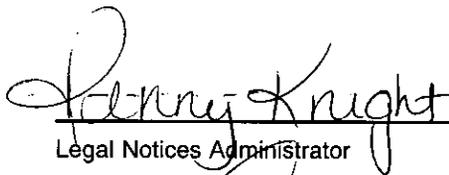
Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Penny Knight, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class).

That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

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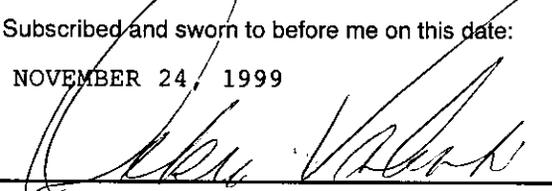
CHARTER ORDINANCE NO. 31--11/16/99 &
11/23/99



Legal Notices Administrator

Subscribed and sworn to before me on this date:

NOVEMBER 24, 1999



Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 2003.

\$97.99

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

- Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 12-1696, 12-1697(a), 12-1698(e) and 12-16,101, and any amendments thereto, which apply to the City, but are part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2. As used in this ordinance, the following words and phrases have the meaning respectively ascribed to them herein:
 - A. 'Person' means an individual firm, partnership, corporation, joint venture or other association of persons;
 - B. 'Hotel, motel, or tourist court' means any structure or building which contains rooms furnished for the purposes of providing lodging, which may or may not also provide meals, entertainment or various other personal services to transient guests, and which is kept, used, maintained, advertised or held out to the public as a place where sleeping accommodations are sought for pay or compensation by transient or permanent guests and having more than two bedrooms furnished for the accommodation of such guests;
 - C. 'Transient guest' means a person who occupies a room in a hotel, motel or tourist court for not more than 28 consecutive days;
 - D. 'Business' means any person engaged in the business of renting, leasing or letting living quarters, sleeping accommodations, rooms or a part thereof in connection with any motel, hotel or tourist court;
 - E. 'Economic development promotion' means (1) activities and expenditures, including capital expenditures, to attract the location or relocation of business into the community; (2) activities designed to encourage retention and expansion of existing businesses in the community; and (3) convention and tourism promotion activities designed to attract visitors into the community through marketing efforts, including advertising, directed to a least one of the five basic convention and tourist market segments consisting of group tours, pleasure travelers, association meetings and conventions, trade shows and corporate meetings and travel and support of those activities and organizations which encourage increased lodging facility occupancy.
- Section 3. That a transient guest tax shall be levied in the City of Leawood, Kansas, at a rate not to exceed six and one-half percent (6.5%) upon the gross rental receipts derived from or paid by transient guests for lodging or sleeping accommodations, exclusive of charges for incidental services or facilities, in any hotel or motel. The percentage and effective date of such tax shall be determined by the Governing Body and shall be specified in a resolution authorizing same.
- Section 4. The revenues from said tax shall be expended to promote economic development, conventions and tourism and related expenditures and such other purposes as may be determined by the Governing Body by resolution, including but not limited to the following uses:
 - A. The Governing Body may contract with an agency, organization or group of firms to promote economic development, conventions and tourism for the City.
 - B. Revenues may be utilized for the operation, maintenance, expansion and development of City facilities connected with economic development, conventions and tourism.
 - C. Revenues may be utilized for the purpose of paying all or a part of the cost of designing, acquiring, constructing, reconstructing, improving, equipping, furnishing, repairing, enlarging, remodeling, operating and maintaining capital projects relating to economic development, conventions and tourism, including but not limited to real estate, buildings, improvements, parking facilities, furnishings, machinery and equipment for facilities which promote economic development, conventions and tourism.
 - D. Revenues may be utilized for the purpose of paying the principal and interest on sales tax revenue bonds, transient guest tax revenue bonds or other bonds issued by the City, the proceeds of which are used to design, acquire, construct, reconstruct, improve, equip, furnish, repair, enlarge and remodel such capital projects as are described in subsection C. of this section.
 - E. Revenues may be utilized to make payments for principal or interest for bonds issued to construct parking facilities, convention or community centers, parks, or recreational facilities that may be used in connection with economic development, conventions and tourism.
 - F. Revenues may be utilized to defray the cost of providing municipal services to economic development, convention and tourism functions, such as but not limited to police, Fire, Public Works, or Parks and Recreation Departments.
 - G. Funds may also be utilized for the creation of innovative projects and activities that relate to the promotion of economic development, conventions and tourism.
 - H. Revenue may be utilized to promote the general economic welfare of the City, including the attraction of industry.
 - I. Revenue may be utilized for such general purposes of the City as the Governing Body shall determine by resolution to be necessary.
- Section 5. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 6. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

CHARTER ORDINANCE NO. 31

First published in The Legal Record, Tuesday, November 16, 1999.

CHARTER ORDINANCE NO. 31

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-1696, 12-1697(a), 12-1698(e) AND 12-16,101 WHICH RELATE TO THE LEVY OF A TRANSIENT GUEST TAX, TO THE MAXIMUM RATE THEREOF, AND TO THE PURPOSES FOR WHICH TRANSIENT GUEST TAX REVENUES MAY BE SPENT; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS RELATING TO THE LEVYING OF A TRANSIENT GUEST TAX.

WHEREAS, the City of Leawood, Kansas, has determined that it is in the best interests of the City to establish a transient guest tax for the purpose of promoting economic development, conventions and tourism; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 12-1696, 12-1697(a), 12-1698(e) and 12-16,101 and to provide substitute provisions for such, which the City may

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 15th day of November, 1999.

(S E A L)

ATTEST:

Peggy J. Dunn
Peggy Dunn, Mayor

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

Patricia Beamer
Patricia Beamer, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 30 as the same appears in my office. It was passed by the City Council at a regular meeting held April 5, 1999, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD April 6 and April 13, 1999, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 13th day of June, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of July, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 30

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-516 AND 13-527, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING APPOINTIVE OFFICERS' AND EMPLOYEES' TERMS AND SALARIES AND REPEALING EXISTING CHARTER ORDINANCE NO. 25 DEALING WITH THE SAME SUBJECT MATTER..

WHEREAS, the City of Leawood, Kansas, has determined that term of office, salary and employment contracts as discussed in K.S.A. 13-516 and 13-527 can more effectively and efficiently be dealt with by and through the City's administration policy and procedures; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 13-516 and 13-527 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

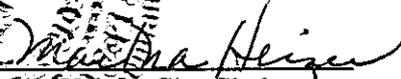
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

- Section 1.** The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-516 and 13-527, and any amendments thereto, which apply to the City, but are part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2.** With the consent of the governing body, the City Administrator shall appoint all officers whose position has been established by ordinance including but not limited to: City Clerk, Police Chief, Fire Chief, Public Works Director, Planning/Development Director, City Treasurer, Director of Parks and Recreation and City Attorney. Any appointment recommended by the City Administrator shall become effective upon approval by a majority vote of the governing body. The city administrator shall have the power to appoint and remove all subordinate employees of the City subject to the personnel system regulations. The Mayor, shall, by and with the consent of the City Council, appoint (a) Municipal Judge(s). The City Clerk shall enter every appointment to office and the date thereof on the journal of proceedings. The terms of office, salary, and employment contracts of the appointed city officers and all subordinate employees shall be determined by and through the City's administration policy and procedures.
- Section 3.** This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 4.** Existing Charter Ordinance No. 25 Repealed. Existing Charter Ordinance No. 25 is hereby repealed upon the effective date of this ordinance.
- Section 5.** This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

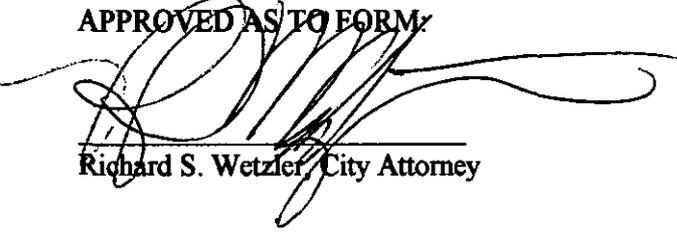
PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof,
the 5th day of April, 1999:




Peggy Dunn, Mayor


Martha Heizer, City Clerk

APPROVED AS TO FORM:


Richard S. Wetzler, City Attorney

The Legal Record

Lewis Legal News, Inc.
213 E. Santa Fe, Suite 2
Olathe, KS 66061

ORD 30

Publication Fees: \$42.93

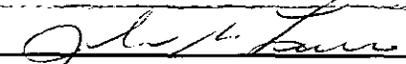
CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
John G. Lewis, of lawful age, being first duly sworn, deposes and says that he is Publisher of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

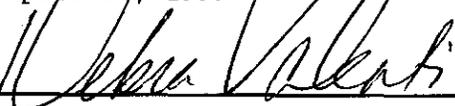
CHARTER ORD. NO. 30--4/6, 4/13/99



Publisher

Subscribed and sworn to before me on this date:

April 14, 1999



Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

CHARTER ORDINANCE NO. 30

First published in The Legal Record, Tuesday, April 6, 1999.

CHARTER ORDINANCE NO. 30

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-516 AND 13-527, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING APPOINTIVE OFFICERS' AND EMPLOYEES' TERMS AND SALARIES AND REPEALING EXISTING CHARTER ORDINANCE NO. 25 DEALING WITH THE SAME SUBJECT MATTER.

WHEREAS, the City of Leawood, Kansas, has determined that term of office, salary and employment contracts as discussed in K.S.A. 13-516 and 13-527 can more effectively and efficiently be dealt with by and through the City's administration policy and procedures; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 13-516 and 13-527 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

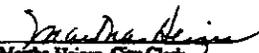
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

- Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-516 and 13-527, and any amendments thereto, which apply to the City, but are part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2. With the consent of the governing body, the City Administrator shall appoint all officers whose position has been established by ordinance including but not limited to: City Clerk, Police Chief, Fire Chief, Public Works Director, Planning/Development Director, City Treasurer, Director of Parks and Recreation and City Attorney. Any appointment recommended by the City Administrator shall become effective upon approval by a majority vote of the governing body. The city administrator shall have the power to appoint and remove all subordinate employees of the City subject to the personnel system regulations. The Mayor, shall, by and with the consent of the City Council, appoint (a) Municipal Judge(s). The City Clerk shall enter every appointment to office and the date thereof on the journal of proceedings. The terms of office, salary, and employment contracts of the appointed city officers and all subordinate employees shall be determined by and through the City's administration policy and procedures.
- Section 3. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 4. Existing Charter Ordinance No. 25 Repealed. Existing Charter Ordinance No. 25 is hereby repealed upon the effective date of this ordinance.
- Section 5. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

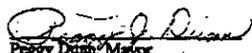
PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 5th day of April, 1999.

(S E A L)

ATTEST:



Martha Heizer, City Clerk



Peggy Dunn, Mayor

APPROVED AS TO FORM



Richard S. Wetzel, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 29 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 29

A CHARTER ORDINANCE REPEALING CHARTER ORDINANCES 4, 7, 9, 10, AND 19 OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under;

WHEREAS, in the past, the City adopted charter ordinances 4, 7, 9, 10, and 19 to exempt it from certain statutory requirements; and

WHEREAS, because of the change to becoming a city of the first class, and/or the amendment and repeal of certain statutes during the past few years, charter ordinances 4, 7, 9, 10, and 19 are no longer applicable and/or in the best interest of the City and should therefore be repealed;

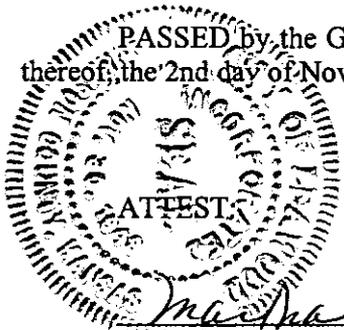
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

Section 1. Repeal. Charter Ordinance Nos. 4 (adopted June 3, 1968), 7 (adopted June 1, 1970), 9 (adopted July 6, 1970), 10 (adopted October 1, 1973), and 19 (adopted March 7, 1988) of the City of Leawood, Kansas are hereby repealed.

Section 2. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 3. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.



ATTEST

Martha Heizer
Martha Heizer, City Clerk

Peggy Dunn
Peggy Dunn, Mayor

APPROVED AS TO FORM:

Richard S. Wetzler
Richard S. Wetzler, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD 29

Publication Fees: \$28.85

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 29--11/3/98,
11/10/98

Tammy Schwien
Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti

Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

CHARTER ORDINANCE NO. 29

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 29

A CHARTER ORDINANCE REPEALING CHARTER ORDINANCES 4, 7, 9, 10, AND 19 OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under;

WHEREAS, in the past, the City adopted charter ordinances 4, 7, 9, 10, and 19 to exempt it from certain statutory requirements; and

WHEREAS, because of the change to becoming a city of the first class, and/or the amendment and repeal of certain statutes during the past few years, charter ordinances 4, 7, 9, 10, and 19 are no longer applicable and/or in the best interest of the City and should therefore be repealed;

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

- Section 1. Repeal Charter Ordinance Nos. 4 (adopted June 3, 1968), 7 (adopted June 1, 1970), 9 (adopted July 6, 1970), 10 (adopted October 1, 1973), and 19 (adopted March 7, 1988) of the City of Leawood, Kansas are hereby repealed.
- Section 2. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 3. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

Peggy Duda
Peggy Duda, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzler
Richard S. Wetzler, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 28 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

*Repealed by C.O.
#32*

CHARTER ORDINANCE NO. 28

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF 13-1017, AND 13-1024a, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, CONCERNING ESTIMATE OF COST OF PUBLIC IMPROVEMENTS, CONTRACTS, BIDS, BOND ISSUE, AND MATTERS RELATED THERETO.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under to determine the making of estimate costs of public improvements, contracts, bids and related matters;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to make substitute provisions for the making of estimate costs of public improvements, contracts, bids and related matters than that established by statute; and

WHEREAS, it is therefore necessary to make inapplicable the provisions of K.S.A. 13-1017, and 13-1024a and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-1017, and 13-1024a, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. Before undertaking the construction or reconstruction of any sidewalk, curb, gutter, bridge, pavement, sewer or any other public improvement in any street, highway or public grounds, or of any public building or facility or any other kind of public improvement in the City of Leawood, Kansas, shall be commenced or ordered by the governing body or under its authority, a detailed estimate of the cost of each improvement shall be made under oath by the city engineer, or some other competent person designated by the city engineer (or director of public works) and said estimate shall be submitted to the governing body for its action thereon; and in all cases where the estimated cost of the contemplated building, facility or public improvement amounts to more than twenty-five thousand dollars (\$25,000), sealed proposals for the building or construction thereof shall be invited by advertisement, published by the city clerk in the official city paper one (1) time and the governing body may let all such work by contract to the lowest responsible bidder.

If no responsible person shall propose to enter into the contract at a price not exceeding the city engineer's estimated cost by ten-percent (10%), the governing body may reject all bids and the same proceedings as before repeated until some responsible person by sealed proposal shall offer to contract for the work at a price not exceeding the estimated cost: Provided, that if no responsible bid shall be received within 10% of the estimate, the governing body shall have power to made said improvement within the estimated cost thereof, and shall further have the power to purchase the necessary tools, machinery, apparatus, materials, employ the necessary labor, construct the necessary plant or plants for the purpose of carrying into effect the provisions of this ordinance.

Before any type of public improvements shall be commenced, the money to pay for the same must be available in the city treasury as provided by law; or provision may be made for the issuance of internal improvement bonds to pay for any such improvement as provided by law: Provided, that this ordinance shall not be construed to include the following: (1) Any repair or maintenance work not amounting to substantial alteration, addition or change in any structure, street or facility; and "public improvement" as used herein shall not include the making of repairs or the maintenance of any building, street, sidewalk or other public facility in the City by city employees or the making of any expenditures from the city budget for such purposes; or (2) Any emergency declared by majority vote of the elected council which necessitates the reconstruction or substantial repair of any public improvement.

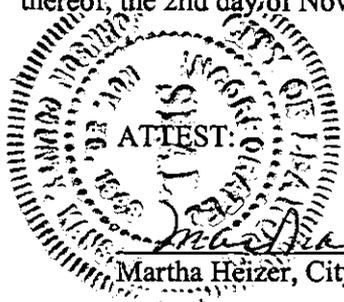
Section 3. For the purpose of paying for any bridge, viaduct, public building, including the land necessary therefor, for land for public parks and for developing public parks, within or without the City, for the establishment and construction of crematories, desiccating or reductions works, including the land necessary therefor, within or without the City, or for the improvement, repair or extension of any waterworks, sewage disposal plant, electric light plant, crematory, desiccating or reduction works or other public utility owned by the City, and for the purpose of rebuilding, adding to or extending the same from time to time, as the necessities of the City may require, the City may borrow money and issue its bonds for the same purposes.

Such bonds shall be issued by an ordinance of the City which shall describe the improvements for which the bonds are issued, the estimated cost of the improvements and which shall specify the principal amount of the bonds to be issued therefor.

Section 4. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 5. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.



Martha Heizer
Martha Heizer, City Clerk

Peggy Durin
Peggy Durin, Mayor

APPROVED AS TO FORM:

Richard S. Wetzler
Richard S. Wetzler, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD28

Publication Fees: \$59.41

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class).

That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 28--11/3/98,
11/10/98

Tammy Schwien
Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti
Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

\$59.41

CHARTER ORDINANCE NO. 28

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 28

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF 13-1017, AND 13-1024a, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, CONCERNING ESTIMATE OF COST OF PUBLIC IMPROVEMENTS, CONTRACTS, BIDS, BOND ISSUE, AND MATTERS RELATED THERETO.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under to determine the making of estimate costs of public improvements, contracts, bids and related matters;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to make substitute provisions for the making of estimate costs of public improvements, contracts, bids and related matters than that established by statute; and

WHEREAS, it is therefore necessary to make inapplicable the provisions of K.S.A. 13-1017, and 13-1024a and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-1017, and 13-1024a, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. Before undertaking the construction or reconstruction of any sidewalk, curb, gutter, bridge, pavement, sewer or any other public improvement in any street, highway or public grounds, or of any public building or facility or any other kind of public improvement in the City of Leawood, Kansas, shall be commenced or ordered by the governing body or under its authority, a detailed estimate of the cost of each improvement shall be made under oath by the city engineer, or some other competent person designated by the city engineer (or director of public works) and said estimate shall be submitted to the governing body for its action thereon; and in all cases where the estimated cost of the contemplated building, facility or public improvement amounts to more than twenty-five thousand dollars (\$25,000), sealed proposals for the building or construction thereof shall be invited by advertisement, published by the city clerk in the official city paper one (1) time and the governing body may let all such work by contract to the lowest responsible bidder.

If no responsible person shall propose to enter into the contract at a price not exceeding the city engineer's estimated cost by ten-percent (10%), the governing body may reject all bids and the same proceedings as before repeated until some responsible person by sealed proposal shall offer to contract for the work at a price not exceeding the estimated cost. Provided, that if no responsible bid shall be received within 10% of the estimate, the governing body shall have power to make said improvement within the estimated cost thereof, and shall further have the power to purchase the necessary tools, machinery, apparatus, materials, employ the necessary labor, construct the necessary plant or plants for the purpose of carrying into effect the provisions of this ordinance.

Before any type of public improvements shall be commenced, the money to pay for the same must be available in the city treasury as provided by law; or provision may be made for the issuance of internal improvement bonds to pay for any such improvement as provided by law. Provided, that this ordinance shall not be construed to include the following: (1) Any repair or maintenance work not amounting to substantial alteration, addition or change in any structure, street or facility; and "public improvement" as used herein shall not include the making of repairs or the maintenance of any building, street, sidewalk or other public facility in the City by city employees or the making of any expenditures from the city budget for such purposes; or (2) Any emergency declared by majority vote of the elected council which necessitates the reconstruction or substantial repair of any public improvement.

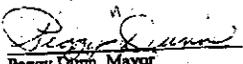
Section 3. For the purpose of paying for any bridge, viaduct, public building, including the land necessary therefor, for land for public parks and for developing public parks, within or without the City, for the establishment and construction of crematories, desiccating or reduction works, including the land necessary therefor, within or without the City, or for the improvement, repair or extension of any waterworks, sewage disposal plant, electric light plant, crematory, desiccating or reduction works or other public utility owned by the City, and for the purpose of rebuilding, adding to or extending the same from time to time, as the necessities of the City may require, the City may borrow money and issue its bonds for the same purposes.

Such bonds shall be issued by an ordinance of the City which shall describe the improvements for which the bonds are issued, the estimated cost of the improvements and which shall specify the principal amount of the bonds to be issued therefor.

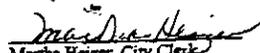
Section 4. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 5. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

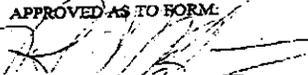
PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.


Peggy Dunn, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM:


Richard S. Wetzler, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 27 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 27

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-681, 12-682 AND 13-1038, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING IMPROVEMENT OF CERTAIN STREETS AND ALLEYS.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under to make improvements to certain streets and alleys;

WHEREAS, K.S.A. 12-681, 12-682 and 13-1038 makes provisions allowing the City to make improvement to certain streets and alleys;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to make substitute provisions for the allowance of street and alley improvements; and

WHEREAS, it is therefore necessary to make inapplicable the provisions of K.S.A. 12-681, 12-682 and 13-1038 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 12-681, 12-682 and 13-1038, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. The Governing Body is authorized and empowered to recurb, regutter, resurface or repave, including necessary drainage facilities, any street or alley or any portion thereof when said street or alley has by reason of public travel thereon or by reason of the elements become in need of surface restoration or other construction and improvement, and the governing body shall have the power to determine such need, and when the governing body determines that the making of such improvement is deemed expedient it may by resolution so declare the necessity therefor and cause said improvement to be made regardless of protest or remonstrance, as herein provided. All proceedings relating to such improvements and to the assessment of benefits for the payment of the costs thereof and for the issuance of bonds shall be the same as provided by law in case of pavement regardless of protest in the first instance, except as otherwise herein provided.

The cost of said recurring, reguttering, resurfacing or repaving, shall be borne by the city at large, and the governing body of said city is hereby empowered to issue general improvement bonds for the purpose of raising funds for making such improvements in an amount not exceeding the total cost of said improvement.

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

Section 4.

This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.



Martha Heizer
Martha Heizer, City Clerk

Peggy Dunn
Peggy Dunn, Mayor

APPROVED AS TO FORM:

Richard S. Wetzler
Richard S. Wetzler, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD 27

Publication Fees: \$41.55

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 27--11/3/98,
11/10/98

Tammy Schwien
Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti
Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

CHARTER ORDINANCE NO. 27

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 27

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-681, 12-682 AND 13-1038, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING IMPROVEMENT OF CERTAIN STREETS AND ALLEYS.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under to make improvements to certain streets and alleys;

WHEREAS, K.S.A. 12-681, 12-682 and 13-1038 makes provisions allowing the City to make improvement to certain streets and alleys;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to make substitute provisions for the allowance of street and alley improvements; and

WHEREAS, it is therefore necessary to make inapplicable the provisions of K.S.A. 12-681, 12-682 and 13-1038 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 12-681, 12-682 and 13-1038, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. The Governing Body is authorized and empowered to recurb, regutter, resurface or repave, including necessary drainage facilities, any street or alley or any portion thereof when said street or alley has by reason of public travel thereon or by reason of the elements become in need of surface restoration or other construction and improvement, and the governing body shall have the power to determine such need, and when the governing body determines that the making of such improvement is deemed expedient it may by resolution so declare the necessity therefor and cause said improvement to be made regardless of protest or remonstrance, as herein provided. All proceedings relating to such improvements and to the assessment of benefits for the payment of the costs thereof and for the issuance of bonds shall be the same as provided by law in case of pavement regardless of protest in the first instance, except as otherwise herein provided.

The cost of said recurring, reguttering, resurfacing or repaving, shall be borne by the city at large, and the governing body of said city is hereby empowered to issue general improvement bonds for the purpose of raising funds for making such improvements in an amount not exceeding the total cost of said improvement.

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

Section 4. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

Peggy Duda
Peggy Duda, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzler
Richard S. Wetzler, City Attorney

\$41.55

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 26 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 26

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-701 TO 13-790, AND 13-14a01 TO 13-14a14, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS CONCERNING THE HIRING PRACTICES AND RETIREMENT SYSTEM FOR CITY FIREFIGHTERS AND POLICE OFFICERS.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under to hire firefighters;

WHEREAS, the City already has a fair and effective policy for the hiring of city firefighters and the Governing Body has determined that it is in the public interest to continue such policy;

WHEREAS, said policy is contrary to the system established by statute applicable to first class cities;

WHEREAS, the City currently provides its firefighters and police officers a retirement program as established by K.S.A. 74-4951;

WHEREAS, K.S.A. 13-14a01 to 13-14a14 requires the City to provide a retirement system for city firefighters and police officers, but it is unclear if such requirement is met by the establishment of a retirement program as established by K.S.A. 74-4951; and

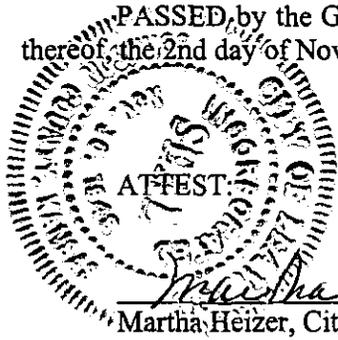
WHEREAS, it is therefore necessary to make inapplicable the provisions of K.S.A. 13-701 to 13-790 and 13-14a01 to 13-14a14 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

- Section 1.** The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-701 to 13-790, and 13-14a01 to 13-14a14, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2.** Fire department personnel shall be employees of the city and subject to the same rules and regulations as all other city employees as well as such other regulations and conditions as the fire chief may promulgate.
- Section 3.** The City shall operate under the KPF retirement program and abide by such requirements as established by K.S.A. 74-4951 and related statutes with amendments thereto.
- Section 4.** This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 5.** This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting

thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.



Martha Heizer
Martha Heizer, City Clerk

Peggy Dunn
Peggy Dunn, Mayor

APPROVED AS TO FORM:

Richard S. Wetzi
Richard S. Wetzi, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD 26

Publication Fees: \$39.83

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 26--11/3/98,
11/10/98

Tammy Schwien

Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti

Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

CHARTER ORDINANCE NO. 26

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 26

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-701 TO 13-790, AND 13-14a01 TO 13-14a14, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS CONCERNING THE HIRING PRACTICES AND RETIREMENT SYSTEM FOR CITY FIREFIGHTERS AND POLICE OFFICERS.

WHEREAS, the transition to a city of the first class changes the statutory requirements and procedures that the City must abide under to hire firefighters;

WHEREAS, the City already has a fair and effective policy for the hiring of city firefighters and the Governing Body has determined that it is in the public interest to continue such policy;

WHEREAS, said policy is contrary to the system established by statute applicable to first class cities;

WHEREAS, the City currently provides its firefighters and police officers a retirement program as established by K.S.A. 74-4951;

WHEREAS, K.S.A. 13-14a01 to 13-14a14 requires the City to provide a retirement system for city firefighters and police officers, but it is unclear if such requirement is met by the establishment of a retirement program as established by K.S.A. 74-4951; and

WHEREAS, it is therefore necessary to make inapplicable the provisions of K.S.A. 13-701 to 13-790 and 13-14a01 to 13-14a14 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas:

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

- Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-701 to 13-790, and 13-14a01 to 13-14a14, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2. Fire department personnel shall be employees of the city and subject to the same rules and regulations as all other city employees as well as such other regulations and conditions as the fire chief may promulgate.
- Section 3. The City shall operate under the KPF retirement program and abide by such requirements as established by K.S.A. 74-4951 and related statutes with amendments thereto.
- Section 4. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 5. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

Richard S. Wezler
Richard S. Wezler, City Attorney

Peggy Duffin
Peggy Duffin, Mayor

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 25 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

repealed by C.O. #30

CHARTER ORDINANCE NO. 25

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-516 AND 13-527, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING APPOINTIVE OFFICERS' AND EMPLOYEES' TERMS AND SALARIES.

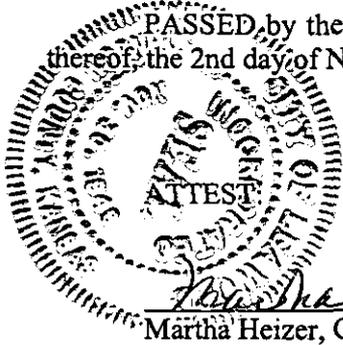
WHEREAS, the City of Leawood, Kansas, has determined that term of office, salary and employment contracts as discussed in K.S.A. 13-516 and 13-527 can more effectively and efficiently be dealt with by and through the City's administration policy and procedures; and

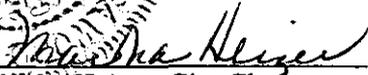
WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 13-516 and 13-527 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

- Section 1.** The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-527, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2.** With the consent of the governing body, the City Administrator shall recommend appointment of all officers whose position has been established by ordinance including but not limited to: City Clerk, Police Chief, Fire Chief, Public Works Director, Planning/Development Director, City Treasurer, Director of Parks and Recreation and Assistant City Attorney. Any appointment recommended by the City Administrator shall become effective upon approval by a majority vote of the governing body. The city administrator shall have the power to appoint and remove all subordinate employees of the City subject to the personnel system regulations. The Mayor, shall, by and with the consent of the City Council, appoint (a) Municipal Judge(s), and a City Attorney. The City Clerk shall enter every appointment to office and the date thereof on the journal of proceedings. The terms of office, salary, and employment contracts of the appointed city officers and all subordinate employees shall be determined by and through the City's administration policy and procedures.
- Section 3.** This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 4.** This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.




Martha Heizer, City Clerk


Peggy Dunn, Mayor

APPROVED AS TO FORM:


Richard S. Wetzler, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD 25

Publication Fees: \$38.12

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 25--11/3/98,
11/10/98

Tammy Schwien

Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti

Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

CHARTER ORDINANCE NO. 25

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 25

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-516 AND 13-527, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING APPOINTIVE OFFICERS' AND EMPLOYEES' TERMS AND SALARIES.

WHEREAS, the City of Leawood, Kansas, has determined that terms of office, salary and employment contracts as discussed in K.S.A. 13-516 and 13-527 can more effectively and efficiently be dealt with by and through the City's administration policy and procedures; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 13-516 and 13-527 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas:

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

- Section 1. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-527, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2. With the consent of the governing body, the City Administrator shall recommend appointment of all officers whose position has been established by ordinance including but not limited to: City Clerk, Police Chief, Fire Chief, Public Works Director, Planning/Development Director, City Treasurer, Director of Parks and Recreation and Assistant City Attorney. Any appointment recommended by the City Administrator shall become effective upon approval by a majority vote of the governing body. The city administrator shall have the power to appoint and remove all subordinate employees of the City subject to the personnel system regulations. The Mayor, shall, by and with the consent of the City Council, appoint (a) Municipal Judge(s), and a City Attorney. The City Clerk shall enter every appointment to office and the date thereof on the journal of proceedings. The terms of office, salary, and employment contracts of the appointed city officers and all subordinate employees shall be determined by and through the City's administration policy and procedures.
- Section 3. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 4. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

Peggy Duda
Peggy Duda, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzler
Richard S. Wetzler, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 24 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 24

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-506, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT CONCERNING SIGNING AND APPROVAL OF CITY CONTRACTS.

WHEREAS, K.S.A. 13-506 requires that all contracts be signed by the mayor;

WHEREAS, the Governing Body has determined that it is in the best interest of the City in its day to day operations to allow the city administrator sign certain contracts up to an amount determined by ordinance; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 13-506 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

- Section 1.** The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-506, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 2.** Signing and approval of contracts. The mayor shall sign all contracts, except the city administrator shall have the power to sign contracts to a dollar limit set by ordinance.
- Section 3.** This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 4.** This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

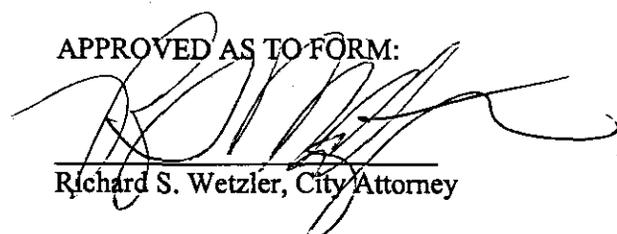
PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

ATTEST:

Martha Heizer, City Clerk


Peggy Dunn, Mayor

APPROVED AS TO FORM:


Richard S. Wetzler, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD 24

Publication Fees: \$30.56

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Tammy Schwin, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class).

That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 24--11/3/98,
11/10/98

Tammy Schwin
Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti
Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

\$30.56

CHARTER ORDINANCE NO. 24

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 24

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 13-506 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT CONCERNING SIGNING AND APPROVAL OF CITY CONTRACTS.

WHEREAS, K.S.A. 13-506 requires that all contracts be signed by the mayor;

WHEREAS, the Governing Body has determined that it is in the best interest of the City, in its day to day operations to allow the city administrator sign certain contracts up to an amount determined by ordinance; and

WHEREAS, to make such provision, it is necessary to make inapplicable the provisions of K.S.A. 13-506 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

Section 1.

The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-506, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. Signing and approval of contracts. The mayor shall sign all contracts, except the city administrator shall have the power to sign contracts to a dollar limit set by ordinance.

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

Section 4. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (9)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

ATTEST:

Martha Heizer, City Clerk

Peggy Dulin, Mayor

APPROVED AS TO FORM:

Richard S. Wezler, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 23 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 23

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. SECTIONS 13-101, 13-304, 13-305, 13-513, 13-1411 AND 13-1424 REPEALING CHARTER ORDINANCE NO. 12 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING OFFICERS DURING THE TRANSITION TO A CITY OF THE FIRST CLASS, PRESIDENT OF THE COUNCIL, OFFICER QUALIFICATIONS, FILLING OF ELECTED OFFICER VACANCIES AND MATTERS RELATED THERETO.

WHEREAS, the Governing Body has determined that it is in the best interest of the City to allow all elected and appointed officers of the City to hold their offices for the duration of their current respective terms after the City is declared a city of the first class;

WHEREAS, the City desires to preserve its current requirements for appointing a presiding officer and the establishment of qualifications for elected officers;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to keep its current policies for filling vacancies of elected officials with the exception that a person appointed to fill a vacancy of a councilmember shall only serve until the next election;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to establish a policy for the effect of redistricting of ward boundaries on council membership; and

WHEREAS, to make such change it is necessary to repeal Leawood charter ordinance number 12, and also to make inapplicable the provisions of K.S.A. 13-101, 13-304, 13-305, 13-513, 13-1411 and 13-1424 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

- Section 1.** Repeal. Charter Ordinance No. 12 (adopted June 7, 1976) of the City of Leawood, Kansas are hereby repealed.
- Section 2.** The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-101, 13-304, 13-305, 13-513, 13-1411 and 13-1424, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 3.** Transition to First Class City. All elective or appointive officers of the City of Leawood as a city of the second class shall hold their respective offices for the duration of their current respective terms after the City of Leawood is declared as a city of the first class, unless such office is otherwise vacated as provided for hereafter.
- Section 4.** Presiding Officer. The mayor shall appoint at the first regular meeting of the governing body in May a presiding officer from the council membership for each three month period for the next year (first meeting in May to the last meeting in April of the next year). The

presiding officer shall preside at any council meeting at which the mayor is absent. The presiding officer shall have no power to sign contracts or ordinances or to veto. The position shall rotate among the councilmembers and no councilmember shall be presiding officer for more than one three month period during any year.

Section 5. Qualifications of City Officers. All officers elected shall be qualified electors of the City. The city clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings.

Section 6. Vacancies in the Office of Mayor. If a vacancy should occur in the office of mayor by reason of death, disability, resignation, absence from the city, removal from office, refusal to qualify, or otherwise, the council shall at its next meeting elect from its membership a president of the council who shall be acting mayor until such vacancy shall be filled at the next city election, such disability be removed, or, in case of temporary absence, the mayor returns. During such vacancy, other than temporary absence or disability, the president of the council shall become mayor and act as mayor and exercise the office of mayor with all rights, privileges, jurisdiction and compensation of the mayor. If at the next city election the term of the vacated office is not yet expired, the newly elected mayor shall be elected only to serve out the balance of the original unexpired term. Any such temporary absence shall be defined as being absent for more than one regularly scheduled consecutive council meeting.

Section 7. Vacancies in the Office of Councilmember. If a vacancy should occur in the office of councilmember by reason of death, resignation, removal from the city, removal from office, disqualification, or otherwise, the existence of the same shall be published to the council and press within one week after receiving notification of the vacancy. If a councilmember moves out of the ward for which he or she was elected, or is deemed not to be a resident of the city, the office shall be deemed vacant. A nominating committee composed of the mayor, the presiding officer and the councilmember remaining in the ward affected shall be established to seek out candidate(s) from the ward affected to fill such vacancy, and will recommend the candidate(s) to the council. The candidate(s) shall then be voted on by the council to serve in the vacated office until the next city election. If at such time, the term of the vacated office is not yet expired, the newly elected councilmember shall be elected only to serve out the balance of the original unexpired term.

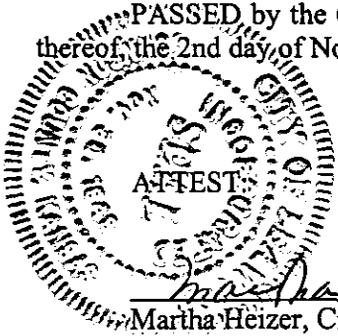
Section 8. Effect of Redistricting of Ward Boundaries on Council Membership. Whenever the residence of any councilmember shall be transferred from one ward of the City to another solely as a result of a change in the ward boundaries, said councilmember's office shall not become vacant and said councilmember shall be eligible to represent said ward from which he or she was elected or appointed until the next city election as long as he or she is otherwise qualified to serve as a councilmember. Then, at the next city election, a new qualified councilmember shall be elected to represent said ward. If at such time, the original term of said office is not yet expired, the newly elected councilmember shall be elected only to serve out the balance of the original unexpired term.

Section 9. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 10. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which

case the ordinance shall become effective if approved by the majority of the electors voting thereon.

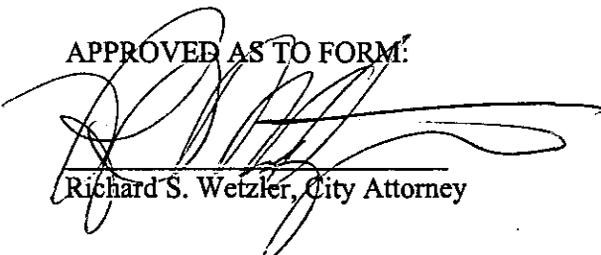
PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.




Peggy Durth, Mayor


Martha Heizer, City Clerk

APPROVED AS TO FORM:


Richard S. Wetzler, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD23

Publication Fees: \$70.05

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 23--11/3/98,
11/10/98

Tammy Schwien
Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti
Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

\$70.05

CHARTER ORDINANCE NO. 23

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 23

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. SECTIONS 13-101, 13-304, 13-305, 13-513, 13-1411 AND 13-1424 REPEALING CHARTER ORDINANCE NO. 12 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING OFFICERS DURING THE TRANSITION TO A CITY OF THE FIRST CLASS, PRESIDENT OF THE COUNCIL, OFFICER QUALIFICATIONS, FILLING OF ELECTED OFFICER VACANCIES AND MATTERS RELATED THERETO.

WHEREAS, the Governing Body has determined that it is in the best interest of the City to allow all elected and appointed officers of the City to hold their offices for the duration of their current respective terms after the City is declared a city of the first class;

WHEREAS, the City desires to preserve its current requirements for appointing a presiding officer and the establishment of qualifications for elected officers;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to keep its current policies for filling vacancies of elected officials with the exception that a person appointed to fill a vacancy of a councilmember shall only serve until the next election;

WHEREAS, the Governing Body has determined that it is in the best interest of the City to establish a policy for the effect of redistricting of ward boundaries on council membership; and

WHEREAS, to make such change it is necessary to repeal Leawood charter ordinance number 12, and also to make inapplicable the provisions of K.S.A. 13-101, 13-304, 13-305, 13-513, 13-1411 and 13-1424 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

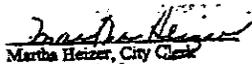
- Section 1. Repeal. Charter Ordinance No. 12 (adopted June 7, 1976) of the City of Leawood, Kansas are hereby repealed.
- Section 2. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-101, 13-304, 13-305, 13-513, 13-1411 and 13-1424, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 3. Transition to First Class City. All elective or appointive officers of the City of Leawood as a city of the second class shall hold their respective offices for the duration of their current respective terms after the City of Leawood is declared as a city of the first class, unless such office is otherwise vacated as provided for hereinafter.
- Section 4. Presiding Officer. The mayor shall appoint at the first regular meeting of the governing body in May a presiding officer from the council membership for each three month period for the next year (first meeting in May to the last meeting in April of the next year). The presiding officer shall have no power to sign contracts or ordinances or to veto. The position shall rotate among the councilmembers and no councilmember shall be presiding officer for more than one three month period during any year.
- Section 5. Qualifications of City Officers. All officers elected shall be qualified electors of the City. The city clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings.
- Section 6. Vacancies in the Office of Mayor. If a vacancy should occur in the office of mayor by reason of death, disability, resignation, absence from the city, removal from office, refusal to qualify, or otherwise, the council shall at its next meeting elect from its membership a president of the council who shall be acting mayor until such vacancy shall be filled at the next city election, such disability be removed, or, in case of temporary absence, the mayor returns. During such vacancy, other than temporary absence or disability, the president of the council shall become mayor and act as mayor and exercise the office of mayor with all rights, privileges, jurisdiction and compensation of the mayor. If at the next city election the term of the vacated office is not yet expired, the newly elected mayor shall be elected only to serve out the balance of the original unexpired term. Any such temporary absence shall be defined as being absent for more than one regularly scheduled consecutive council meeting.
- Section 7. Vacancies in the Office of Councilmember. If a vacancy should occur in the office of councilmember by reason of death, resignation, removal from the city, removal from office, disqualification, or otherwise, the existence of the same shall be published to the council and press within one week after receiving notification of the vacancy. If a councilmember moves out of the ward for which he or she was elected, or is deemed not to be a resident of the city, the office shall be deemed vacant. A nominating committee composed of the mayor, the presiding officer and the councilmember remaining in the ward affected shall be established to seek out candidate(s) from the ward affected to fill such vacancy, and will recommend the candidate(s) to the council. The candidate(s) shall then be voted on by the council to serve in the vacated office until the next city election. If at such time, the term of the vacated office is not yet expired, the newly elected councilmember shall be elected only to serve out the balance of the original unexpired term.
- Section 8. Effect of Redistricting of Ward Boundaries on Council Membership. Whenever the residence of any councilmember shall be transferred from one ward of the City to another solely as a result of a change in the ward boundaries, said councilmember's office shall not become vacant and said councilmember shall be eligible to represent said ward from which he or she was elected or appointed until the next city election as long as he or she is otherwise qualified to serve as a councilmember. Then, at the next city election, a new qualified councilmember shall be elected to represent said ward. If at such time, the original term of said office is not yet expired, the newly elected councilmember shall be elected only to serve out the balance of the original unexpired term.
- Section 9. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 10. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (e)(3) of the Constitution of Kansas, in which

case the ordinance shall become effective if approved by the majority of the electors voting thereon.

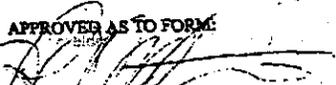
PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.


Peggy Dean, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM:


Richard S. Wetzel, City Attorney

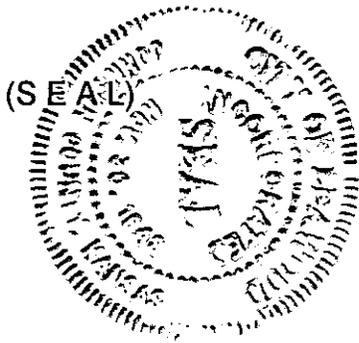
CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 22 as the same appears in my office. It was passed by the City Council at a regular meeting held November 2, 1998, by a vote of all "Ays," being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD November 3 and November 10, 1998, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 10th day of January, 1999.

In testimony whereof, I have hereunto signed my name and affixed the Seal of said City this 1st day of February, 1999.



Martha Heizer

CHARTER ORDINANCE NO. 22

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. SECTIONS 13-304 AND 25-2107, REPEALING CHARTER ORDINANCES NOS. 6, 13 AND 21 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING ELECTIONS, DATES OF CITY ELECTIONS, TERMS OF OFFICE, OFFICERS ELECTED AND MATTERS RELATED THERETO.

WHEREAS, the Governing Body has determined that it would be in the public interest to change the terms of elected city offices from two year terms to four year terms;

WHEREAS, the Governing Body also has determined that it is in the public interest to continue the practice of staggering the terms of councilmembers of each ward so that no councilmembers from the same ward shall have coinciding terms;

WHEREAS, in order to transition from two year terms to four year terms without interfering with the current terms of office of elected officials, it is necessary to have the 1999 elected officials serve terms of three years; and

WHEREAS, to make such change it is necessary to repeal Leawood charter ordinances numbers 6, 13, and 21, and also to make inapplicable the provisions of K.S.A. 13-304 and 25-2107 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

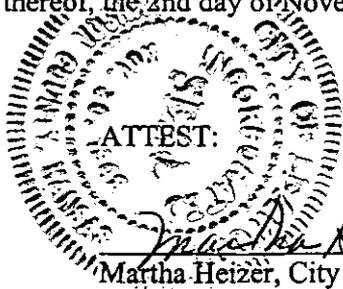
- Section 1.** Repeal. Charter Ordinance Nos. 6 (adopted November 18, 1968), 13 (adopted December 4, 1978), and 21 (adopted on February 5, 1996), of the City of Leawood, Kansas are hereby repealed.
- Section 2.** The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-304 and 25-2107, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 3.** General Elections. There shall be a general election on the first Tuesday in April 1999 for the offices of all elected city officers then completing their current terms of office. All elected city officers not then completing their current terms, shall continue to hold their respective offices until said terms are completed or said offices are otherwise vacated. For those offices to be elected in April 1999, the new terms of office shall be for three (3) years. Thereafter, the general election of city officers shall be held on the first Tuesday in April of every even year, and the terms of office for all elected city officers shall be for four (4) years. The City shall be divided into four wards in accordance with statute, and each ward shall have two (2) councilmembers with staggered terms so that one councilmember from each ward shall be elected at each election by qualified voters. No person shall be eligible to the office of the councilmember who is not at the time of his or her election an actual resident of the ward for which he or she was elected. The office of mayor shall be elected

from the city at large. All elected officers shall be qualified electors of the City under the constitution of the State of Kansas.

Section 4. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 5. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.



Martha Heizer
Martha Heizer, City Clerk

Peggy Dunn
Peggy Dunn, Mayor

APPROVED AS TO FORM:

Richard S. Wetzel
Richard S. Wetzel, City Attorney

The Legal Record

Christine Corporation
213 E. Santa Fe, Suite 2
Olathe, KS 66061

CHORD 22

Publication Fees: \$47.05

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter (now called periodicals class). That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

CHARTER ORDINANCE NO. 22--11/3/98,
11/10/98

Tammy Schwien
Legal Notices Administrator

Subscribed and sworn to before me on this date:

November 11, 1998

Debra Valenti
Notary Public

DEBRA VALENTI
Notary Public - State of Kansas

My appointment expires: August 21, 1999.

CHARTER ORDINANCE NO. 22

First published in The Legal Record, Tuesday, November 3, 1998.

CHARTER ORDINANCE NO. 22

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. SECTIONS 13-304 AND 25-2107, REPEALING CHARTER ORDINANCES NOS. 6, 13 AND 21 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING ELECTIONS, DATES OF CITY ELECTIONS, TERMS OF OFFICE, OFFICERS ELECTED AND MATTERS RELATED THERETO.

WHEREAS, the Governing Body has determined that it would be in the public interest to change the terms of elected city offices from two year terms to four year terms;

WHEREAS, the Governing Body also has determined that it is in the public interest to continue the practice of staggering the terms of councilmembers of each ward so that no councilmembers from the same ward shall have coinciding terms;

WHEREAS, in order to transition from two year terms to four year terms without interfering with the current terms of office of elected officials, it is necessary to have the 1999 elected officials serve terms of three years; and

WHEREAS, to make such change it is necessary to repeal Leawood charter ordinances numbers 6, 13, and 21, and also to make inapplicable the provisions of K.S.A. 13-304 and 25-2107 and to provide substitute provisions for such, which the City may do in accordance to its home rule powers as authorized by the Constitution of the State of Kansas;

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

- Section 1. Repeal. Charter Ordinance Nos. 6 (adopted November 18, 1968), 13 (adopted December 4, 1978), and 21 (adopted on February 5, 1996), of the City of Leawood, Kansas are hereby repealed.
- Section 2. The City of Leawood, Kansas, a Kansas municipal corporation, by the power vested in it by Article XII, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it K.S.A. 13-304 and 25-2107, and any amendments thereto, which applies to the City, but is part of an enactment which does not apply uniformly to all cities, and provide substitute and additional provisions therefor as hereinafter provided.
- Section 3. General Elections. There shall be a general election on the first Tuesday in April 1999 for the offices of all elected city officers then completing their current terms of office. All elected city officers not then completing their current terms, shall continue to hold their respective offices until said terms are completed or said offices are otherwise vacated. For those offices to be elected in April 1999, the new terms of office shall be for three (3) years. Thereafter, the general election of city officers shall be held on the first Tuesday in April of every even year, and the terms of office for all elected city officers shall be for four (4) years. The City shall be divided into four wards in accordance with statute, and each ward shall have two (2) councilmembers with staggered terms so that one councilmember from each ward shall be elected at each election by qualified voters. No person shall be eligible to the office of the councilmember who is not at the time of his or her election an actual resident of the ward for which he or she was elected. The office of mayor shall be elected from the city at large. All elected officers shall be qualified electors of the City under the constitution of the State of Kansas.
- Section 4. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 5. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 2nd day of November, 1998.

Peggy Dunn
Peggy Dunn, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzel
Richard S. Wetzel, City Attorney

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 21 as the same appears in my office. It was passed by the City Council at a regular meeting held February 5, 1996, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD March 5 and March 12, 1996, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 12th day of May, 1996.

In testimony whereof, I have hereunto signed my name and affixed the seal of said city this 13th day of May, 1996.



Martha Heizer

CHARTER ORDINANCE NO. 21

A CHARTER ORDINANCE AMENDING SECTION 3 OF CHARTER ORDINANCE NO. 6 OF THE CITY OF LEAWOOD PERTAINING TO CITY ELECTIIONS AND REPEALING EXISTING SECTION.

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

Section 1. CHARTER ORDINANCE AMENDED. Section 3 of Charter Ordinance No. 6 of the City of Leawood, Kansas is hereby amended to read as follows:

Section 3. The general election of city officers shall be held on the first Tuesday in April of each year, and the terms of city officers shall be two years.

Section 2. EXISTING SECTION REPEALED. Section 3 of Charter Ordinance No. 6 of the City of Leawood, Kansas is hereby repealed.

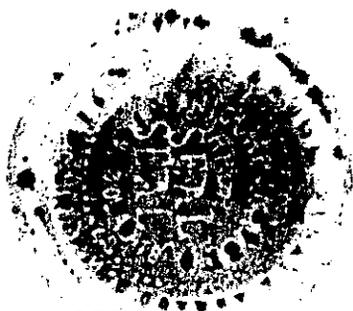
Section 3. PUBLICATION OF ORDINANCE. This Charter Ordinance shall be published once a week for two consecutive weeks in the official city newspaper.

SECTION 4. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum to be held on this ordinance as provided in Article 12, Section 5, Subdivision (c)(3) of the Constitution of the State of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

PASSED by the governing body, not less than two-thirds of the members elect voting in favor thereof, the 5th day of February, 1996.

PUBLISHED March 5, 1996 in the The Legal Record for the first time.

PUBLISHED March 12, 1996 in the The Legal Record for the second time.



Marcia Rinehart
MARCIA RINEHART, Mayor

ATTEST:

Martha Heizer
MARTHA HEIZER, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzler
RICHARD S. WETZLER, City Attorney

The Legal Record

600 E. Santa Fe, Suite 4
Olathe, KS 66061-3700

ORD 21

Publication Fees: \$40.36

CITY OF LEAWOOD
ATTN: MARTHA HEIZER
4800 TOWN CENTER DR
LEAWOOD, KS 66211

CHARTER ORDINANCE NO. 21

First published in The Legal Record, Tuesday, March 5, 1996.

CHARTER ORDINANCE NO. 21

A CHARTER ORDINANCE AMENDING SECTION 3 OF CHARTER ORDINANCE NO. 6 OF THE CITY OF LEAWOOD PERTAINING TO CITY ELECTIONS AND REPEALING EXISTING SECTION.

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

Section 1. CHARTER-ORDINANCE AMENDED. Section 3 of Charter Ordinance No. 6 of the City of Leawood, Kansas is hereby amended to read as follows:

Section 3. The general election of city officers shall be held on the first Tuesday in April of each year, and the terms of city officers shall be two years.

Section 2. EXISTING SECTION REPEALED. Section 3 of Charter Ordinance No. 6 of the City of Leawood, Kansas is hereby repealed.

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

SECTION 4. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum to be held on this ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of the State of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

PASSED by the governing body, not less than two-thirds of the members elect voting in favor thereof, the 5th day of February, 1996.

PUBLISHED March 5, 1996 in the The Legal Record for the first time.

PUBLISHED March 12, 1996 in the The Legal Record for the second time.

(3 E A L)

ATTEST:

MARSHA HEIZER, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzler

RICHARD S. WETZLER, City Attorney

MARCIA RINEHART, Mayor

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Tammy Schwien, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by

the following case number, if any) for 2 consecutive week(s), as follows:

ORDINANCE NO. 21--3/5/95, 3/12/96

Tammy Schwien
Legal Notices Administrator

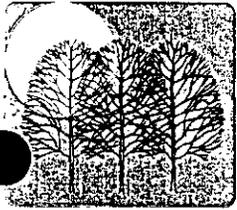
Subscribed and sworn to before me on this date:

March 13, 1996

Debra Dziadura
Notary Public

DEBRA DZIADURA
Notary Public - State of Kansas

My appointment expires: August 21, 1999.



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax
(913) 339-6225 TDD

September 15, 1997

League of Kansas Municipalities
300 S.W. 8th St.
Topeka, Kansas 66603-3912

Enclosed for your information is a copy of our Charter Ordinance No. 21 which became effective May 12, 1996. I failed to send you a copy at that time.

Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer".

Martha Heizer
City Clerk



City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339- 6781 Fax
(913) 339-6225 TDD

September 15, 1997

The Hon. Ron Thornburgh
Secretary of State
2nd Floor, State Capitol
Topeka, Kansas 66612-1594

Dear Sir:

Enclosed is a certified copy of Charter Ordinance No. 21 passed by the Leawood City Council, duly published and effective May 12, 1996. I failed to send you a copy at that time.

Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer".

Martha Heizer
City Clerk

CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 21 with its original certificate as the same appears in my office.

In testimony whereof, I have hereunto signed my name and affixed the seal of said city this 15th day of September, 1997.

(S E A L)

Martha Heizer

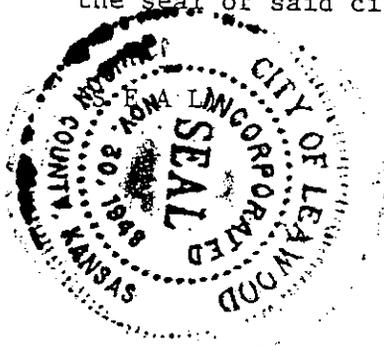
CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 21 as the same appears in my office. It was passed by the City Council at a regular meeting held February 5, 1996, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD March 5 and March 12, 1996, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, said Charter Ordinance took effect on the 12th day of May, 1996.

In testimony whereof, I have hereunto signed my name and affixed the seal of said city this 13th day of May, 1996.



Martha Heizer

CHARTER ORDINANCE NO. 21

A CHARTER ORDINANCE AMENDING SECTION 3 OF CHARTER ORDINANCE NO. 6 OF THE CITY OF LEAWOOD PERTAINING TO CITY ELECTIONS AND REPEALING EXISTING SECTION.

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

Section 1. CHARTER ORDINANCE AMENDED. Section 3 of Charter Ordinance No. 6 of the City of Leawood, Kansas is hereby amended to read as follows:

Section 3. The general election of city officers shall be held on the first Tuesday in April of each year, and the terms of city officers shall be two years.

Section 2. EXISTING SECTION REPEALED. Section 3 of Charter Ordinance No. 6 of the City of Leawood, Kansas is hereby repealed.

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

SECTION 4. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum to be held on this ordinance as provided in Article 12, Section 5, Subdivision (c)(3) of the Constitution of the State of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

PASSED by the governing body, not less than two-thirds of the members elect voting in favor thereof, the 5th day of February, 1996.

PUBLISHED March 5, 1996 in the The Legal Record for the first time.

PUBLISHED March 12, 1996 in the The Legal Record for the second time.



Marcia Rinehart
MARCIA RINEHART, Mayor

ATTEST:

Martha Heizer
MARTHA HEIZER, City Clerk

APPROVED AS TO FORM:

Richard S. Wetzler
RICHARD S. WETZLER, City Attorney

BENNETT, LYTLE, WETZLER, MARTIN & PISHNY, L.C.
ATTORNEYS AT LAW

GREENVIEW PLACE
5000 WEST 95TH STREET
PRAIRIE VILLAGE, KANSAS 66207-2584

P. O. BOX 8030
PRAIRIE VILLAGE, KANSAS 66208-0030
TELEPHONE: (913) 642-7300
TELEFAX (913) 642-0520

cc: Mayor
DE

RECEIVED

JAN 23 1996
CITY OF LEAWOOD

January 17, 1996

Ms. Martha Heizer
City of Leawood
4800 Town Center Dr.
Leawood, KS 66211

Re: **Primary elections charter ordinance**

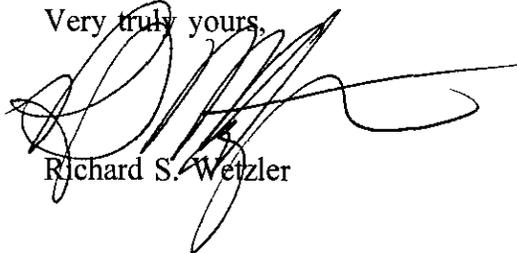
Dear Martha:

As we discussed some time ago, it appears that the City's charter ordinance pertaining to primary elections is not enforceable.

As we set forth in our letter of January 25, 1995, the Attorney General has opined that the only way to charter out of the statutory primary election requirements is to charter out of the non-partisan election requirements. Since we have not done that then the provision of the charter ordinance pertaining to primary elections should, at this point, be considered invalid. Thus, if more than two candidates register for any position in the upcoming election, then the City will need to have a primary election.

We are in the process of drafting an amendment to the charter ordinance to reflect this situation. Please contact me if you have any questions.

Very truly yours,



Richard S. Wetzler

RSW:sjo

BENNETT, LYTTLE, WETZLER, MARTIN & PISHNY, L.C.

ATTORNEYS AT LAW

GREENVIEW PLACE
5000 WEST 95TH STREET
PRAIRIE VILLAGE, KANSAS 66207-2584

P. O. BOX 8030
PRAIRIE VILLAGE, KANSAS 66208-0030
TELEPHONE: (913) 642-7300
TELEFAX (913) 642-0520

cc: Mayor
City Admin.

RECEIVED

JAN 25 1995

CITY OF LEAWOOD

January 24, 1995

Ms. Martha Heizer
City Clerk
City of Leawood
4800 Town Center Dr.
Leawood, KS 66211

Re: Primary Elections

Dear Martha:

You have asked that we review the issue of holding primary elections in the City. You referred to us a recent attorney general opinion, along with the City's charter ordinance exempting the City from primary elections. As we discussed by phone, our review of the statutes and the attorney general opinions leads us to the conclusion that the City probably should hold a primary election when there are three or more candidates for a seat.

K.S.A. § 25-2108a provides that there "shall be a primary election of city officers" unless there are fewer than three candidates for one position." This statute is uniformly applicable to all cities. One Attorney General Opinion implies that the primary requirements of 25-2108a will not apply to those cities who charter out of K.S.A. § 25-2113. K.S.A. § 25-2113 mandates that all city elections shall be non-partisan except for those elections held in first class cities in Johnson County. The exception obviously makes K.S.A. § 25-2113 non-uniform and subject to charter ordinance. The Attorney General Opinion states:

in the absence of ... an ordinance which would allow partisan elections, the general provisions of K.S.A. 1984 Supp. 25-2108a concerning primary elections continue to apply.

The practical application of the attorney general's opinion is that a city may charter into partisan elections and thereafter charter out of primary elections. However, we question this rule. Because 25-2108a is clearly uniformly applicable in its requirement of a

Ms. Martha Heizer
January 24, 1995
Page 2.

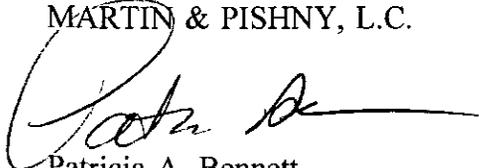
primary election, it should not matter whether an election is partisan; there still must be a primary.

In summary, Leawood should plan on holding primary elections in compliance with K.S.A. § 25-2108a whenever there are three or more candidates for a position. Additionally, Leawood may wish to revise its charter ordinance to delete the provisions calling for primary elections.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

BENNETT, LYTLE, WETZLER,
MARTIN & PISHNY, L.C.



Patricia A. Bennett

PAB/sjo



Johnson County

Kansas

Elgia C. Stevenson

Election Commissioner

RECEIVED

SEP 6 1994

TO: City Clerks of: CITY OF LEAWOOD

Countryside	No Response
Edgerton	No Response
Gardner	No Response
✓ Leawood	Qualified Response
Mission Woods	No Response
Westwood Hills	No Response

FROM: Elgia C. Stevenson
Election Commissioner *Elgia C. Stevenson*

SUBJECT: Copy of previous letter and referenced attorney general's opinion

DATE: September 1, 1994

To date, this office has not received a response to an accompanying memo, dated October 11, 1993.

The spring elections will soon be underway. For that reason, a definitive response from your office is needed.

Of the original addressees, those responding confirmed their city will be holding a primary election in 1995 and subsequent years.

Again, please review the accompanying material and after conferring with your attorney, forward the status of your city relative to a primary election.

You may fax your response to me at 791-1753, if it is more convenient.

Martha,
You were so busy last fall when
this question raised its ugly head,
I wasn't sure if you wanted to revisit
the subject.
If the "No" still stands, that's
o.k. with me.

Elgia

COPY

TO: City Clerks of:

Countryside	No Response
Edgerton	No Response
Fairway	
Gardner	No Response
✓ Leawood	Qualified Response
Mission	
Mission Woods	No Response
Prairie Village	
Westwood	
Westwood Hills	No Response

FROM: Elgia C. Stevenson - 5 -
Election Commissioner

SUBJECT: Attached Attorney General's opinion

DATE: October 11, 1993

The referenced opinion addresses conditions of non-partisan city primary elections and may affect your city elections.

The City of Roeland Park experienced a challenge on this subject prior to the 1993 city primary.

Following your review of this opinion, you may wish to contact Mr. Neil Shortlidge, Roeland Park City Attorney, concerning the impact upon the Roeland Park city primary.

Please call me if you need additional information.

Attorney General's Opinions

by

Robert T. Stephan
Kansas
Attorney General

Opinions published in this section have been issued by the Kansas attorney general. This issue contains opinions rendered recently which are considered of interest to local government.

Statement for City Office; Filing

K.S.A. 14-1302 provides, in part, that a member of the board of commissioners of a second class city may hold a city office. That prohibition, however, preclude a city commissioner from becoming a candidate for mayor.

K.S.A. 1984 Supp. 25-2110 provides, in part, that any person desiring to become a candidate for a city office elected at a city election must file a statement of candidacy with the city clerk before the filing date. The requirement that the statement filed with the city clerk is mandatory and a person who files a statement of candidacy (for a city office) with the city election officer may not have his name placed on the ballot. Cited herein: K.S.A. 14-1302, 25-308, K.S.A. 1984 Supp. 25-2110. (A.G. Op. No. 85-19, 2-18-85)

Commissioner as Candidate

K.S.A. 14-1302 provides, in part, that a member of the board of commissioners of a second class city may hold a city office. That prohibition, however, preclude a city commissioner from becoming a candidate for mayor.

K.S.A. 1984 Supp. 25-2110 provides, in part, that any person desiring to become a candidate for a city office elected at a city election must file a statement of candidacy with the city clerk before the filing date. The requirement that the statement filed with the city clerk is mandatory and a person who files a statement of candidacy (for a city office) with the city election officer may not have his name placed on the ballot. Cited herein: K.S.A. 14-1302, 25-308, K.S.A. 1984 Supp. 25-2110. (A.G. Op. No. 85-19, 2-18-85)

Governing Body; Age

K.S.A. 15-209 applies to cities of the second class having the mayor-council form of government, and provides that all persons shall be qualified electors. Under the state law, a person must have an age of 18. Therefore, the

statute on its face would prohibit a person under the age of 18 from taking office as a city councilmember. However, as K.S.A. 15-209 is contained in an act which has non-uniform provisions, a city to which the statute applies may use home rule authority to charter out from any or all of the provisions contained therein, including the requirement that councilmembers be 18 or older. Cited herein: K.S.A. 12-1208a; 13-2102; 15-201; 15-209; Kan. Const., Art. 5, §1; Art. 12, §5; L. 1967, ch. 90. (A.G. Op. No. 85-25, 2-26-85)

Governing Body Vacancy; Commission Manager City

In a city of the second class with the commission manager form of government which is governed by K.S.A. 14-1305, a person appointed to fill a vacancy in the office of commissioner holds office only until the "next city election," at which time someone shall be elected to fill the unexpired term if any portion of the term remains. Under Kansas case law, "next city election" is the next ensuing election at which city officers are elected. This conclusion is not altered even though a vacancy occurs after the filing deadline for a candidate seeking city office. The unexpired term should appear on the ballot of the next ensuing city election regardless of the fact no one was able to file as a candidate for the office according to the regular procedures governing the conduct of city elections. Cited herein: K.S.A. 12-1006; 12-1017; 12-1020; 14-1305; K.S.A. 1984 Supp. 25-2101; K.S.A. 25-2102; 25-2103; K.S.A. 1984 Supp. 25-2108a; 25-2110; K.S.A. 25-2118; R.S. 19-203 (1923). (A.G. Op. No. 85-24, 2-26-85)

Mortgage Registration Fee

The mortgage registration fee is based upon the amount of the debt or obligation involved in the transaction. It is not based upon the value of the property given to secure the debt or obligation. Cited herein: K.S.A. 79-3102. (A.G. Op. No. 85-23, 2-25-85)

Motor Vehicle Liability Insurance; Proof of Coverage

K.S.A. 1984 Supp. 40-3104(d) requires that any person operating a motor vehicle upon the highways of Kansas be able to show, upon demand by a law enforcement official, evidence of financial security. Subsection (e) defines evidence of financial security as including a policy of motor vehicle liability insurance or an identification card or certificate issued by the insurance company which has such a policy in effect on the vehicle. The subsection also provides that a person charged with a violation of K.S.A. 1984 Supp. 40-3104(d) has 20 days to produce such evidence of financial security, either in court or in the office of the arresting officer. By this language, the legislature has

permitted a minimum time period in which a person may, at his or her convenience, produce evidence of financial security in one of two different locations. Additionally, the "form" which is forwarded to the department of revenue following the production of such evidence should be filled out at the office of the arresting officer or the court at the time such evidence is produced, and not before. Cited herein: K.S.A. 1984 Supp. 40-3104(e). (A.G. Op. No. 85-17, 2-12-85)

Primary Elections; Necessity

K.S.A. 1984 Supp. 25-2108a(b) prescribes the conditions under which a city utilizing non-partisan elections must hold a primary election. The statute on its face is uniformly applicable to all cities, and is contained in an act (L. 1982, ch. 157) which is also uniform. K.S.A. 25-2113, which is contained in a different act, sets forth a general rule for non-partisan city elections, but also contains a provision for partisan city elections in Johnson County. The inclusion of this provision renders K.S.A. 25-2113 non-uniform, and thereby subject to a charter ordinance under a city's home rule authority. However, in the absence of such an ordinance which would allow partisan elections, the general provisions of K.S.A. 1984 Supp. 25-2108a concerning primary elections continue to apply. To the extent it is inconsistent with this opinion, Attorney General Opinion No. 78-49 is superseded. Cited herein: K.S.A. 1984 Supp. 25-2108a, K.S.A. 25-2113, Kan. Const. Art. 12, §5. (A.G. Op. No. 85-20, 2-18-85)

Securities for Deposit of Public Funds

A bank may, for purposes of securing deposits of public funds, pledge revenue bonds issued by a quasi-municipal corporation, provided that approval is given by the state bank commissioner. An exception is made in the case of bonds secured by revenues of a utility which has been in operation less than three years, with the use of such bonds not permitted for pledging purposes. K.S.A. 9-1402(e)(1). Pursuant to a rule and regulation of the bank commissioner (K.A.R. 17-14-1), the term "utility" is defined using the definition found at K.S.A. 1983 Supp. 10-1201, which includes publicly-owned facilities of a revenue-producing character which supply water. In that a rural water district organized pursuant to K.S.A. 82a-612 et seq., is a quasi-municipal corporation which operates publicly-owned water supply facilities and may issue revenue bonds therefore, K.S.A. 9-1402(e) is applicable to those districts whose systems have not been in operation for three years. Cited herein: K.S.A. 9-1402, 10-101, K.S.A. 1983 Supp. 10-1201, K.S.A. 82a-616, K.S.A. 1983 Supp. 82a-619, 82a-625, K.A.R. 17-14-1. (A.G. Op. No. 84-127, 12-19-84)



STATE OF KANSAS
OFFICE OF THE ATTORNEY GENERAL
2ND FLOOR, KANSAS JUDICIAL CENTER, TOPEKA 66612

ROBERT T. STEPHAN
ATTORNEY GENERAL

February 18, 1985

MAIN PHONE: (913) 886-6276
CONSUMER PROTECTION: 296-6781

ATTORNEY GENERAL OPINION NO. 85- 20

Christopher Y. Moek
Cherokee County Attorney
1031 Military Avenue
Baxter Springs, Kansas 66713

Re: Elections -- City Elections -- Time of Primary
Elections; Uniformity of Statute

Synopsis: K.S.A. 1984 Supp. 25-2108a(b) prescribes the conditions under which a city utilizing non-partisan elections must hold a primary election. The statute on its face is uniformly applicable to all cities, and is contained in an act (L. 1982, ch. 157) which is also uniform. K.S.A. 25-2113, which is contained in a different act, sets forth a general rule for non-partisan city elections, but also contains a provision for partisan city elections in Johnson County. The inclusion of this provision renders K.S.A. 25-2113 non-uniform, and thereby subject to a charter ordinance under a city's home rule authority. However, in the absence of such an ordinance which would allow partisan elections, the general provisions of K.S.A. 1984 Supp. 25-2108a concerning primary elections continue to apply. To the extent it is inconsistent with this opinion, Attorney General Opinion No. 78-49 is superseded. Cited herein: K.S.A. 1984 Supp. 25-2108a, K.S.A. 25-2113, Kan. Const. Art. 12, §5.

Christopher Y. Meek
Page 2

Dear Mr. Meek:

As County Attorney for Cherokee County, Kansas, you request our opinion on a question involving the application of K.S.A. 1984 Supp. 25-2108a. That statute sets the time of primary elections for cities, and also provides the conditions under which a primary must be held. You inform us that the City of Galena, relying on a previous opinion of this office (No. 78-49), has utilized its home rule authority under Article 12, Section 5 of the Kansas Constitution to charter out from the provisions of the statute which set such conditions. As a result, the city had not planned to hold a primary election, even though the number of candidates would otherwise require such an election.

The statute in question, K.S.A. 1984 Supp. 25-2108a, states:

"(a) There shall be a primary election of city officers on the Tuesday preceding by five weeks the first Tuesday in April of every year that such city has a city election, except as otherwise provided in subsection (b) of this section.

"(b) No primary election of city officers shall be held unless by holding such primary one (1) or more persons will be eliminated as candidates for office. In the event there are not more than two (2) candidates for any one office, the names of the candidates for such office shall not appear on the primary election ballots, and there shall be no primary election for such office, but the names of such candidates shall be placed on the general city election ballot." (Emphasis added.)

The practical effect of this statute is to require a primary election whenever there are three or more candidates for any one office. In the case of a city with three at-large city commission positions which are to be filled, a primary would be held if there were seven or more candidates, for if six or less filed each post would be contested by less than three persons.

The provisions of K.S.A. 1984 Supp. 25-2108a(b) may be contrasted with those of K.S.A. 25-2113, which states:

"(a) Except as provided in subsection (b) of this section, city elections shall be nonpartisan. Laws applicable to elections

Christopher Y. Meak
Page 3

occurring at the same time as city elections shall apply to city elections to the extent that the same are not in conflict with the provisions of this act.

"(b) The provisions of this subsection (b) shall apply to cities of the first class in counties which have been declared urban areas as authorized by article 2, section 17, of the constitution of Kansas. Election laws of a general nature which are applicable to partisan elections and which are not in conflict with this subsection (b) or any specific law applicable to election of city officers in any city to which this subsection (b) applies, shall apply to elections held under the provisions of this subsection (b). The county election officer shall prescribe the forms, ballots and ballot labels for every election conducted under this subsection (b), and shall make such rules and regulations not inconsistent with this subsection (b) as may be necessary for the conduct of such elections." (Emphasis added.)

Subsection (b) on its face applies only to cities in Johnson County, which is the only "urban county" in the state. However, in that the inclusion of such special language renders the operation of the statute non-uniform, under the provisions of Article 12, Section 5 of the Kansas Constitution, a city in a non-urban county could charter out from the general rule in subsection (a) (i.e. non-partisan city elections), and hold partisan elections under section (b).

The question which has been presented concerns the ability of a city to charter out from the provisions of K.S.A. 1984 Supp. 25-2108a, rather than K.S.A. 25-2113. Under Article 12, Section 5 of the Kansas Constitution, a city may be exempt from the application of a state statute by enacting a charter ordinance which provides substitute or additional provisions on the same subject. However, in the event that the statute is contained in an enactment applicable uniformly to all cities, the city may not employ a charter ordinance to supersede the statute. The use of home rule has accordingly often hinged upon the presence of some non-uniform provision in an act, for even one such section is sufficient to "taint" an otherwise uniformly applicable act. City of Junction City v. Griffin, 227 Kan. 332 (1980). Further, in examining the question of whether a non-uniformity occurs, courts can look to other statutes, even though not

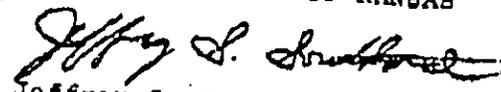
Christopher Y. Meek
Page 4

contained in the same act, which deal with the same subject matter and are therefore in pari materia. Claflin v. Walsh, 212 Kan. 1, 9 (1973).

K.S.A. 1984 Supp. 25-2108a is contained in a different act than is K.S.A. 25-2113. The first enactment, Laws of 1982, Chapter 157, consists of uniform sections applicable to all cities in the state. However, the presence of the non-uniform provision in K.S.A. 25-2113(b) could arguably render K.S.A. 1984 Supp. 25-2108a non-uniform as well, under the Claflin court's reasoning. This result was in fact reached in Attorney General Opinion No. 78-49, although the opinion did not specifically cite Claflin or conclude that the two statutes, although in different acts, were in pari materia. In our opinion, such a conclusion is unwarranted, given the differences in subject matter between the two statutes. K.S.A. 1984 Supp. 25-2108a deals with the timing of primary elections, while K.S.A. 25-2113 concerns partisan and non-partisan city elections. While, as noted above, K.S.A. 25-2113 is indeed facially non-uniform, and may be made the subject of a charter ordinance, K.S.A. 1984 Supp. 25-2108a is uniform in its application to all cities holding non-partisan elections. In our opinion, K.S.A. 1984 Supp. 25-2108a is not rendered non-uniform by application of the Claflin rationale. Accordingly, a city which now holds a primary under K.S.A. 1984 Supp. 25-2108a may utilize home rule authority to hold partisan elections under K.S.A. 25-2113, and then use the rules for a primary contained in the latter statute. A city may not, however, use home rule authority to exempt from the former statute, which is uniform in its application to all cities holding non-partisan elections.

Very truly yours,


ROBERT T. STEPHAN
ATTORNEY GENERAL OF KANSAS


Jeffrey S. Southard
Deputy Attorney General

RTS:JSS:crw

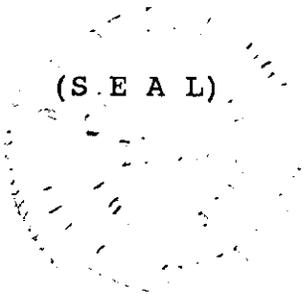
CERTIFICATE

State of Kansas)
County of Johnson)
City of Leawood)

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Charter Ordinance No. 20 as the same appears in my office. It was passed by the City Council at a regular meeting held January 7, 1991, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE LEGAL RECORD January 15 and 22, 1991, being once each week for two consecutive weeks. There being no petition demanding a referendum filed in my office within sixty days after final publication, and there being Ordinance No. 1213C passed April 1, 1991 (effective April 2, 1991), in accordance with Section 6 of Charter Ordinance No. 20, and pursuant to K.S.A. 12-1929, to combine the operations of the Leawood Recreation Commission and the Leawood Parks Department, said Charter Ordinance took effect on the 2nd day of April, 1991.

In testimony whereof, I have hereunto signed my name and affixed the seal of said city this 8th day of April, 1991.



Martha Heizer

CHARTER ORDINANCE NO. 20

A CHARTER ORDINANCE AUTHORIZING A LIMITED INCREASE IN THE AGGREGATE LEVY LIMIT OF THE CITY OF LEAWOOD FOR THE PURPOSE OF FUNDING THE OPERATION OF A JOINT PARKS AND RECREATION SYSTEM, EXEMPTING THE CITY FROM THE PROVISIONS OF K.S.A. 79-5021 THROUGH 79-5033 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

Be it ordained by the Governing Body of the City of Leawood:

Section 1. City exempt from the provisions of K.S.A. 79-5021 through 79-5033. Pursuant to the provisions of Section 79-5036(a) of the Kansas Statutes Annotated, the City of Leawood hereby elects to exempt said City from and to make inapplicable to said City the provisions of K.S.A. 79-5021 through 79-5033 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter Ordinance.

Section 2. Aggregate levy limit increased. The Governing Body of the City of Leawood is hereby authorized and empowered, in order to fund the operations of the combined Parks and Recreation Department, to increase its aggregate levy limit as established by K.S.A. 79-5021 through 79-5033 inclusive as amended and to levy in any year an amount in excess of said aggregate levy limit.

Section 3. Additional levy amount limited. The aggregate levy limit of the City of Leawood shall, in each year following the enactment of this Charter Ordinance, be the aggregate levy limit established by the provisions of K.S.A. 79-5021 through 79-5033 inclusive, with the exception that the City is hereby authorized to exceed said statutorily established aggregate levy limit by an additional levy which additional levy shall not exceed the amount which could be levied in any one year by the Leawood Recreation Commission if it had continued to function independently and had not been combined with the Parks Department in the manner authorized by K.S.A. 12-1929.

Section 4. Use of funds from additional levy limited. The use of any funds, levied in excess of the statutorily prescribed aggregate levy limit and under the authority of this Charter Ordinance, shall be limited to the operation of the Parks and Recreation Department.

Section 5. Publication of ordinance. This Charter Ordinance shall be published once a week for two consecutive weeks in the official City newspaper.

Section 6. Take effect. This Charter Ordinance shall take effect only upon the occurrence of the following conditions:

(1) Sixty-one (61) days shall have elapsed after its publication unless a sufficient petition for a referendum is filed.

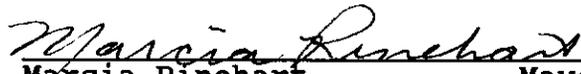
(2) If sufficient petition for a referendum has been filed, the ordinance has been approved by a majority of the electors voting thereon.

(3) The City has adopted an ordinance pursuant to K.S.A. 12-1929, combining the operation of the Leawood Recreation Commission and the Parks Department.

Passed by the Governing Body the 7th day of January, 1991, not less than two-thirds of the members-elect voting in favor thereof.

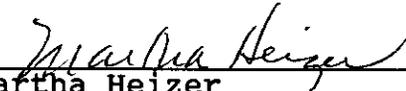
Approved by the Mayor the 7th day of January, 1991.

(S E A L)



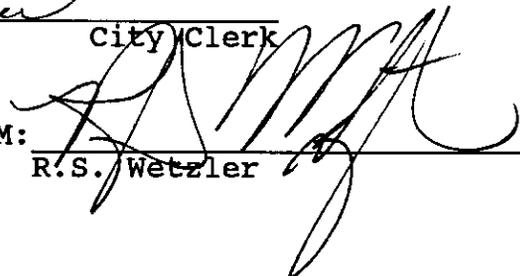
Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED AS TO FORM:



R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:

Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 2 consecutive week(s) as follows:

1/15/91 1/22/91

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/22/91

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$11.86

eff. 2/22/91

Notice of Intention

NOTICE

First published in The Legal Record, Tuesday, January 15, 1991.

NOTICE OF INTENTION OF THE CITY OF LEAWOOD, KANSAS TO COMBINE ITS PARK SYSTEM AND RECREATION COMMISSION IN THE MANNER AUTHORIZED BY § 12-1929, KANSAS STATUTES ANNOTATED.

Notice is hereby given pursuant to the provisions of K.S.A. 12-1929 that the City of Leawood, Kansas intends to combine its park system and Recreation Commission. If within thirty (30) days of the last publication of this notice a petition is filed, signed by at least 5% of the qualified voters of the City of Leawood requesting an election upon such question, an election shall be called and held thereon. If no protest petition or insufficient petition is filed or if an election is held and the proposition carries by a majority of those voting thereon, the Governing Body, by ordinance, may provide for the combining of its park system and its recreation system and the establishment of a combined park and recreation department.

CITY OF LEAWOOD, KANSAS

Martha Heizer
City Clerk

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;

Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 2 consecutive week(s) as follows:

1/15/91 1/22/91

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/22/91

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$47.42

Charter Ordinance No. 20

CHARTER ORD. NO. 20

First published in The Legal Record, Tuesday, January 15, 1991.

CHARTER ORDINANCE NO. 20

A CHARTER ORDINANCE AUTHORIZING A LIMITED INCREASE IN THE AGGREGATE LEVY LIMIT OF THE CITY OF LEAWOOD FOR THE PURPOSE OF FUNDING THE OPERATION OF A JOINT PARKS AND RECREATION SYSTEM, EXEMPTING THE CITY FROM THE PROVISIONS OF K.S.A. 79-5021 THROUGH 79-5033 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

Be it ordained by the Governing Body of the City of Leawood:

Section 1. City exempt from the provisions of K.S.A. 79-5021 through 79-5033. Pursuant to the provisions of Section 79-5036(a) of the Kansas Statutes Annotated, the City of Leawood hereby elects to exempt said City from and to make inapplicable to said City the provisions of K.S.A. 79-5021 through 79-5033 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter Ordinance.

Section 2. Aggregate levy limit increased. The Governing Body of the City of Leawood is hereby authorized and empowered, in order to fund the operations of the combined Parks and Recreation Department, to increase its aggregate levy limit as established by K.S.A. 79-5021 through 79-5033 inclusive as amended and to levy in any year an amount in excess of said aggregate levy limit.

Section 3. Additional levy amount limited. The aggregate levy limit of the City of Leawood shall, in each year following the enactment of this Charter Ordinance, be the aggregate levy limit established by the provisions of K.S.A. 79-5021 through 79-5033 inclusive, with the exception that the City is hereby authorized to exceed said statutorily established aggregate levy limit by an additional levy which additional levy shall not exceed the amount which could be levied in any one year by the Leawood Recreation Commission if it had continued to function independently and had not been combined with the Parks Department in the manner authorized by K.S.A. 12-1929.

Section 4. Use of funds from additional levy limited. The use of any funds, levied in excess of the statutorily prescribed aggregate levy limit and under the authority of this Charter Ordinance, shall be limited to the operation of the Parks and Recreation Department.

Section 5. Publication of ordinance. This Charter Ordinance shall be published once a week for two consecutive weeks in the official City newspaper.

Section 6. Take effect. This Charter Ordinance shall take effect only upon the occurrence of the following conditions:

- (1) Sixty-one (61) days shall have elapsed after its publication unless a sufficient petition for a referendum is filed.
- (2) If sufficient petition for a referendum has been filed, the ordinance has been approved by a majority of the electors voting thereon.
- (3) The City has adopted an ordinance pursuant to K.S.A. 12-1929, combining the operation of the Leawood Recreation Commission and the Parks Department.

Passed by the Governing Body the 7th day of January, 1991, not less than two-thirds of the members-elect voting in favor thereof.

Approved by the Mayor the 7th day of January, 1991.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: /s/ R.S. Wetzler
R.S. Wetzler

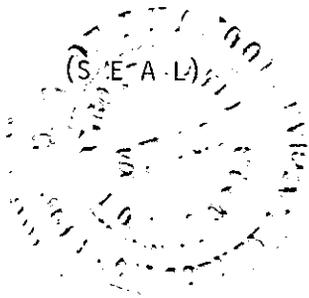
City Attorney

CERTIFICATION

I, Martha Heizer, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 19, passed by the City Council at a regular meeting held March 7, 1988, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN March 11 and 18, 1988, being once each week for two consecutive weeks. Petitions demanding a referendum were filed with the City Clerk within sixty days after final publication. Said petitions were subsequently submitted to the Johnson County Election Official for review according to law. The County Election Official, on advice of the Johnson County Counselor, and I, on advice of the Leawood City Attorney, have determined that said petitions are invalid and not in compliance with the provisions of K.S.A. 25-3601 et seq.

Therefore, no valid petitions being filed within sixty days after final publication, said Charter Ordinance took effect on the 18th day of May, 1988.





Martha Heizer
City Clerk
City of Leawood, Kansas

CHARTER ORDINANCE NO. 19

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 79-5011; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND AUTHORIZING THE LEVYING OF TAXES TO CREATE SPECIAL FUNDS FOR THE PURPOSE OF PAYING UTILITY SERVICES COSTS, STREET REHABILITATION COSTS, INSURANCE COSTS, RENT DUE UNDER ANY LEASE WITH A PUBLIC BUILDING COMMISSION AND TO INCLUDE THE COST OF HEALTH, LIFE, DISABILITY AND DENTAL INSURANCE PREMIUMS, PAID BY THE CITY, IN THE EMPLOYEE BENEFITS FUND.

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

Section 1. The City of Leawood, Kansas, 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 and make inapplicable to it K.S.A. 79-5011, and to provide substitute and additional provisions as hereinafter set forth in this charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city but not applicable uniformly to all cities, and the legislature has not established classes of cities for the purpose of imposing aggregate limitations under said constitutional provision.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, as amended, inclusive, shall not apply to or limit the levy of taxes by the City of Leawood for the payment of any of the following:

- (a) Principal and interest upon bonds and temporary notes;
- (b) No-fund warrants issued with the approval of the State Board of Tax Appeals;
- (c) Legal judgments rendered against the city;
- (d) Rent due under any lease with a public building commission;
- (e) Special assessments charged against the city at large;

- (f) Utility service costs, whether paid from a separate property tax levy fund of the city or from any other tax supported fund;
- (g) Street rehabilitation program costs, whether paid from a separate property tax levy fund of the city or from any other tax supported fund;
- (h) Insurance costs, whether paid from a separate property tax levy fund of the city or from any other tax supported fund;
- (i) Employee Benefits, whether paid from a separate property tax levy fund of the city or from any other tax supported fund.

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, under the provisions of K.S.A. 40-2305, 74-4920, 74-4967 or 12-1617h or to any tax levies required for the payment of employer contributions to any pension and retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate levy limitation of the City of Leawood.

Section 4. The City of Leawood is hereby authorized to levy a tax and create a special fund for each of the following purposes:

- (a) Paying utility service costs which are defined to include payments made by the city to water, electric, telephone or natural gas systems, companies or utilities for the purpose of obtaining street lighting or traffic control signals or for the lighting, heating, cooling or supplying of water or energy or telephone leasing costs, telephone local or long distance calling service to any city building or facility or for the operation or performance of any function or service by the city.
- (b) Paying the cost of the rehabilitation of certain city streets which streets shall be identified and programmed for rehabilitation in a given year, subject to modification due to a change in priorities and

such rehabilitation program to be made a part of the city budget presentation.

(c) Paying insurance costs which are defined to include payments made by the city for insurance premiums of auto, property, liability, equipment, buildings, surety and fidelity bonds and to include monies to pay for deductibles or self-insurance. Such funds to cover premiums whether paid to insurance companies or to insurance pools.

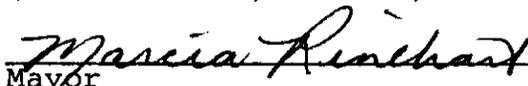
(d) Paying the City's share of the cost of employee benefits which shall include Social Security (FICA), unemployment compensation, Kansas Public Employees Retirement System (KPERS), Kansas Police and Fire Retirement System (KP&F), Worker's Compensation, deferred compensation, health, medical, or hospitalization insurance, dental insurance, life insurance, disability insurance or any other employee benefit which may be provided after implementation of this Charter Ordinance.

Section 5. This ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

Section 6. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed and a referendum is held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds (2/3) of the members-elect voting in favor thereof, the 7th day of March, 1988.

~~Approved by the Mayor this 8th day of March, 1988.~~



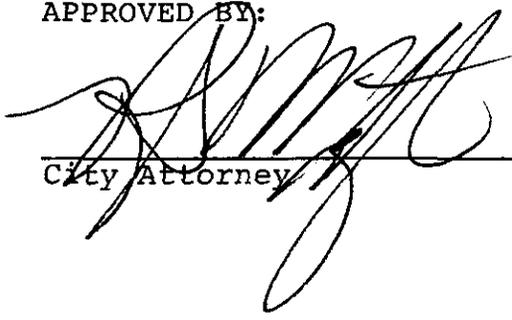
Mayor

ATTEST:



City Clerk

APPROVED BY:



City Attorney

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: **Deanna Martasin** being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a 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 two consecutive weeks (weeks, days) the first publication thereof being made as aforesaid on the 11th day of March 1988, with subsequent publications being made on the following dates:

March 18, 1988 _____, 19____
_____, 19____, 19____

Deanna Martasin

Subscribe and sworn to before me this 18th day of March 1988

Pearlie A. Peterson

NOTARY PUBLIC

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Expires Jan. 25, 1992

My Commission expires: 1888
Printer's Fee \$ _____
Additional copies \$ _____

First Published in the Johnson County Sun, Friday, March 11, 1988.

CHARTER ORDINANCE NO. 19
A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 79-5011; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND AUTHORIZING THE LEVYING OF TAXES TO CREATE SPECIAL FUNDS FOR THE PURPOSE OF PAYING UTILITY SERVICES COSTS, STREET REHABILITATION COSTS, INSURANCE COSTS, RENT DUE UNDER ANY LEASE WITH A PUBLIC BUILDING COMMISSION AND TO INCLUDE THE COST OF HEALTH, LIFE, DISABILITY AND DENTAL INSURANCE PREMIUMS, PAID BY THE CITY, IN THE EMPLOYEE BENEFITS FUND.

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

Section 1. The City of Leawood, Kansas, 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 and make inapplicable to it K.S.A. 79-5011, and to provide substitute and additional provisions as hereinafter set forth in this charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city but not applicable uniformly to all cities, and the legislature has not established classes of cities for the purpose of imposing aggregate limitations under said constitutional provision.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, as amended, inclusive, shall not apply to or limit the levy of taxes by the City of Leawood for the payment of any of the following:

- (a) Principal and interest upon bonds and temporary notes;
- (b) No-fund warrants issued with the approval of the State Board of Tax Appeals;
- (c) Legal judgments rendered against the city;
- (d) Rent due under any lease with a public building commission;
- (e) Special assessments charged against the city at large;
- (f) Utility service costs, whether paid from a separate property tax levy fund of the city or from any other tax supported fund;
- (g) Street rehabilitation program costs, whether paid from a separate property tax levy fund of the city or from any other tax supported fund;
- (h) Insurance costs, whether paid from a separate property tax levy fund of the city or from any other tax supported fund;
- (i) Employee Benefits, whether paid from a separate property tax levy fund of the city or from any other tax supported fund.

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, under the provisions of K.S.A. 40-2305, 74-4920, 74-4967 or 12-1617h or to any tax levies required for the payment of employer contributions to any pension and retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate levy limitation of the City of Leawood.

Section 4. The City of Leawood is hereby authorized to

levy a tax and create a special fund for each of the following purposes:

- (a) Paying utility service costs which are defined to include payments made by the city to water, electric, telephone or natural gas systems, companies or utilities for the purpose of obtaining street lighting or traffic control signals or for the lighting, heating, cooling or supplying of water or energy or telephone leasing costs, telephone local or long distance calling service to any city building or facility or for the operation or performance of any function or service by the city.
- (b) Paying the cost of the rehabilitation of certain city streets which streets shall be identified and programmed for rehabilitation in a given year, subject to modification due to a change in priorities and such rehabilitation program to be made a part of the city budget presentation.
- (c) Paying insurance costs which are defined to include payments made by the city for insurance premiums of auto, property, liability, equipment, buildings, surety and fidelity bonds and to include monies to pay for deductibles or self-insurance. Such funds to cover premiums whether paid to insurance companies or to insurance pools.

(d) Paying the City's share of the cost of employee benefits which shall include Social Security (FICA), unemployment compensation, Kansas Public Employees Retirement System (KPERs), Kansas Police and Fire Retirement System (KP&F), Worker's Compensation, deferred compensation, health, medical, or hospitalization insurance, dental insurance, life insurance, disability insurance or any other employee benefit which may be provided after implementation of this Charter Ordinance.

Section 5. This ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

Section 6. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed and a referendum is held on the ordinance as provided in Article 12, Section 5, Subsection (c)(3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds (2/3) of the members-elect voting in favor thereof, the 7th day of March, 1988.

Approved by the Mayor this 8th day of March, 1988.

(s) Marcia Rinehart

ATTEST:

(s) Martha Heizer

City Clerk

APPROVED BY:

(s) R.S. Wetzler

City Attorney

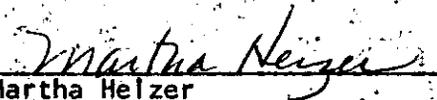
(3577 2F)

CERTIFICATION

I, Martha Helzer, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 18, passed by the City Council at a regular meeting held October 6, 1987, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN October 9 and 16, 1987, being once each week for two consecutive weeks. There being no petition demanding a referendum filed with the City Clerk within sixty days after final publication, said Charter Ordinance took effect on the 16th day of December, 1987.

(S E A L)


Martha Helzer
City Clerk
City of Leawood, Kansas

CHARTER ORDINANCE NO. 18

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4112, ENTITLED "COSTS"; AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO THE CODE OF PROCEDURE FOR MUNICIPAL COURTS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-4112 relating to the assessment of court costs in Municipal Court, which applies to said City but not uniformly to all cities, and provides substitute and additional provisions on this same subject as hereinafter provided.

COSTS. Section 2. No person shall be assessed costs for the administration of justice in any municipal court case, except for cases docketed for court appearance. In such cases where the accused person is found guilty, the court costs shall be assessed against the accused person.

Costs shall be in the amount established by the Governing Body by enactment of an ordinary ordinance.

PUBLICATIONS. Section 3. This charter ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper.

EFFECTIVE DATE. Section 4. This is a charter ordinance and shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed and a referendum is held on the ordinance as provided in Article 12, Section 5, Subdivision (c)(3) of the Constitution of the State of Kansas, in which case, the charter ordinance shall not take effect until approved by a majority of the electors voting thereon.

First Reading: 10/6/87 Second Reading: 10/6/87

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 6th day of October, 1987.

Approved by the Mayor this 7th day of October, 1987.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM

R.S. Wezler, City Attorney
R.S. Wezler

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY; ss: **Deanna Martasin** being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

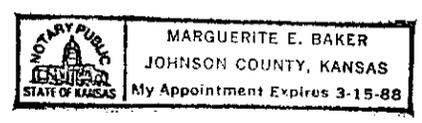
That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for two consecutive weeks (weeks, days) the first publication thereof being made as aforesaid on the 9th day of, October 1987, with subsequent publications being made on the following dates:

October 16, 1987 _____, 19_____
_____, 19_____, _____, 19_____

Deanna Martasin

Subscribe and sworn to before me this 16th day of October 1987

Marguerite E. Baker
NOTARY PUBLIC



My Commission expires: 3-15-88
Printer's Fee \$ 85.18
Additional copies \$ _____

First Published in the Johnson County Sun, Friday, October 9, 1987.

CHARTER ORDINANCE NO. 18
A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4112, ENTITLED "COSTS" AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO THE CODE OF PROCEDURE FOR MUNICIPAL COURTS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-4112 relating to the assessment of court costs in Municipal Court, which applies to said City but not uniformly to all cities, and provides substitute and additional provisions on this same subject as hereinafter provided.

COSTS. Section 2. No person shall be assessed costs for the administration of justice in any municipal court case, except for cases docketed for court appearance. In such cases where the accused person is found guilty, the court costs shall be assessed against the accused person.

Costs shall be in the amount established by the Governing Body by enactment of an ordinary ordinance.

PUBLICATIONS. Section 3. This charter ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper.

EFFECTIVE DATE. Section 4. This is a charter ordinance and shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed and a referendum is held on the ordinance as provided in Article 12, Section 5, Subdivision (c)(3) of the Constitution of the State of Kansas, in which case, the charter ordinance shall not take effect until approved by a majority of the electors voting thereon.

First Reading: 10/6/87. Second Reading: 10/6/87.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 6th day of October, 1987.

Approved by the Mayor this 7th day of October, 1987.

(SEAL)

(s) Marcia Rinehart

Mayor

(s) Martha Heizer
City Clerk

APPROVED FOR FORM AND

CONTENT:

(s) R.S. Wetzler
City Attorney

(2825 2F)

CHARTER ORDINANCE NO. 17

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM SECTION 79-5011 KANSAS STATUTES ANNOTATED AND ANY AMENDMENTS THERETO AND AUTHORIZING THE LEVYING OF A MAXIMUM OF 10.00 MILLS TO CREATE A SPECIAL FUND FOR THE PURPOSE OF PAYING FOR STREET RECONSTRUCTION COSTS, TO EXPIRE AT CLOSE OF FISCAL YEAR 1991.

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

Section 1. Pursuant to provisions of Section 15, Article 12 of the Constitution of the State of Kansas, the City of Leawood, Kansas hereby elects to exempt itself from and make inapplicable to it K.S.A. 79-5011 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city, but which is not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply or limit the levy of taxes by the City of Leawood for the payment of:

(A) Principal and interest upon bonds and temporary notes;

(B) No fund warrants issued with the approval of the State Board of Appeals;

(C) Legal judgements rendered against the City;

(D) Special assessments which shall include amounts assessed either specifically as special assessments or using other terminology but being in the nature of special assessments;

(E) Street reconstruction costs whether paid from a separate property tax levy fund of the City or from any other tax supported fund.

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, Kansas levied under the provisions of K.S.A. 40-2305, 74-4920, 74-4967, or 12-1617h or to any tax levies required for the payment of employer contributions to any pension or retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate tax levy limitation of the

City of Leawood, Kansas.

Amounts produced from any levy specified or authorized in this charter ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the City, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The City of Leawood, Kansas is hereby authorized to levy a tax and create a special fund for the purpose of street reconstruction, but the Governing Body shall not fix a rate of levy in any one (1) year on any dollar of assessed tangible valuation of such city for such fund in excess of ten (10) mills.

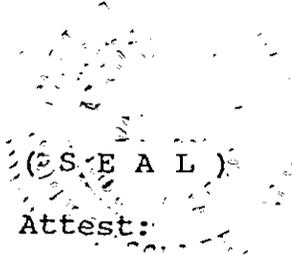
Section 5. This Charter Ordinance shall be published once a week for two (2) consecutive weeks in the official city newspaper.

Section 6. This Charter Ordinance shall become effective when approved by a majority of the electors voting thereon, said election to be held in the manner provided by Article 12, Section 5 of the Kansas Constitution.

Section 7. This ordinance shall expire at the close of fiscal year 1991.

First Reading: 3/24/86 Second Reading: 3/24/86

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 24 day of March, 1986, the Council having deemed this to be an emergency,
Approved by the Mayor this 24 day of March, 1986.



Jean Wise
Jean Wise Mayor

Attest:

J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney

*never published -
See subsequent Ch. Ord.
17 passed 3/24/86*

CHARTER ORDINANCE NO. 17

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM SECTION 79-5011 KANSAS STATUTES ANNOTATED AND ANY AMENDMENTS THERETO AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

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

Section 1. Pursuant to provisions of Section 15, Article 12 of the Constitution of the State of Kansas, the City of Leawood, Kansas hereby elects to exempt itself from and make inapplicable to it K.S.A. 79-5011 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city, but which is not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply or limit the levy of taxes by the City of Leawood for the payment of:

- (A) Principal and interest upon bonds and temporary notes;
- (B) No fund warrants issued with the approval of the State Board of Appeals;
- (C) Legal judgements rendered against the City;
- (D) Special assessments which shall include amounts assessed either specifically as special assessments or using other terminology but being in the nature of special assessments;
- (E) Street reconstruction costs whether paid from a separate property tax levy fund of the City or from any other tax supported fund.

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, Kansas levied under the provisions of K.S.A. 40-2305, 74-4920, 74-4967, or 12-1617h or to any tax levies required for the payment of employer contributions to any pension or retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate tax levy limitation of the

City of Leawood, Kansas.

Amounts produced from any levy specified or authorized in this charter ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the City, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The City of Leawood, Kansas is hereby authorized to levy a tax and create a special fund for the purpose of street reconstruction which shall include the cost of improvements to recurb, regutter, resurface or repave, including necessary drainage facilities and other roadway related improvements for any street or portion thereof which has by reason of public travel thereon or by reason of elements become in need of surface restoration or other construction and improvement.

Section 5. The City of Leawood, Kansas is hereby authorized and empowered to levy taxes in any year for the street reconstruction fund to be paid therefrom, but the Governing Body shall not fix a rate of levy in any one (1) year on any dollar of assessed tangible valuation of such city for such fund in excess of ten (10) mills.

Section 6. This Charter Ordinance shall be published once a week for two (2) consecutive weeks in the official city newspaper.

Section 7. This Charter Ordinance shall become effective when approved by a majority of the electors voting thereon, said election to be held in the manner provided by Article 12, Section 5 of the Kansas Constitution.

This ordinance shall expire at the close of fiscal year 1991 unless extended by a further election held under the provisions of Article 12, Section 5 of the Constitution of the State of Kansas.

First Reading: 3/17/86 Second Reading: 3/17/86

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 17th day of March, 1986.



Mayor

(S E A L)

ATTEST:

J. H. Anderson
City Clerk

APPROVED FOR FORM AND CONTENT: _____, City Attorney

AFFIDAVIT OF PUBLICATION

First Published in the Johnson County Sun, Wednesday, March 26, 1986.

CHARTER ORDINANCE NO. 17

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM SECTION 79-5011 KANSAS STATUTES ANNOTATED AND ANY AMENDMENTS THERETO AND AUTHORIZING THE LEVYING OF A MAXIMUM OF 10.00 MILLS TO CREATE A SPECIAL FUND FOR THE PURPOSE OF PAYING FOR STREET RECONSTRUCTION COSTS, TO EXPIRE AT CLOSE OF FISCAL YEAR 1991.

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

Section 1. Pursuant to provisions of Section 15, Article 12 of the Constitution of the State of Kansas, the City of Leawood, Kansas hereby elects to exempt itself from and make inapplicable to it K.S.A. 79-5011 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city, but which is not applicable uniformly to all cities.

Section 2 The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply or limit the levy of taxes by the City of Leawood for the payment of:

(A) Principal and interest upon bonds and temporary notes;

(B) No fund warrants issued with the approval of the State Board of Appeals;

(C) Legal judgments rendered against the City;

(D) Special assessments which shall include amounts assessed either specifically as special assessments or using other terminology but being in the nature of special assessments;

(E) Street reconstruction costs whether paid from a separate property tax levy fund of the City or from any other tax supported fund.

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, Kansas levied under the provisions of K.S.A. 40-2305, 74-4920, 74-4967, or 12-1617h or to any tax levies required for the payment of employer contributions to any pension or retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate tax levy limitation of the City of Leawood, Kansas.

Amounts produced from any levy specified or authorized in this charter ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the City, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The City of Leawood, Kansas is hereby authorized to levy a tax and create a special fund for the purpose of street reconstruction, but the Governing Body shall not fix a rate of levy in any one (1) year or any dollar of assessed tangible valuation of such city for such fund in excess of ten (10) mills.

Section 5. This Charter Ordinance shall be published once a week for two (2) consecutive weeks in the official city newspaper.

Section 6. This Charter Ordinance shall become effective when approved by a majority of the electors voting thereon, said election to be held in the manner provided by Article 12, Section 5 of the Kansas Constitution.

Section 7. This ordinance shall expire at the close of fiscal year 1991.

First Reading: 3/24/86. Second Reading: 3/24/86.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 24 day of March, 1986; the Council having deemed this to be an emergency.

Approved by the Mayor this 24 day of March, 1986.

(s) Jean Wise, Mayor

(SEAL)

Attest:

(s) J. Oberlander,

City Clerk

APPROVED FOR FORM AND CONTENT:

(s) R. S. Wetzler,

City Attorney (3335 2W)

STATE OF KANSAS, JOHNSON COUNTY, ss: Deanna Martasin being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a 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 two consecutive weeks (weeks, days) the first publication thereof being made as aforesaid on the 26th day of March 1986, with subsequent publications being made on the following dates:

April 2, 1986

1986

Deanna Martasin

Subscribe and sworn to before me this 11th day of April 1986

Pearlie A. Peterson

NOTARY PUBLIC

PEARLIE A. PETERSON NOTARY PUBLIC STATE OF KANSAS My App. Expires Jan. 25, 1988

My Commission expires: 105.54 Printer's Fee \$ Additional copies \$

First Published in the Johnson County Sun, Wednesday, March 26, 1986.

CHARTER ORDINANCE NO. 17

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM SECTION 79-5011 KANSAS STATUTES ANNOTATED AND ANY AMENDMENTS THERETO AND AUTHORIZING THE LEVYING OF A MAXIMUM OF 10.00 MILLS TO CREATE A SPECIAL FUND FOR THE PURPOSE OF PAYING FOR STREET RECONSTRUCTION COSTS, TO EXPIRE AT CLOSE OF FISCAL YEAR 1991.

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

Section 1. Pursuant to provisions of Section 15, Article 12 of the Constitution of the State of Kansas, the City of Leawood, Kansas hereby elects to exempt itself from and make inapplicable to it K.S.A. 79-5011 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter ordinance, K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city, but which is not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5011 to 79-5016, inclusive, shall not apply or limit the levy of taxes by the City of Leawood for the payment of:

(A) Principal and interest upon bonds and temporary notes;

(B) No fund warrants issued with the approval of the State Board of Appeals;

(C) Legal judgments rendered against the City;

(D) Special assessments which shall include amounts assessed either specifically as special assessments or using other terminology but being in the nature of special assessments;

(E) Street reconstruction costs whether paid from a separate property tax levy fund of the City or from any other tax supported fund.

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, Kansas levied under the provisions of K.S.A. 40-2305, 74-4920, 74-4967, or 12-1617h or to any tax levies required for the payment of employer contributions to any pension or retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate tax levy limitation of the City of Leawood, Kansas.

Amounts produced from any levy specified or authorized in this charter ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the City, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The City of Leawood, Kansas is hereby authorized to levy a tax and create a special fund for the purpose of street reconstruction, but the Governing Body shall not fix a rate of levy in any one (1) year or any dollar of assessed tangible valuation of such city for such fund in excess of ten (10) mills.

Section 5. This Charter Ordinance shall be published once a week for two (2) consecutive weeks in the official city newspaper.

Section 6. This Charter Ordinance shall become effective when approved by a majority of the electors voting thereon, said election to be held in the manner provided by Article 12, Section 5 of the Kansas Constitution.

Section 7. This ordinance shall expire at the close of fiscal year 1991.

First Reading: 3/24/86. Second Reading: 3/24/86.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 24 day of March, 1986; the Council having deemed this to be an emergency.

Approved by the Mayor this 24 day of March, 1986.

(s) Jean Wise, Mayor

(SEAL)

Attest:

(s) J. Oberlander,

City Clerk

APPROVED FOR FORM

AND CONTENT:

(s) R. S. Wetzler,

City Attorney

(3335 2W)

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L Sutfon being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on-a-yearly-basis-in-JOHNSON-County,-Kansas, and that-said newspaper-is-not-a-trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a 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 two consecutive weeks (weeks, days) the first publication thereof being made as aforesaid on the 26th day of March 1986, with subsequent publications being made on the following dates:

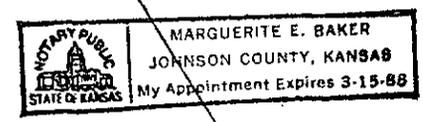
April 2, 1986, 19... 19... 19...

Judy L Sutfon

Subscribe and sworn to before me this 2nd day of April 1986

Marguerite E. Baker

NOTARY PUBLIC



My Commission expires: 3-15-88
Printer's Fee \$ 105.54
Additional copies \$

CHARTER ORDINANCE NO. 16

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM SECTION 79-5011 KANSAS STATUTES ANNOTATED AND ANY AMENDMENTS THERETO AND AUTHORIZING THE LEVYING OF A MAXIMUM OF 20.00 MILLS FOR THE GENERAL FUND OF THE CITY, TO EXPIRE AT CLOSE OF FISCAL YEAR 1991.

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

Section 1. Pursuant to provisions of Section 15, Article 12 of the Constitution of the State of Kansas, the City of Leawood, Kansas hereby elects to exempt itself from and make inapplicable to it K.S.A. 79-5011 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter Ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city, but which is not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply or limit the levy of taxes by the City of Leawood for the payment of:

(A) Principal and interest upon bonds and temporary notes;

(B) No fund warrants issued with the approval of the State Board of Appeals;

(C) Legal judgements rendered against the City;

(D) Special assessments which shall include amounts assessed either specifically as special assessments or using other terminology, but being in the nature of special assessments;

(E) All general city operating expenses to be paid from the general fund of the city;

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, Kansas levied under the provisions of K.S.A. 40-2305, 74-4920, 74-4967, or 12-1617h or to any tax levies required for the payment of employer contributions to any pension or retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate tax levy limitation of the City of Leawood, Kansas.

Amounts produced from any levy specified or authorized in this Charter Ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the City, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The Governing Body of the City of Leawood is hereby authorized and empowered to levy taxes in any year for the general fund and other City purposes to be paid for therefrom, but said Governing Body shall not fix a rate of levy in any one (1) year on any dollar of assessed tangible valuation of such City for such fund in excess of 20.00 mills.

Section 5. This Charter Ordinance shall be published once a week for two consecutive weeks in the official City newspaper.

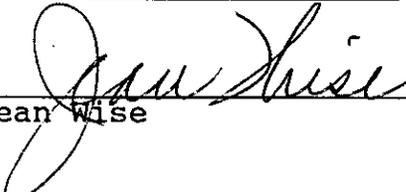
Section 6. This Charter Ordinance shall become effective when approved by a majority of the electors voting thereon, said election to be held in the manner provided by Article 12, Section 5 of the Kansas Constitution.

Section 7. This Charter Ordinance shall expire at the close of Fiscal Year 1991.

First Reading: 3/24/86 Second Reading 3/24/86

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 24 day of March, 1986, The Council having deemed this to be an emergency.

Approved by the Mayor this 24 day of March, 1986.

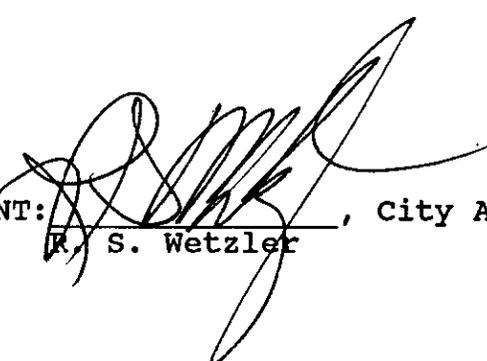


Jean Wise Mayor

(S E A L)

Attest:


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: 
_____, City Attorney
R. S. Wetzler

*Never published
See subsequent Ch. Ord.
16 passed 3/24/86*

CHARTER ORDINANCE NO. 16

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM SECTION 79-5011 KANSAS STATUTES ANNOTATED AND ANY AMENDMENTS THERETO AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

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

Section 1. Pursuant to provisions of Section 15, Article 12 of the Constitution of the State of Kansas, the City of Leawood, Kansas hereby elects to exempt itself from and make inapplicable to it K.S.A. 79-5011 and any amendments thereto, and to provide substitute and additional provisions as hereinafter set forth in this Charter Ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city, but which is not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply or limit the levy of taxes by the City of Leawood for the payment of:

- (A) Principal and interest upon bonds and temporary notes;
- (B) No fund warrants issued with the approval of the State Board of Appeals;
- (C) Legal judgements rendered against the City;
- (D) Special assessments which shall include amounts assessed either specifically as special assessments or using other terminology, but being in the nature of special assessments;
- (E) All general city operating expenses to be paid from the general fund of the city;

Section 3. The provisions of Article 50 of Chapter 79 of the Kansas Statutes Annotated shall not apply to any taxes levied by the City of Leawood, Kansas levied under the provisions of K.S.A. 40-2305, 74-4920, 74-4967, or 12-1617h or to any tax levies required for the payment of employer contributions to any pension or retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate tax levy limitation of the City of Leawood, Kansas.

Amounts produced from any levy specified or authorized

in this Charter Ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the City, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The Governing Body of the City of Leawood is hereby authorized and empowered to levy taxes in any year for the general fund and other City purposes to be paid for therefrom, but said Governing Body shall not fix a rate of levy in any one (1) year on any dollar of assessed tangible valuation of such City for such fund in excess of 20.00 mills.

Section 5. This Charter Ordinance shall be published once a week for two consecutive weeks in the official City newspaper.

Section 6. This Charter Ordinance shall become effective when approved by a majority of the electors voting thereon, said election to be held in the manner provided by Article 12, Section 5 of the Kansas Constitution.

This Charter Ordinance shall expire at the close of Fiscal Year 1991 unless extended by a further election held under the provisions of Article 12, Section 5 of the Constitution of the State of Kansas.

First Reading: 3/17/86 Second Reading 3/17/86

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 17th day of March, 1986.

Approved by the Mayor this 17th day of March, 1986.



Jean Wise Mayor

(S E A L)

Attest:



J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: _____, City Attorney
R. S. Wetzler

CERTIFICATION

I, J. Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 15, passed by the City Council at a regular meeting held June 3, 1985, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN June 7 and 14, 1985, being once each week for two consecutive weeks. There being no petition demanding a referendum filed with the City Clerk within sixty days after final publication, said Charter Ordinance took effect on the 14th day of August, 1985.



J. Oberlander
J. Oberlander
City Clerk
City of Leawood, Kansas

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 12-4207 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO SERVICE OF UNIFORM NOTICES TO APPEAR AND COMPLAINTS FILED WITH THE LEAWOOD MUNICIPAL COURT.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-4207 relating to service of the complaints filed in the Municipal Court, which applies to said City but not uniformly to all cities, and provides substitute and additional provisions on this same subject as hereinafter provided.

COMPLAINTS AND NOTICES TO APPEAR; SERVICE. Section 2. Complaints and notices to appear shall be served upon the accused persons by delivering a copy to him or her personally, or by leaving it at the dwelling house of the accused person or usual place of abode with some person of suitable age and discretion then residing therein, or by mailing it to the last known address of said person. A Complaint and Notice to Appear may be served by a law enforcement officer, fire marshal or duly appointed Leawood City building official, code enforcement officer or zoning enforcement officer, animal control officer or public service officer, within the State, and if mailed, shall be mailed by a Leawood law enforcement officer or the Clerk of the Municipal Court. No provisions of this Charter Ordinance shall be construed to empower fire marshals, building officials, code enforcement officers, zoning enforcement officers, animal control officer, public service officer, or court clerks with powers of arrest, search, detention, or other powers of law enforcement officers, except as provided by law. Upon service by mail, the law enforcement officer or court clerk shall execute a Verification to be filed with a copy of the Notice to Appear. Said Verification shall be deemed sufficient if in substantially the following form:

The undersigned hereby certifies that on the _____ day of _____, 19____, a copy of the Complaint and Notice to Appear was mailed to _____ at _____.

Signature of Law Enforcement
Officer or Clerk of Court

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

EFFECTIVE DATE. Section 4. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed and a referendum is held on the Ordinance as provided in Article 12, Section 5, Subdivision (C)(3), of the Constitution of the State of Kansas, in which case the Ordinance shall become

effective if approved by a majority of the electors voted thereon.

First Reading: 5/20/85 Second Reading: 6/3/85

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 3rd day of June, 1985.

Approved by the Mayor this 3rd day of June, 1985.



Jean Wise
Jean Wise Mayor

J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: B.S. Wetzler, City Attorney
B.S. Wetzler

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn. Depos and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a 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 consecutive weeks (weeks, days) the first publication thereof being made as aforesaid on the 7th day of June 1985, with subsequent publications being made on the following dates:

June 14th, 1985 _____, 19_____

_____, 19_____ Betty J. Jones _____, 19_____

Subscribe and sworn to before me this 14th day of June 1985

Pearlie A. Peterson
NOTARY PUBLIC

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
My App. Expires Jan. 25, 1988

My Commission expires: 7/93
Printer's Fee \$ _____
Additional copies \$ _____

First Published in the Johnson County Sun, Friday, June 7th, 1985.

CHARTER ORDINANCE NO. 15
A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 12-4207 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO SERVICE OF UNIFORM NOTICES TO APPEAR AND COMPLAINTS FILED WITH THE LEAWOOD MUNICIPAL COURT.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-4207 relating to service of the complaints filed in the Municipal Court, which applies to said City but not uniformly to all cities, and provides substitute and additional provisions on this same subject as hereinafter provided.

COMPLAINTS AND NOTICES TO APPEAR: SERVICE. Section 2. Complaints and notices to appear shall be served upon the accused persons by delivering a copy to him or her personally, or by leaving it at the dwelling house of the accused person or usual place of abode with some person of suitable age and discretion then residing therein, or by mailing it to the last known address of said person. A Complaint and Notice to Appear may be served by a law enforcement officer, fire marshal or duly appointed Leawood City building official, code enforcement officer or zoning enforcement officer, animal control officer or public service officer within the State, and if mailed, shall be mailed by a Leawood law enforcement officer or the Clerk of the Municipal Court. No provisions of this Charter Ordinance shall be construed to empower fire marshals, building officials, code enforcement officers, zoning enforcement officers, animal control officer, public service officer, or court clerks with powers of arrest, search, detention, or other powers of law enforcement officers, except as provided by law. Upon service by mail, the law enforcement officer or court clerk shall execute a Verification to be filed with a copy of the Notice to Appear. Said Verification shall be deemed sufficient if in substantially the following form:

The undersigned hereby certifies that on the _____ day of _____, 19____, a copy of the Complaint and Notice to Appear was mailed to

at _____

Signature of Law Enforcement Officer or Clerk of Court

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

EFFECTIVE DATE. Section 4. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed and a referendum is held on the Ordinance as provided in Article 12, Section 5, Subdivision (C) (3), of the Constitution of the State of Kansas, in which case the Ordinance shall become effective if approved by a majority of the electors voted thereon.

First Reading: 5/20/85

Second Reading: 6/3/85

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 3rd day of June, 1985.

Approved by the Mayor this 3rd day of June, 1985.

(s) R.W. Wetzler, Mayor

(SEAL)

Attest:

(s) J. Oberlander, City Clerk

APPROVED FOR FORM AND

CONTENT:

(s) R.W. Wetzler, City Attorney

(8524 2F)

CHARTER ORDINANCE NO. 14

Ord. failed. Petition containing 305 signatures was filed 8/2/82 at approx. 4:15 p.m. No election to be held.

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 79-5011; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND AUTHORIZING THE LEVYING OF TAXES TO CREATE A SPECIAL FUND FOR THE PURPOSE OF PAYING COSTS FOR CONSTRUCTION AND MAINTENANCE OF STREETS, CURBS, GUTTERS, SIDEWALKS, STORM DRAINAGE FACILITIES, PARKS AND CITY OWNED IMPROVEMENTS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, 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 and make inapplicable to it K.S.A. 79-5011, and to provide substitute and additional provisions as hereinafter set forth in this charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city but not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply to or limit the levy of taxes by the City of Leawood for the payment of:

- (a) Principal and interest upon bonds and temporary notes;
- (b) No-fund warrants issued with the approval of the state board of tax appeals;
- (c) Legal judgments rendered against the city;
- (d) Rent due under any lease with a public building commission;
- (e) Special assessments charged against the city at large;
- (f) Costs for construction, repair, maintenance and improvement of streets, curbs, gutters, sidewalks, storm drainage facilities, parks, city owned improvements, and any other operations of the Public Works Department.

Section 3. The provisions of Article 50 of Chapter 79 of Kansas Statutes Annotated shall not apply to any taxes levied, if any, by the City of Leawood, levied under the provisions of K.S.A. 40-2305, 72-4424, 74-4920, 74-4967, 12-11a01, 12-1617h, 13-14, 100, 19-262 and K.S.A. 1977 Supp. 13-14a02, 19-4004, 19-4011, 19-4102, 19-4443, 71-301 and 72-7074 or to any tax levies required for the payment of employer contributions to any pension and retirement program, or to any other taxes authorized by state law to be levied in addition to or exempt from the aggregate levy limitation of the City of Leawood.

Amounts produced from any levy specified or authorized in this charter ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the city, shall not be used in computing any aggregate limitation under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The City of Leawood is hereby authorized to levy a tax for the purpose of the payment of costs for the construction, repair, maintenance

and improvements of streets, curbs, gutters, sidewalks, storm drainage facilities, parks and city owned improvements and any other operations of the Public Works Department. As used in this charter ordinance "costs" for these specific items of construction and maintenance shall mean the City's cost for labor, equipment, materials, commodities and services necessary for their construction, repair, maintenance and improvement.

PUBLICATIONS. Section 5. This charter ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper.

EFFECTIVE DATE. Section 6. This charter ordinance shall take effect sixty-one (61) days after its final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

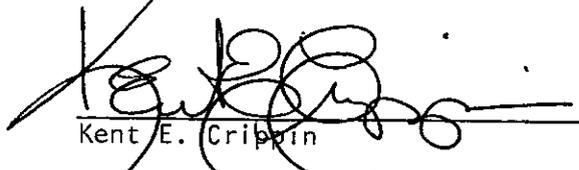
First Reading: 6/7/82 Second Reading: 6/7/82

Final approval given on June 7, 1982, the Council having deemed this to be an emergency matter.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 7th day of June, 1982.

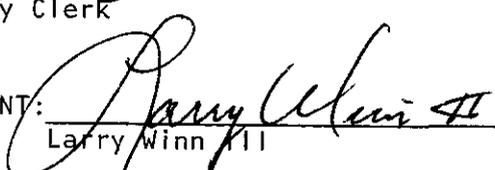
Approved by the Mayor this 7th day of June, 1982.

(S E A L)


Kent E. Crippin Mayor

Attest:


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first Duly sworn, Deposes and says: That she is Director of Legal Publications of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON, County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office SHAWNEE MISSION, KANSAS in said County as a second class matter.

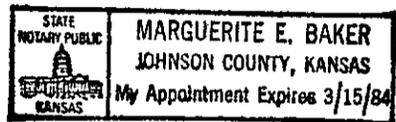
That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 2 consecutive Weeks (weeks, days), the first publication thereof being made as aforesaid on the 9 day of June, 1982, with subsequent publication being made on the following dates:

June 16, 1982, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Subscribe and sworn to before me this 16 day of June, 1982.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 73.64
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, June 9, 1982.

CHARTER

ORDINANCE NO. 14

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 79-5011; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND AUTHORIZING THE LEVY OF TAXES TO CREATE A SPECIAL FUND FOR THE PURPOSE OF PAYING COSTS FOR CONSTRUCTION AND MAINTENANCE OF STREETS, CURBS, GUTTERS, SIDEWALKS, STORM DRAINAGE FACILITIES, PARKS AND CITY OWNED IMPROVEMENTS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, 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 and make inapplicable to it K.S.A. 79-5011, and to provide substitute and additional provisions as hereinafter set forth in this charter ordinance. K.S.A. 79-5011 is a part of an enactment of the legislature applicable to this city but not applicable uniformly to all cities.

Section 2. The provisions of K.S.A. 79-5001 to 79-5016, inclusive, shall not apply to or limit the levy of taxes by the City of Leawood for the payment of:

- (a) Principal and interest upon bonds and temporary notes;
- (b) No-fund warrants issued with the approval of the state board of tax appeals;
- (c) Legal judgments rendered against the city;
- (d) Rent due under any lease with a public building commission;
- (e) Special assessments charged against the city at large;

(f) Costs for construction, repair, maintenance and improvement of streets, curbs, gutters, sidewalks, storm drainage facilities, parks, city owned improvements, and any other operations of the Public Works Department.

Section 3. The provisions of Article 50 of Chapter 79 of Kansas Statutes Annotated shall not apply to any taxes levied, if any, by the City of Leawood, levied under the provisions of K.S.A. 40-2305, 72-4424, 74-4920, 74-4967, 12-11a01, 12-1617h, 13-14, 100, 19-262 and K.S.A. 1977 Suppl. 13-14a02, 19-4004, 19-4011, 19-4102, 19-4443, 71-301 and 72-7074 or to any tax levies required for the payment of employer contributions to any pension and retirement program, or to any taxes authorized by state law to be levied in addition to or exempt from the aggregate levy limitation of the City of Leawood.

Amounts produced from any levy specified or authorized in this charter ordinance, including any levy or purpose authorized to be levied in addition to or exempt from the aggregate levy limit of the city, shall not be used in computing any aggregate limitations under Article 50 of Chapter 79 of the Kansas Statutes Annotated.

Section 4. The City of Leawood is hereby authorized to levy a tax for the purpose of the payment of costs for the construction, repair, maintenance and improvements of streets, curbs, gutters, sidewalks, storm drainage facilities, parks and city owned improvements and any other operations of the Public Works Department. As used in this charter ordinance "costs" for these specific items of construction and maintenance shall mean the City's cost for labor, equipment, materials, commodities and services necessary for their construction, repair, maintenance and improvement.

PUBLICATIONS. Section 5. This charter ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper. EFFECTIVE DATE. Section 6. This charter ordinance shall take effect sixty-one (61) days after its final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subsection (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

First Reading: 6/7/82. Second Reading: 6/7/82.

Final approval given on June 7, 1982, the Council having deemed this to be an emergency matter.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 7th day of June, 1982.

Approved by the Mayor this 7th day of June, 1982.

Kent E. Critpin,

Mayor

(s) J. Oberlander,

City Clerk

APPROVED FOR FORM

AND CONTENT:

(s) Larry Winn III,

City Attorney

(8618 2W)

CERTIFICATION

I, J. Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 13, passed by the City Council at a regular meeting held December 4, 1978, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN December 6 and 13, 1978, being once each week for two consecutive weeks. There being no petition demanding a referendum filed with the City Clerk within sixty days after final publication, said Charter Ordinance took effect on the 12th day of February, 1979.

(S E A L)


J. Oberlander
City Clerk
City of Leawood, Kansas

CHARTER ORDINANCE NO. 13

A CHARTER ORDINANCE REPEALING SECTIONS 5 AND 6 OF CHARTER ORDINANCE NO. 6 OF THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL. Section 1. Sections 5 and 6 of Charter Ordinance No. 6, adopted November 18, 1968, are hereby repealed.

PUBLICATION. Section 2. This ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

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

First Reading: 11/6/78 Second Reading: 12/4/78

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 4th day of December, 1978.

Approved by the Mayor this 4th day of December, 1978.

(S E A L)

Eugene E. Alt
Eugene E. Alt Mayor

Attest:

J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM: Larry Winn III, City Attorney
Larry Winn III

APPROVED FOR CONTENT: Kent E. Crappin, Chr., Ordinance Comm.
Kent E. Crappin

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss:

Mark Anson, being first Duly sworn,
Deposes and says: That he is
Editor of THE JOHNSON COUNTY SUN,
a semi-weekly Newspaper printed in the
(daily, semi-weekly, weekly)
State of Kansas, and published in and of general circulation
in JOHNSON County, Kansas, with a general
paid circulation on a yearly
(daily, weekly, monthly, yearly)
basis in JOHNSON County, Kansas, and that
said newspaper is not a trade, religious or fraternal
publication.

Said newspaper is a semi-weekly
(daily, semi-weekly, weekly)
published at least weekly 50 times a year; has been so
published continuously and uninterruptedly in said county
and state for a period of more than five years prior to
the first publication of said notice; and has been
admitted at the post office of SHAWNEE MISSION, KANSAS
in said County as a 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 consecutive weeks
(weeks, days)

the first publication thereof being made as aforesaid on the
6th day of December, 1978, with
subsequent publications being made on the following dates:

December 13, 1978 _____, 19_____
_____, 19_____, _____, 19_____
_____, 19_____, _____, 19_____

Mark Anson

Subscribe and sworn to before me this 13 day of
December, 1978.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: _____
Printer's fee \$ 20.70
Additional copies \$ _____



First Published in The Johnson
County Sun, Wednesday,
December 6, 1978.

CHARTER ORDINANCE NO. 13

A CHARTER ORDINANCE REPEALING SECTIONS 5 AND 6 OF CHARTER ORDINANCE NO. 6 OF THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL. Section 1. Sections 5 and 6 of Charter Ordinance No. 6, adopted November 18, 1968, are hereby repealed.

PUBLICATION. Section 2. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

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

First Reading: 11/6/78. Second Reading: 12/4/78.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, this 4th day of December, 1978.

Approved by the Mayor this 4th day of December, 1978.

(s) Eugene E. Alt, Mayor

(SEAL)

Attest:

(s) J. Oberlander, City Clerk

APPROVED FOR FORM:

(s) Larry Winn III, City Attorney

APPROVED FOR CONTENT:

(s) Kent E. Crippin,
Chr., Ordinance Comm.

(99W)

CERTIFICATION

I, Jinny Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 12, passed by the City Council at a regular meeting held June 7, 1976, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN June 11 and 16, 1976, being once each week for two consecutive weeks. There being no petition demanding a referendum filed with the City Clerk within sixty days after final publication, said Charter Ordinance took effect on the 16th day of August, 1976.



Jinny Oberlander
Jinny Oberlander
City Clerk
City of Leawood, Kansas

CHARTER ORDINANCE NO. 12

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM THE PROVISION OF K.S.A. 14-205 AND MAKING PROVISIONS RELATING TO QUALIFICATIONS OF OFFICERS, OATHS, AND BONDS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and hereby exempts itself from K.S.A. 14-205 and provides substitute provisions as hereinafter set forth in this ordinance.

REPEAL. Section 2. Charter Ordinance No. 11, as adopted October 15, 1973, is hereby repealed and the following enacted in lieu thereof:

Section 3. All officers elected shall be qualified electors of said City. All officers appointed shall be residents of Johnson County, Kansas. The qualifications required of assistants shall be the same as those of their principals. The City Clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings. The Council may require all City officers, elected or appointed, to take and subscribe an oath and give bonds and security for the faithful performances of their duties.

PUBLICATIONS. Section 4. This ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

EFFECTIVE DATE. Section 5. This is a charter ordinance and shall take effect sixty-one (61) days after final publication, retroactive to January 1, 1975, unless a sufficient petition for a referendum is filed requiring a referendum be held on the ordinance as provided in Article 12, Section 5, Sub-division (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

First Reading: May 17, 1976 Second Reading: June 7, 1976

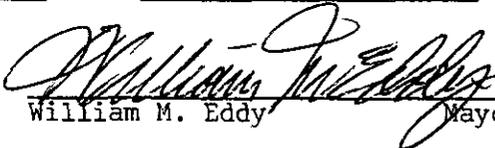
Passed by the Governing Body, not less than two thirds of the members-elect voting in favor thereof, this 7th day of June, 1976.

Approved by the Mayor this 7th day of June, 1976.

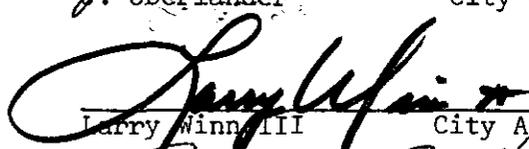
Attest:


J. Oberlander
J. Oberlander

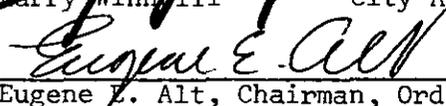
City Clerk


William M. Eddy

Mayor


Larry Winn III

City Attorney


Eugene L. Alt, Chairman, Ordinance Committee

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss:

Stanley J. Rose, being first Duly sworn,

Deposes and says: That he is

Publisher of THE JOHNSON COUNTY SUN, a

semi-weekly Newspaper printed in the State of
(daily, semi-weekly)

Kansas, and published in and of general circulation in

Johnson County, Kansas, with a general paid

circulation on a yearly basis in
(daily, weekly, monthly, yearly)

Johnson County, Kansas, and that said newspaper

is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly
(daily, semi-weekly, weekly)

published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a 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 consecutive Weeks,
(weeks, days)

the first publication thereof being made as aforesaid on the 11 day of June, 1976, with subsequent publications being made on the following dates:

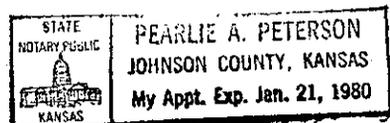
June 16, 1976 _____, 19____
_____, 19____ _____, 19____
_____, 19____ _____, 19____

Subscribe and sworn to before me this 16 day of

June, 1976.

Stanley J. Rose
Pearlie A. Peterson
NOTARY PUBLIC

My commission expires: _____
Printer's fee \$ 28.50
Additional copies \$ _____



First Published in the
 Johnson County Sun, Friday,
 June 11, 1976.
 CHARTER ORDINANCE NO. 12

**A CHARTER ORDINANCE
 EXEMPTING THE CITY OF
 LEAWOOD, KANSAS FROM
 THE PROVISION OF K.S.A.
 14-205 AND MAKING
 PROVISIONS RELATING TO
 QUALIFICATIONS OF OF-
 FICERS, OATHS, AND
 BONDS.**

Be it ordained by the Governing
 Body of the City of Leawood,
 Kansas:

EXEMPTIONS. Section 1. The
 City of Leawood, Kansas, by the
 power invested in it by Article
 12, Section 5, of the Constitution
 of the State of Kansas, hereby
 elects to make inapplicable to it
 and hereby exempts itself from
 K.S.A. 14-205 and provides sub-
 stitute provisions as hereinafter
 set forth in this ordinance.

REPEAL. Section 2. Charter
 Ordinance No. 11, as adopted
 October 15, 1973, is hereby re-
 pealed and the following
 enacted in lieu thereof:

Section 3. All officers elected
 shall be qualified electors of
 said City. All officers appointed
 shall be residents of Johnson
 County, Kansas. The qualifica-
 tions required of assistants
 shall be the same as those of
 their principals. The City Clerk
 shall enter every appointment
 to office, and the date thereof,
 on the Journal of proceedings.
 The Council may require all Ci-
 ty officers, elected or ap-
 pointed, to take and subscribe
 an oath and give bonds and
 security for the faithful
 performances of their duties.

PUBLICATIONS. Section 4.
 This ordinance shall be
 published once each week for
 two consecutive weeks in the of-
 ficial City newspaper.

EFFECTIVE DATE. Section 5.
 This is a charter ordinance and
 shall take effect sixty-one (61)
 days after final publication,
 retroactive to January 1, 1975,
 unless a sufficient petition for a
 referendum is filed requiring a
 referendum be held on the or-
 dinance as provided in Article
 12, Section 5, Sub-division (c)
 (3) of the Constitution of
 Kansas, in which case the or-
 dinance shall become effective
 if approved by a majority of the
 electors voting thereon.

First Reading: May 17, 1976
 Second Reading: June 7, 1976
 Passed by the Governing Body,
 not less than two thirds of the
 members-elect voting in favor
 thereof, this 7th day of June,
 1976.
 Approved by the Mayor this 7th
 day of June, 1976.

Attest:
 (s) William M. Eddy, Mayor

(s) J. Oberlander, City Clerk
 (s) Larry Wynn III,
 City Attorney
 (s) Eugene E. Ait,
 Chairman, Ordinance Commit-
 tee (485)

CERTIFICATION

I, Jinny Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 11, passed by the City Council at a regular meeting held October 15, 1973, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN November 9 and 14, 1973, being once each week for two consecutive weeks. There being no petition demanding a referendum filed with the City Clerk within sixty days after final publication, said Charter Ordinance took effect on the 14th day of January, 1974.



Jinny Oberlander
Jinny Oberlander
City Clerk
City of Leawood, Kansas

CHARTER ORDINANCE NO. 11

repealed by Ch. Ord. 12

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM THE PROVISIONS OF K.S.A. 14-205 AND MAKING PROVISIONS RELATING TO QUALIFICATIONS OF OFFICERS; APPOINTMENT OF NONRESIDENTS; REMOVAL FROM OFFICE, EFFECT; OATHS AND BONDS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and hereby exempts itself from K.S.A. 14-205 and provides substitute provisions as hereinafter set forth in this ordinance.

REPEAL. Section 2. Section 7 of Charter Ordinance No. 6, as adopted November 18th, 1968 is hereby repealed and the following section enacted in lieu thereof:

Section 3. All officers elected or appointed shall be qualified electors of said city, except that the city may appoint nonresidents as city attorney, municipal judge and as law enforcement officers when deemed necessary, including the appointment of nonresidents who also serve as city attorney, municipal judge or law enforcement officers of another municipality or public agency: PROVIDED, That nothing herein shall authorize the appointment of nonresidents of this state. The city attorney shall be a qualified elector of the county in which said city is located or of an adjoining county. The removal from such city of any officer required to be a qualified elector shall not occasion a vacancy in such office. The clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings. The council may require all city officers, elected or appointed, to take and subscribe an oath and give bonds and security for the faithful performances of their duties.

PUBLICATIONS. Section 4. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

EFFECTIVE DATE. Section 5. This is a charter ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum be held on the ordinance as provided in Article 12, Section 5, Sub-division (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

First reading October 15, 1973

Second reading October 15, 1973

Final approval given on October 15, 1973, the Council having deemed this to be an emergency matter.

Passed by the Governing Body, ~~not less than two-thirds~~ of the members-elect voting in favor thereof, this 15th day of October, 1973.

Approved by the Mayor this 15th day of October, 1973.



Mayor



[Handwritten signature]

Approved for Content:

[Handwritten signature]
Ordinance Committee

Approved for Form:

[Handwritten signature]
City Attorney



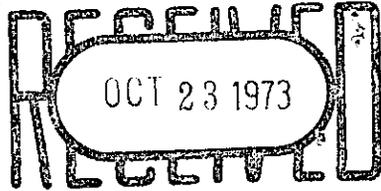
NOTE:

The SUN made an error in the
publication of Charter Ordinance #11;
we started all over again with publications.

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss:

Stanley J. Rose, being first Duly sworn,



Deposes and says: That he is

Publisher of THE JOHNSON COUNTY SUN, a
(name of newspaper)

semi-weekly Newspaper printed in the
(daily, semi-weekly, weekly)

State of Kansas, and published in and of general circulation in

Johnson County, Kansas, with a

general paid circulation on a yearly
(daily, weekly, monthly, yearly)

basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly
(daily, semi-weekly, weekly)

Levitt

published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of

SHAWNEE MISSION, KANSAS 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

1 consecutive weeks, the first
(weeks, days)

publication thereof being made as aforesaid on the 19

day of October, 19 73, with subsequent publications being made on the following dates:

_____, 19_____, _____, 19_____
_____, 19_____, _____, 19_____
_____, 19_____, _____, 19_____

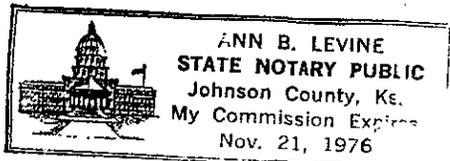
Stanley Rose

Subscribed and sworn to before me this 19 day of

October, 19 73.

Ann B. Levine
NOTARY PUBLIC

My commission expires: _____
Printer's fee \$ 16.80
Additional copies \$ _____



Legal Notices

First Published in The Johnson
County Sun, Friday, October 19, 1973.

CHAPTER ORDINANCE NO. 11

A CHARTER ORDINANCE
EXEMPTING THE CITY OF
LEAWOOD, KANSAS FROM THE
PROVISIONS OF K.S.A. 14-205 AND
MAKING PROVISIONS RELATING
TO QUALIFICATIONS OF OF-
FICERS; APPOINTMENT OF
NONRESIDENTS; REMOVAL
FROM OFFICE, EFFECT, OATHS
AND BONDS.

Be it ordained by the Governing Body
of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of
Leawood, Kansas, by the power in-
vested in it by Article 12, Section 5, of
the Constitution of the State of Kan-
sas, hereby elects to make inap-
plicable to it and hereby exempts
itself from K.S.A. 14-205 and provides
substitute provisions as hereinafter
set forth in this ordinance.

REPEAL. Section 2. Section 7 of
Charter Ordinance No. 6, as adopted
November 18th, 1968 is hereby
repealed and the following section
enacted in lieu thereof:

Section 3. All officers elected or ap-
pointed shall be qualified electors of

city, except that the city may
appoint nonresidents as city attorney,
municipal judge and as law en-
forcement officers were deemed
necessary, including the appointment
of nonresidents who also serve as city
attorney, municipal judge or law
enforcement officers of another
municipality or public agency;
PROVIDED, That nothing herein
shall authorize the appointment of
nonresidents of this state. The city
attorney shall be a qualified elector of
the county in which said city is located
or of an adjoining county. The
removal from such city of any officer
required to be a qualified elector shall
not occasion a vacancy in such office.
The clerk shall enter every ap-
pointment to office, and the date
thereof, on the journal of proceedings.
The council may require all city of-
ficers, elected or appointed, to take
and subscribe an oath and give bonds
and security for the faithful per-
formances of their duties.

PUBLICATIONS. Section 4. This
ordinance shall be published once
each week for two consecutive weeks
in the official city newspaper.

EFFECTIVE DATE. Section 5. This is
a charter ordinance and shall take
effect sixty-one (61) days after final
publication unless a sufficient petition
for a referendum is filed requiring a
referendum be held on the ordinance
as provided in Article 12, Section 5,
Sub-division (c) (3) of the Constitution
of Kansas, in which case the or-
dinance shall become effective if
approved by a majority of the electors
voting thereon.

First reading October 15,
1973 Second reading October 15,
1973

Final approval given on October 15,
1973, the Council having deemed this
to be an emergency matter.

Approved by the Governing Body, not
less than two-thirds of the members,
elect voting in favor thereof, this 15th
day of October, 1973.

Approved by the Mayor this 15th day
of October, 1973.

(s) Donald S. Ballard
Mayor

Attest:
(s) J. Oberlander
City Clerk

Approved for Content:
(s) Wm. Eddy
Ordinance Committee

Approved for Form:
(s) Larry Winn (II)
City Attorney

AFFIDAVIT OF PUBLICATION

RECEIVED
NOV 15 1973

STATE OF KANSAS, JOHNSON COUNTY, ss

Stephen Q. Small, being first Duly sworn,

Deposes and says: That he is

Vice President & General Manager of THE JOHNSON COUNTY SUN, a semi-weekly Newspaper printed in the State of (daily, semi-weekly, weekly

Kansas, and published in and of general circulation in

Johnson County, Kansas, with a general paid circulation on a yearly basis in (daily, weekly, monthly, yearly)

Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly (daily, semi-weekly, weekly) published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS 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 consecutive days (weeks, days), the first publication thereof being made as aforesaid on the 9 day of November, 1973, with subsequent publications being made on the following dates:

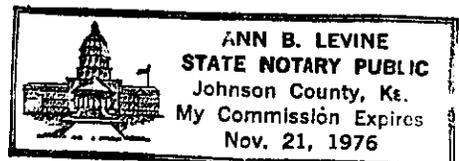
November 14, 1973 _____, 19____
_____, 19____, 19____
_____, 19____, 19____

Stephen Q. Small

Subscribed and sworn to before me this 14 day of November, 1973.

Ann B. Levine
NOTARY PUBLIC

My commission expires: _____
Printer's fee \$ 33.60
Additional copies \$ _____



Legal Notices

First Published in The Johnson
County Sun, Friday, November 9, 1973.

CHAPTER ORDINANCE NO. 11

A CHARTER ORDINANCE
EXEMPTING THE CITY OF
LEAWOOD, KANSAS FROM THE
PROVISIONS OF K.S.A. 14-205 AND
MAKING PROVISIONS RELATING
TO QUALIFICATIONS OF OF-
FICERS; APPOINTMENT OF
NONRESIDENTS; REMOVAL
FROM OFFICE, EFFECT; OATHS
AND BONDS.

Be it ordained by the Governing Body
of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of
Leawood, Kansas, by the power in-
vested in it by Article 12, Section 5,
of the Constitution of the State of Kan-
sas, hereby elects to make inap-
plicable to it and hereby exempts
itself from K.S.A. 14-205 and provides
substitute provisions as hereinafter
set forth in this ordinance.

REPEAL. Section 2. Section 7 of
Charter Ordinance No. 6, as adopted
November 18th, 1968 is hereby
repealed and the following section
enacted in lieu thereof:

Section 3. All officers elected or ap-
pointed shall be qualified electors of
said city, except that the city may
appoint nonresidents as city attorney,
municipal judge and as law en-
forcement officers were deemed
necessary, including the appointment
of nonresidents who also serve as city
attorney, municipal judge or law
enforcement officers of another
municipality or public agency:
PROVIDED, That nothing herein
shall authorize the appointment of
nonresidents of this state. The city
attorney shall be a qualified elector of
the county in which said city is located
or of an adjoining county. The
removal from such city of any officer
required to be a qualified elector shall
not occasion a vacancy in such office.
The clerk shall enter every ap-
pointment to office, and the date
thereof, on the journal of proceedings.
The council may require all city of-

ficers, elected or appointed, to take
and subscribe an oath and give bonds
and security for the faithful per-
formances of their duties.

PUBLICATIONS. Section 4. This
ordinance shall be published once
each week for two consecutive weeks
in the official city newspaper.

EFFECTIVE DATE. Section 5. This is
a charter ordinance and shall take
effect sixty-one (61) days after final
publication unless a sufficient petition
for a referendum is filed requiring a
referendum be held on the ordinance
as provided in Article 12, Section 5,
Sub-division (C) (3) of the Constitution
of Kansas, in which case, the or-
dinance shall become effective if
approved by a majority of the electors
voting thereon.

First reading October 15,
1973 Second reading October 15,
1973

Final approval given on October 15,
1973, the Council having deemed this
to be an emergency matter.

Passed by the Governing Body, not
less than two-thirds of the members
present, in favor thereof, this 15th
day of October, 1973.

Attested by the Mayor this 15th day
of October, 1973.

(s) Donald S. Ballard
Mayor

Attest:
(s) J. Oberlander
City Clerk

Approved for Content:
(s) Wm. Eddy
Ordinance Committee

Approved for Form:
(s) Larry Winn III
City Attorney

(91B)

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss:

Stanley J. Rose, being first Duly sworn,

Deposes and says: That he is

Publisher of THE JOHNSON COUNTY SUN, a
(name of newspaper)

semi-weekly Newspaper printed in the
(daily, semi-weekly, weekly)

State of Kansas, and published in and of general circulation in

Johnson County, Kansas, with a

general paid circulation on a yearly
(daily, weekly, monthly, yearly)

basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly
(daily, semi-weekly, weekly)

published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of

SHAWNEE MISSION, KANSAS 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

1 consecutive day, the first
(weeks, days)

publication thereof being made as aforesaid on the 9

day of November, 19 73, with subsequent

publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

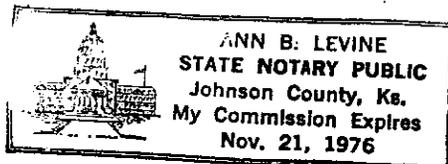
Stanley Rose

Subscribed and sworn to before me this 9 day of

November, 19 73.

Ann B. Levine
NOTARY PUBLIC

My commission expires: _____
Printer's fee \$ 16.00
Additional copies \$ _____



First Published In The Johnson
County Sun, Friday, November 9, 1973.

CHAPTER ORDINANCE NO. 11

A CHARTER ORDINANCE
EXEMPTING THE CITY OF
LEAWOOD, KANSAS FROM THE
PROVISIONS OF K.S.A. 14-205 AND
MAKING PROVISIONS RELATING
TO QUALIFICATIONS OF OF-
FICERS; APPOINTMENT OF
NONRESIDENTS; REMOVAL
FROM OFFICE, EFFECT; OATHS
AND BONDS.

Be it ordained by the Governing Body
of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of
Leawood, Kansas, by the power, in-
vested in it by Article 12, Section 5, of
the Constitution of the State of Kan-
sas, hereby elects to make inap-
plicable to it and hereby exempts
itself from K.S.A. 14-205 and provides
substitute provisions as hereinafter
set forth in this ordinance.

REPEAL. Section 2. Section 7 of
Charter Ordinance No. 6, as adopted
November 18th, 1968 is hereby
repealed and the following section
enacted in lieu thereof:

Section 3. All officers elected or ap-
pointed shall be qualified electors of
said city, except that the city may
appoint nonresidents as city attorney,
municipal judge and as law en-
forcement officers where deemed
necessary, including the appointment
of nonresidents who also serve as city
attorney, municipal judge or law
enforcement officers of another
municipality or public agency:
PROVIDED, That nothing herein
shall authorize the appointment of
nonresidents of this state. The city
attorney shall be a qualified elector of
the county in which said city is located,
or of an adjoining county. The
removal from such city of any officer
required to be a qualified elector shall
not occasion a vacancy in such office.
The clerk shall enter every ap-
pointment to office, and the date
thereof, on the journal of proceedings.
The council may require all city of-
ficers, elected or appointed, to take
and subscribe an oath and give bonds
and security for the faithful per-
formances of their duties.

PUBLICATIONS. Section 4: This
ordinance shall be published once
each week for two consecutive weeks
in the official city newspaper.

EFFECTIVE DATE. Section 5. This is
a charter ordinance and shall take
effect sixty-one (61) days after final
publication unless a sufficient petition
for a referendum is filed requiring a
referendum be held on the ordinance
as provided in Article 12, Section 5,
Sub-division (c) (3) of the Constitution
of Kansas, in which case the or-
dinance shall become effective if
approved by a majority of the electors
voting thereon.

First reading October 15,
1973 . Second reading October 15,
1973

Final approval given on October 15,
1973, the Council having deemed this
to be an emergency matter.

Passed by the Governing Body, not
less than two-thirds of the members-
elect voting in favor thereof, this 15th
day of October, 1973.

Approved by the Mayor this 15th day
of October, 1973.

(s) Donald S. Ballard
Mayor

Attest:
J. Oberlander
City Clerk

Approved for Content:
(s) Wm. Eddy
Ordinance Committee

Approved for Form:
(s) Larry Winn III
City Attorney

(91B)

CERTIFICATION

I, Jinny Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the attached is a full, true and correct copy of Charter Ordinance No. 10, passed by the City Council at a regular meeting held October 1, 1973, by a vote of all "Ays", being not less than two-thirds of the members-elect.

Said Charter Ordinance was published in THE JOHNSON COUNTY SUN October 10 and 17, 1973, being once each week for two consecutive weeks. There being no petition demanding a referendum filed with the City Clerk within sixty days after final publication, said Charter Ordinance took effect on the 17th day of December, 1973.



Jinny Oberlander
Jinny Oberlander
City Clerk
City of Leawood, Kansas

CHARTER ORDINANCE NO. 10

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM THE PROVISIONS OF K. S. A. 12-1675 AND MAKING PROVISIONS RELATING TO INVESTMENT OF TEMPORARILY IDLE MONIES OF THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and hereby exempts itself from Sections K. S. A. 12-1675, and provides substitute provisions as hereinafter set forth in this ordinance.

AUTHORITY TO INVEST TEMPORARY IDLE MONIES OF THE CITY OF LEAWOOD, KANSAS AND/OR ANY OF ITS COMMISSIONS. Section 2. Idle monies of the City of Leawood, Kansas, not currently needed, may be, in accordance with the procedure hereafter prescribed, invested in:

- (a) United States Treasury Bills or notes having maturities of not less than thirty (30) days. However, at the discretion of the City Treasurer the United States Treasury Bills or notes having maturities of less than thirty (30) days may be purchased but in no event should any of said securities be sold before the date of their respective maturities.
- (b) Time deposit, open accounts having maturities not less than thirty (30) days,
- (c) Certificates of deposit having maturities not less than thirty (30) days,
- (d) Temporary notes of the City of Leawood, Kansas, issued pursuant to K. S. A. 10-123 as amended,
- (e) No fund warrants of the City of Leawood, Kansas,
- (f) General obligation bonds of the City of Leawood, Kansas.

PRIORITY OF INVESTMENTS. Section 3. Prior to investing idle funds in United States Treasury Bills or notes the City Treasurer shall attempt to place idle funds in a local commercial bank or local savings and loan association. Only if the local commercial bank or savings and loan association cannot or will not make a particular time deposit, open account or certificate of deposit available to the City at equal to or more than the rate then obtainable for the United States Treasury Bills or notes of similar maturity, should the Treasurer then proceed to purchase United States Treasury Bills or notes.

CUSTODY AND SAFEKEEPING. Section 4. Securities purchased pursuant to this ordinance shall be under the joint care of the City Clerk, City Treasurer and Mayor and shall be held in the custody of a state or national bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation, or shall be kept by such officers in a safety deposit box of the city in a bank or trust company, or savings

and loan association protected by virtue of the Savings and Loan Insurance Corporation. Securities in original or receipt form held in the custody of a bank or trust company, or savings and loan association, shall be held in the name of the city and their redemption, transfer or withdrawal shall be permitted only upon the written instruction of at least two (2) such city officers. Securities not held in the custody of a bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation, shall be personally deposited by such officers in a safety deposit box in the name of the city in a bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation, access to which shall be permitted only in personal presence and under the signature of at least two (2) such officers.

PUBLICATIONS. Section 5. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

EFFECTIVE DATE. Section 6. This is a charter ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum be held on the ordinance as provided in Article 12, Section 5, Sub-division (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, this 1st day of October, 1973.

Approved by the Mayor this 1st day of October, 1973.



Ronald S. Ballard
Mayor

J. Charles Anderson
City Clerk

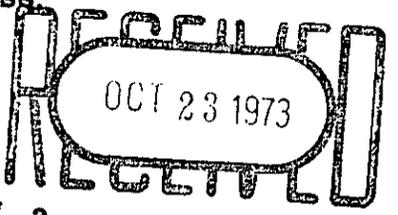
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss:

Stanley J. Rose, being first Duly sworn,

Deposes and says: That he is

Publisher of THE JOHNSON COUNTY SUN, a (name of newspaper)



semi-weekly Newspaper printed in the (daily, semi-weekly, weekly)

State of Kansas, and published in and of general circulation in

Johnson County, Kansas, with a

general paid circulation on a yearly (daily, weekly, monthly, yearly)

basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly (daily, semi-weekly, weekly)

published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of

SHAWNEE MISSION, KANSAS 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 consecutive weeks, the first (weeks, days)

publication thereof being made as aforesaid on the 18

day of October, 19 73, with subsequent

publications being made on the following dates:

October 17, 19 73, 19, 19, 19

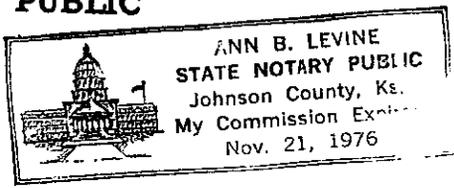
Stanley Rose

Subscribed and sworn to before me this 17 day of

October, 19 73.

Ann B. Levine NOTARY PUBLIC

My commission expires: Printer's fee \$ 43.00 Additional copies \$



First Published in the Johnson County Sun, Wednesday, October 18, 1973.

CHARTER ORDINANCE NO. 10

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS FROM THE PROVISIONS OF K. S. A. 12-1675 AND MAKING APPLICABLE TO IT THE PROVISIONS OF TEMPORARILY INVESTMENT OF THE CITY OF LEAWOOD, KANSAS.

be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and hereby exempts itself from Sections K. S. A. 12-1675, and provides substitute provisions as hereinafter set forth in this ordinance.

AUTHORITY TO INVEST TEMPORARILY IDLE MONIES OF THE CITY OF LEAWOOD, KANSAS AND OR ANY OF ITS COMMISSIONS. Section 2. Idle monies of the City of Leawood, Kansas, not currently needed, may be, in accordance with the procedure hereafter prescribed, invested in:

- (a) United States Treasury Bills or notes having maturities of not less than thirty (30) days. However, at the discretion of the City Treasurer, the United States Treasury Bills of notes having maturities of less than thirty (30) days may be purchased but in no event should any of said securities be sold before the date of their respective maturities.
- (b) Time deposit, open accounts having maturities not less than thirty (30) days.
- (c) Certificates of deposit having maturities not less than thirty (30) days.
- (d) Temporary notes of the City of Leawood, Kansas, issued pursuant to ~~K. S. A. 12-127 as amended~~
- (e) No fund warrants of the City of Leawood, Kansas.
- (f) General obligation bonds of the City of Leawood, Kansas.

PRIORITY OF INVESTMENTS. Section 3. Prior to investing idle funds in United States Treasury Bills or notes the City Treasurer shall attempt to place idle funds in a local commercial bank or local savings and loan association. Only if the local commercial bank or savings and loan association cannot or will not make a particular time deposit, open account or certificate of deposit available to the City at equal to or more than the rate then obtainable for the United States Treasury Bills or notes of similar maturity, should the Treasurer then proceed to purchase United States Treasury Bills or notes.

CUSTODY AND SAFEKEEPING. Section 4. Securities purchased pursuant to this ordinance shall be under the joint care of the City Clerk, City Treasurer, and Mayor and shall be held in the custody of a state or national bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation, or shall be kept by such officers in a safety deposit box of the city in a bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation. Securities in original or receipt form held in the custody of a bank or trust company, or savings and loan association, shall be held in the name of the city and their redemption, transfer or withdrawal shall be permitted only upon the written instruction of at least two (2) such city officers. Securities not held in the custody of a bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation, shall be personally deposited by such officers in a safety deposit box in the name of the city in a bank or trust company, or savings and loan association protected by virtue of the Savings and Loan Insurance Corporation, access to which shall be permitted only in personal presence and under the signature of at least two (2) such officers.

PUBLICATIONS. Section 5. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

EFFECTIVE DATE. Section 6. This is a charter ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum be held on the ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, this 1st day of October, 1973.

Approved by the Mayor this 1st day of October, 1973.

(s) Donald S. Ballard
Mayor

Attest:

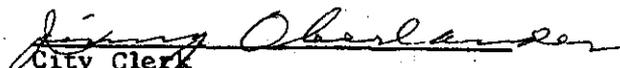
(s) J. Oberlander
City Clerk

(83W)

CERTIFICATION

I, Jinny Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas.

I further certify that Charter Ordinance No. 9, was duly adopted at a regular convened meeting of the City Council held on July 6th, 1970, that a quorum was present and that the attached is a true and correct copy of said ordinance, notice of publication and certificate covering same.


City Clerk
City of Leawood, Kansas



CHARTER ORDINANCE NO. 9

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K. S. A. 14-803 AND K. S. A. 14-804 AND PROVIDING SUBSTITUTE PROVISIONS RELATING TO THE HOURS OF OPERATION OF THE MUNICIPAL COURT AND PROVIDING FOR THE ESTABLISHMENT OF A TRAFFIC VIOLATIONS BUREAU AND THE APPOINTMENT OF A VIOLATIONS CLERK.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and hereby exempts itself from Sections K. S. A. 14-803 and 14-804, and provides substitute provisions as hereinafter set forth in this ordinance. K. S. A. 14-803 and 14-804 are applicable to cities of the second class but not uniformly to all cities.

MUNICIPAL COURT. Section 2. The governing body of the City of Leawood may provide, at the expense of the city, a suitable room or office for the municipal judge, and he shall hold his court in such room and his court shall be open every day at the court clerk's office except Saturdays, Sundays and legal holidays. In addition thereto, the court shall be in regular session at least weekly on a schedule to be established by the rules of the court for the purpose of arraignments and/or trials.

HOW PROSECUTIONS CONDUCTED. Section 3. All prosecutions for violating any city ordinance shall be entitled "The City of Leawood against _____" (naming the person or persons charged), and the municipal judge shall state in his docket the name of the complainant, the nature or character of the offense, the date of trial, the names of all witnesses sworn and examined, the finding of the court, the judgment of fine and costs, the date of payment, the date of issuing commitment, if any, and every other fact necessary to show the full proceedings in such case.

The complaint, when made by the marshal/chief of police, assistant marshal/chief of police or regular policeman against any person arrested without process and in custody, need not be in writing, but when the accused is not in custody, the complaint shall be in writing and sworn to before a warrant he issued for his arrest. In no case shall a judgment of conviction be rendered except upon sufficient legal testimony given on a public trial or upon a plea of guilty made, except as hereinafter provided in the case of certain traffic offenses, in open court.

TRAFFIC VIOLATIONS BUREAU. Section 4. The Municipal Court of Leawood, having determined that the efficient disposition of its business and the convenience of persons charged so requires, is hereby enabled to establish a Traffic Violations Bureau and shall, by the Rules of the Municipal Court of the City of Leawood, set forth the procedure for its operation. The Court shall, upon such determination of necessity and convenience having been made, appoint as an officer of the Court a Violations Clerk (or clerks), define the limits of authority of the Violations Clerk, and establish a schedule of fines which may from time to time be amended by order of the Court, to be accepted by the Viola-

tions Clerk for pleas of guilty to offenses within the Clerk's authority, said fines to be within the limits prescribed by the Ordinances of the City of Leawood, Kansas.

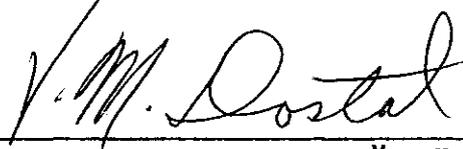
PLEA AND PAYMENT OF FINES. Section 5. Any person charged with any traffic offense within the authority of the violations clerk may appear before the violations clerk and, upon signing an entry of appearance and plea of guilty, pay the fine established for the offense. Each defendant shall, prior to the acceptance by the violations clerk of the entry of appearance and plea of guilty, be informed of his right to trial, that his signature to a plea of guilty will have the same effect as a judgment of the court and that the record of conviction will be sent to the motor vehicle department of the State of Kansas as to the appropriate authority of the state in which defendant is licensed to drive or in which he resides.

PUBLICATION. Section 6. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

EFFECTIVE DATE. Section 7. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed as provided in Article 12, Section 5, Subdivision (c) (3) of the constitution of the State of Kansas, in which case the ordinance shall become effective upon approval by a majority of electors voting at an election held on the ordinance.

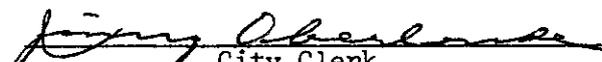
Passed by the Governing Body by not less than two-thirds of the members elect voting in favor thereof this 6th day of July, 1970.

Approved by the Mayor this 6th day of July, 1970.



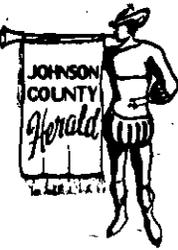
Mayor

Attest:



City Clerk





LEAWOOD

(First Published in Johnson County Herald Wednesday July 15, 1970)

CHARTER ORDINANCE NO. 9

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 14-803 AND K.S.A. 14-804 AND PROVIDING SUBSTITUTE PROVISIONS RELATING TO THE HOURS OF OPERATION OF THE MUNICIPAL COURT AND PROVIDING FOR THE ESTABLISHMENT OF A TRAFFIC VIOLATIONS BUREAU AND THE APPOINTMENT OF A VIOLATIONS CLERK. Be it ordained by the Governing Body of the City of Leawood, Kansas:

EXEMPTIONS. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and hereby exempts itself from Sections K.S.A. 14-803 and 14-804, and provides substitute provisions as hereinafter set forth in this ordinance. K.S.A. 14-803 and 14-804 are applicable to cities of the second class but not uniformly to all cities.

MUNICIPAL COURT. Section 2. The governing body of the City of Leawood may provide, at the expense of the city, a suitable room or office for the municipal judge, and he shall hold his court in such room and his court shall be open every day at the court clerk's office except Saturdays, Sundays and legal holidays. In addition thereto, the court shall be in regular session at least weekly on a schedule to be established by the rules of the court for the purpose of arraignments and/or trials.

HOW PROSECUTIONS CONDUCTED. Section 3. All prosecutions for violating and city ordinance shall be entitled "The City of Leawood against _____" (naming the person or persons charged), and the municipal judge shall state in his docket the name of the complainant, the nature or character of the offense, the date of trial, the names of all witnesses sworn and examined, the finding of the court, the judgment of fine and costs, the date of payment, the date of issuing commitment, if any, and every other fact necessary to show the full proceedings in such case.

The complaint, when made by the marshal/ chief of police, assistant marshal/ chief of police or regular policeman against any person arrested without process and in custody, need not be in writing, but when the accused is not in custody, the complaint shall be in writing and sworn to before a warrant be issued for his arrest. In no case shall a judgment of conviction be rendered except upon sufficient legal testimony given on a public trial or upon a plea of guilty made, except as hereinafter provided in the case of certain traffic offenses, in open court.

TRAFFIC VIOLATIONS BUREAU. Section 4. The Municipal Court of Leawood, having determined that the efficient disposition of its business and the convenience of persons charged so requires, is hereby enabled to establish a Traffic Violations Bureau and shall, by the Rules of the Municipal Court of the City of Leawood, set forth the procedure for its operation. The Court shall, upon such determination of necessity and convenience having been made, appoint as an officer of the Court a Violations Clerk (or clerks), define the limits of authority of the Violations Clerk, and establish a schedule of fines which may from time to time be amended by order of the Court, to be accepted by the Violations Clerk for pleas of guilty to offenses within the Clerk's authority, said fines to be within the limits prescribed by the Ordinances of the City of Leawood, Kansas.

PLEA AND PAYMENT OF FINES. Section 5. Any person charged with any traffic offense within the authority of the violations clerk may appear before the violations clerk and, upon signing an entry of appearance and plea of guilty, pay the fine established for the offense. Each defendant shall, prior to the acceptance by the violations clerk of the entry of appearance and plea of guilty, be informed of his right to trial, that his signature to a plea of guilty will have the same effect as a judgment of the court and that the record of conviction will be sent to the motor vehicle department of the State of Kansas as to the appropriate authority of the state in which defendant is licensed to drive or in which he resides.

PUBLICATION. Section 6. This charter ordinance shall be published once each week for two consecutive weeks in an official city newspaper.

EFFECTIVE DATE. Section 7. This charter ordinance shall take effect fifty-one (51) days after its final publication unless a sufficient petition for a referendum is filed as provided in Article 12, Section 5, Subdivision (c) (3) of the constitution of the State of Kansas, in which case the ordinance shall become effective upon approval by a majority of electors voting at an election held on the ordinance. Passed by the Governing Body by not less than two-thirds of the members elect voting in favor thereof this 6th day of July, 1970.

Approved by the Mayor this 6th day of July, 1970.
Attest: S/ V. M. Dostal
/s/ J. Oberlander Mayor
City Clerk

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER being first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, 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 consecutive weeks, the first publication thereof being made as aforesaid on the

15th day of July, 1970, with subsequent publications being made on the following dates:

- July 22 -----, 1970-----
- , 19-----
- , 19-----
- , 19-----
- , 19-----
- , 19-----

Bob Fiser

Subscribed and sworn to before me this 22nd

day of July, 1970.

Heleen M. Caldwell

Notary Public in and for Johnson County, Kansas

My Commission Expires Aug. 28, 1971

My commission expires: -----

Notary Fee \$-----

Printer's fee \$ 35.38

Additional copies \$ 10

Total Charge \$ 35.48

IN THE ----- COURT OF

JOHNSON COUNTY, KANSAS

State of Kansas, Johnson County, ss:

-----, 19-----

The within Proof of Publication approved by

Case No. -----

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION



CERTIFICATION.

I, Jinny Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas.

I further certify that Charter Ordinances No. 7 and No. 8, were duly adopted at a regular convened meeting of the City Council held on June 1st, 1970, that a quorum was present and that the attached are true and correct copies of said ordinances, notice of publication and certificate covering same.

Jinny Oberlander
City Clerk
City of Leawood, Kansas



CHARTER ORDINANCE NO. 8

A CHARTER ORDINANCE REPEALING CHARTER ORDINANCES 1, 2, and 3
OF THE CITY OF LEAWOOD.

Be it ordained by the governing body of the City of Leawood, Kansas:

REPEAL. Section 1. Charter Ordinances Nos. 1 (adopted March 5, 1962), 2 (adopted March 16, 1964) and 3 (adopted September 5, 1967) of the City of Leawood, Kansas are hereby repealed.

PUBLICATION. Section 2. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

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

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, this 1 day of January 1970.

Approved by the Mayor this 1 day of January 1970.



Mayor



Attest:



City Clerk

CHARTER ORDINANCE NO. 7

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 14-439 AND PROVIDING SUBSTITUTE PROVISIONS RELATING TO POWER TO ENACT ORDINANCES AND PUNISHMENTS.

Be it ordained by the governing body of the City of Leawood, Kansas:

EXEMPTION. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from Section 14-439 of the Kansas Statutes Annotated and provides substitute provisions as hereinafter set forth in this ordinance. K. S. A. 14-439 is applicable to cities of the second class but not uniformly to all cities.

POWER TO ENACT ORDINANCES; PUNISHMENTS; VALIDITY OF CONTRACTS WHEN ORDINANCE VIOLATED. Section 2. For any purpose or purposes mentioned in the preceding sections, the council shall have power to enact and make all necessary ordinances, rules and regulations, and they shall also have power to enact and make all such ordinances, by-laws, rules and regulations not inconsistent with the laws of the state as may be expedient for maintaining the peace, good government, and welfare of the city and its trade and commerce; and all ordinances may be enforced by prescribing and inflicting upon inhabitants or other persons violating the same, such fine not exceeding five hundred dollars (\$500) or such imprisonment not exceeding three (3) months, or both such fine and imprisonment, as may be just for any one offense, recoverable with costs of suit, together with judgment of imprisonment until the fine and costs be paid or satisfied; and any person committed for the nonpayment of fine and costs, or either, while in custody, may be compelled to work on the streets, alleys, avenues, areas and public grounds of the city under the direction of the street commissioner or other proper officer, and at such rate per day as the council may by ordinance prescribe, until such fine and costs are satisfied: Provided, That the violation of ordinances shall not affect the validity of any contract, express or implied, which would otherwise be lawful.

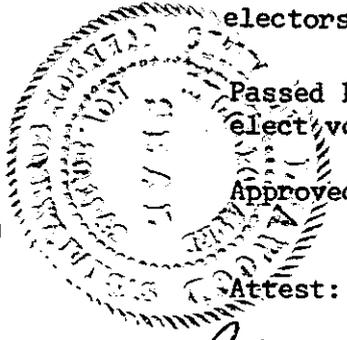
PUBLICATIONS. Section 3. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

EFFECTIVE DATE. Section 4. This is a charter ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed requiring a referendum be held on the ordinance as provided in Article 12, Section 5, Sub-division (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, this 1 day of June 1970.

Approved by the Mayor this 1 day of June 1970.

Attest:



Jessie Oberlin
City Clerk

V. M. Dostal
Mayor

The (foregoing) Charter Ordinance No. 6 was passed on the 18th day of November, 1968 as shown by the Journal of Proceedings at page 888 by a vote of all "Ays" for, being not less than two-thirds of the members-elect of the governing body, published in the Johnson County Herald, the official City newspaper on the 20th day of November, 1968 and the 27th day of November, 1968, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty days after the final publication, said charter ordinance took effect on the 20th day of January, 1969.



James Oberlander
City Clerk

CHARTER ORDINANCE NO. 6

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF SECTIONS 7, 8, 31, 32 AND 34, CHAPTER 274, SESSION LAWS OF 1968, AND REPEALING CHARTER ORDINANCE NO. 5 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING ELECTIONS, DATES OF CITY ELECTIONS, TERMS OF OFFICE, OFFICERS ELECTED, QUALIFICATIONS, AND MATTERS RELATED THERETO.

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

Section 1. The City of Leawood, Kansas, a Mayor-Council City of the Second Class, by the power invested in it by Article XII, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it Sections 7, 8, 31, 32 and 34 of Chapter 274, Session Laws of 1968, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. Charter Ordinance No. 5 of the City of Leawood, Kansas, as passed and adopted July 15, 1968, is hereby repealed.

Section 3. The general election of city officers shall be held on the first Tuesday in April of each year, and the terms of city offices shall be two (2) years. There shall be no primary election for city officers.

*repealed
by Ch.
Ord. 21
2/5/96*

Section 4. The city council may by ordinance divide the city into wards and precincts, establish the boundaries thereof and number the same provided the number of wards shall not be less than four (4) and the number of precincts shall not be less than eight (8). No ordinance re-defining wards or precincts shall become effective less than thirty (30) days prior to the next regular city election.

Section 5. There shall be elected on the first Tuesday in April of each year one councilman from each of the wards in the city as herein provided. There shall be elected a mayor and municipal judge every two (2) years beginning on the first Tuesday in April, 1969. The mayor shall appoint by and with the consent of the council the city treasurer, a city marshal, chief of police, city clerk, city attorney, and may appoint a municipal judge pro tem, policemen, and such other officers as they may deem

*repealed
by
Ch. Ord.
13
12/14/78*

necessary. Officers so appointed and confirmed shall hold their offices for a term of one (1) year and until their successors are appointed and qualified. The council shall by ordinance specify their duties and compensation, and by ordinance may abolish any office created by them whenever they may deem it expedient. The council may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties and provide for reasonable compensation for the services rendered.

repealed
by
Ch. Ord.
13
12/4/78

Section 6. The mayor, councilmen and municipal judge shall hold their offices for a term of two (2) years. Councilmen elected in April of 1968 shall have terms expiring the first Monday in May, 1970.

Section 7. All officers elected or appointed shall be qualified electors of said city, except that the city may appoint non-residents as city attorney, municipal judge pro tem, city treasurer, and as law enforcement officers when deemed necessary, including the appointment of non-residents who also serve as city attorney, municipal judge pro tem, city treasurer, or law enforcement officers of another municipality or public agency; Provided, That nothing herein shall authorize the appointment of nonresidents of this state. The city attorney shall be a qualified elector of the county in which said city is located or of an adjoining county. The removal from such city of any officer required to be a qualified elector shall occasion a vacancy in such office. The clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings. The council may require all city officers, elected or appointed, to take and subscribe an oath and give bonds and security for the faithful performance of their duties.

repealed
by
Ch. Ord.
11.

Section 8. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

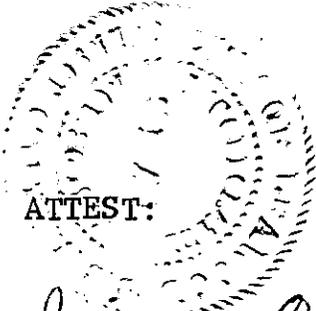
Section 9. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient

petition for a referendum is filed as provided in Article 12, Section 5, Subdivision (c) (3) of the constitution of the State of Kansas, in which case the ordinance shall become effective upon approval by a majority of electors voting at an election held on the ordinance.

PASSED BY THE GOVERNING BODY BY NOT LESS THAN TWO-THIRDS OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF THIS 18 DAY OF NOVEMBER, 1968.

APPROVED BY THE MAYOR THIS 18 DAY OF NOVEMBER, 1968.

No protest was filed during the sixty day protest period.



ATTEST:



Mayor



City Clerk



AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER beina first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, 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 consecutive weeks, the first publication thereof being made as aforesaid on the

20th day of November, 1968, with subsequent publications being made on the following dates:

- November 27, 1968
- , 19-----
- , 19-----
- , 19-----
- , 19-----
- , 19-----

Bob Fiser

Subscribed and sworn to before me this 27th

day of November, 1968

Helen M. Caldwell
Notary Public in and for
Johnson County, Kansas

My Commission Expires Aug. 28, 1971

Notary Fee \$





AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER beina first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, 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 consecutive weeks, the first publication thereof being made as aforesaid on the

20th day of November, 1968, with subsequent publications being made on the following dates:

November 27 1968
-----, 19____
-----, 19____
-----, 19____
-----, 19____
-----, 19____

Bob Fiser

Subscribed and sworn to before me this 27th day of November, 1968

Helen M. Caldwell
Notary Public for Johnson County, Kansas
My Commission Expires Aug. 28, 1971



Notary Fee - - - - - \$ _____
Printer's fee - - - - - \$ 35.76
Additional copies - - - - - \$ _____
Total Charge - - - - - \$ _____

IN THE _____ COURT OF
JOHNSON COUNTY, KANSAS
State of Kansas, Johnson County, ss:

_____, 19____
The within Proof of Publication approved by

Johnson County Herald—Fully qualified to publish legal notices

Plaintiff.

vs.

Defendant.

PUBLICATION

LEAWOOD

(First Published in Johnson County Herald Wednesday November 20, 1968)
 CHARTER ORDINANCE NO. 6
 A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF SECTIONS 7, 8, 31, 32 AND 34, CHAPTER 274, SESSION LAWS OF 1968, AND REPEALING CHARTER ORDINANCE NO. 5 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING ELECTIONS, DATES OF CITY ELECTIONS, TERMS OF OFFICE, OFFICERS ELECTED, QUALIFICATIONS, AND MATTERS RELATED THERETO.

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

Section 1. The City of Leawood, Kansas, a Mayor-Council City of the Second Class, by the power invested in it by Article XII Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself and make inapplicable to it Sections 7, 32 and 34 of Chapter 274, Session Laws

1968, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. Charter Ordinance No. 5 of the City of Leawood, Kansas, as passed and adopted July 15, 1968, is hereby repealed.

Section 3. The general election of city officers shall be held on the first Tuesday in April of each year, and the terms of city offices shall be two (2) years. There shall be no primary election for city officers.

Section 4. The city council may be ordinance divide the city into wards and precincts, establish the boundaries thereof and number the same provided the number of wards shall not be less than four (4) and the number of precincts shall not be less than eight (8). No ordinance redefining wards or precincts shall become effective less than thirty (30) days prior to the next regular city election.

Section 5. There shall be elected on the first Tuesday in April of each year one councilman from each of the wards in the city as herein provided. There shall be elected

a mayor and municipal judge every two (2) years beginning on the first Tuesday in April, 1969. The mayor shall appoint by and with the consent of the council the city treasurer, a city marshal, chief of police, city clerk, city attorney, and may appoint a municipal judge pro tem, policemen, and such other officers as they may deem necessary. Officers so appointed and confirmed shall hold their offices for a term of one (1) year and until their successors are appointed and qualified. The council shall be ordinance specify their duties and compensation, and by ordinance may abolish any office created by them whenever they may deem it expedient. The council may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties and provide for reasonable compensation for the services rendered. Section 6. The mayor, councilmen and municipal judge shall hold their offices for a term of two (2) years. Councilmen elected in April of 1968 shall have terms expiring the first Monday in May, 1970.

Section 7. All officers elected or appointed shall be qualified electors of said city, except that the city may appoint non-residents as city attorney, municipal judge pro tem, city treasurer, and as law enforcement officers when deemed necessary, including the appointment of non-residents who also serve as city attorney, municipal judge pro tem, city treasurer, or law enforcement officers of another municipality or public agency; Provided, That nothing herein shall authorize the appointment of nonresidents of this state. The city attorney shall be a qualified elector of the county in which said city is located or of an adjoining county. The removal from such city of any officer required to be a qualified elector shall occasion a vacancy in such office. The clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings. The council may require all city officers, elected or appointed, to take and subscribe an oath and give bonds and security for the faithful performance of their duties.

Section 8. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 9. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed as provided in Article 12, Section 5, Subdivision (c) (3) of the con-

stitution of the State of Kansas, in which case the ordinance shall become effective upon approval by a majority of electors voting at an election held on the ordinance.

PASSED BY THE GOVERNING BODY BY NOT LESS THAN TWO-THIRDS OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF THIS 18 DAY OF NOVEMBER, 1968.

APPROVED BY THE MAYOR THIS 18 DAY OF NOVEMBER, 1968.

/s/ Al T. Luxford
Mayor

ATTEST:
/s/ Jinny Oberlander
City Clerk





AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER beina first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, 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 consecutive weeks, the first publication thereof being made as aforesaid on the

20th day of November, 1968, with subsequent publications being made on the following dates:

- November 27, 1968
- , 19-----
- , 19-----
- , 19-----
- , 19-----
- , 19-----

Bob Fiser

Subscribed and sworn to before me this 27th day of November, 1968

Helen M. Caldwell
Notary Public in and for
Johnson County, Kansas

My Commission Expires Aug. 28, 1971
My commission expires: -----



Notary Fee - - - - - \$-----

Printer's fee - - - - - \$ 35.76

Additional copies - - - - - \$-----

Total Charge - - - - - \$-----

IN THE COURT OF
JOHNSON COUNTY, KANSAS
State of Kansas, Johnson County, ss:

....., 19.....
The within Proof of Publication approved by

**Johnson County Herald—Fully qualified to
publish legal notices**

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION

LEAWOOD

(First Published in Johnson County Herald Wednesday November 20, 1968) CHARTER ORDINANCE NO. 6

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF SECTIONS 7, 8, 31, 32 AND 34, CHAPTER 274, SESSION LAWS OF 1968, AND REPEALING CHARTER ORDINANCE NO. 5 OF THE CITY OF LEAWOOD, KANSAS, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS, CONCERNING ELECTIONS, DATES OF CITY ELECTIONS, TERMS OF OFFICE, OFFICERS ELECTED, QUALIFICATIONS, AND MATTERS RELATED THERETO.

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

Section 1. The City of Leawood, Kansas, a Mayor-Council City of the Second Class, by the power invested in it by Article XII Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it Sections 7, 8, 31, 32 and 34 of Chapter 274, Session Laws 1968, and provide substitute and additional provisions therefor as hereinafter provided.

Section 2. Charter Ordinance No. 5 of the City of Leawood, Kansas, as passed and adopted July 15, 1968, is hereby repealed.

Section 3. The general election of city officers shall be held on the first Tuesday in April of each year, and the terms of city offices shall be two (2) years. There shall be no primary election for city officers.

Section 4. The city council may by ordinance divide the city into wards and precincts, establish the boundaries thereof and number the same provided the number of wards shall not be less than four (4) and the number of precincts shall not be less than eight (8). No ordinance redefining wards or precincts shall become effective less than thirty (30) days prior to the next regular city election.

Section 5. There shall be elected on the first Tuesday in April of each year one councilman from each of the wards in the city as herein provided. There shall be elected

a mayor and municipal judge every two (2) years beginning on the first Tuesday in April, 1969. The mayor shall appoint by and with the consent of the council the city treasurer, a city marshal, chief of police, city clerk, city attorney, and may appoint a municipal judge pro tem, policemen, and such other officers as they may deem necessary. Officers so appointed and confirmed shall hold their offices for a term of one (1) year, and until their successors are appointed and qualified. The council shall by ordinance specify their duties and compensation, and by ordinance may abolish any office created by them whenever they may deem it expedient. The council may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties and provide for reasonable compensation for the services rendered.

Section 6. The mayor, councilmen and municipal judge shall hold their offices for a term of two (2) years. Councilmen elected in April of 1968 shall have terms expiring the first Monday in May, 1970. Section 7. All officers elected or appointed shall be qualified electors of said city, except that the city may appoint non-residents as city attorney, municipal judge pro tem, city treasurer, and as law enforcement officers when deemed necessary, including the appointment of non-residents who also serve as city attorney, municipal judge pro tem, city treasurer, or law enforcement officers of another municipality or public agency; Provided, That nothing herein shall authorize the appointment of nonresidents of this state. The city attorney shall be a qualified elector of the county in which said city is located or of an adjoining county. The removal from such city of any officer required to be a qualified elector shall occasion a vacancy in such office. The clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings. The council may require all city officers, elected or appointed, to take and subscribe an oath and give bonds and security for the faithful performance of their duties.

Section 8. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 9. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed as provided in Article 12, Section 5, Subdivision (c) (3) of the con-

stitution of the State of Kansas, in which case the ordinance shall become effective upon approval by a majority of electors voting at an election held on the ordinance.

PASSED BY THE GOVERNING BODY BY NOT LESS THAN TWO-THIRDS OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF THIS 18 DAY OF NOVEMBER, 1968.

APPROVED BY THE MAYOR THIS 18 DAY OF NOVEMBER, 1968.

/s/ Al T. Luxford Mayor

ATTEST: /s/ Jinny Oberlander City Clerk



The foregoing Charter Ordinance No. 5 was passed on the 15th day of July, 1968 as shown by the Journal of Proceedings at page 868 by a vote of all "Ays" for, being not less than two-thirds of the members-elect of the governing body, published in the Johnson County Herald, the official City newspaper on the 24th day of July, 1968 and the 31st day of July, 1968, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty days after the final publication, said charter ordinance took effect on the 30th day of September, 1968



Jimmy Oberlander
City Clerk

Repealed by charter ord. #6

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM THE PROVISIONS OF K.S.A. 1968 SUPP. 14-201, RELATING TO THE ELECTION AND APPOINTMENT OF CITY OFFICERS AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS OF THE SAME SUBJECT.

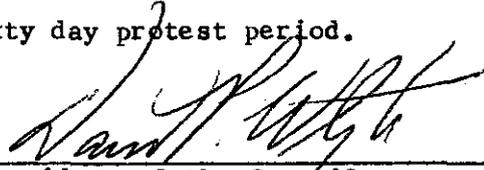
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

- Section 1. The City of Leawood, Kansas, under the authority of Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it, K.S.A. 1968 Supplement, 14-201, which applies to said city but the provisions of which do not apply uniformly to all cities and provides substitutes and additional provisions on the same subject.
- Section 2. There shall be elected on the first Tuesday in April of each odd-numbered year one councilman from each of the four wards in the city as hereinafter provided. There shall be elected a mayor every four years beginning on the first Tuesday in April, 1969. The mayor shall appoint by and with consent of the council the city treasurer, a city marshal, chief of police, city clerk, city attorney, and may appoint policemen and such other officers as may be deemed necessary. Officers so appointed and confirmed shall hold their offices for a term of one year and until their successors are appointed and qualified. The council shall by ordinance specify their duties and compensation and by ordinance may abolish any office created by them whenever they may deem it expedient. The council may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties and provide for reasonable compensation for the services rendered.
- Section 3. The mayor and councilmen shall hold their offices for a term of four years. Councilmen elected in April of 1968 shall have terms expiring in 1971.
- Section 4. This charter ordinance shall be published once each week for two consecutive weeks in the official city newspaper.
- Section 5. This charter ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed as provided in Article 12, Section 5, Subdivision (c) (3) of the constitution of the State of Kansas, in which case the ordinance shall become effective upon approval by a majority of electors voting at an election held on the ordinance.

PASSED BY THE GOVERNING BODY BY NOT LESS THAN TWO-THIRDS OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF THIS 15TH DAY OF JULY, 1968.

APPROVED BY THE PRESIDENT OF THE COUNCIL ACTING IN THE ABSENCE OF THE
MAYOR THIS 15TH DAY OF JULY, 1968.

No protest was filed during the sixty day protest period.



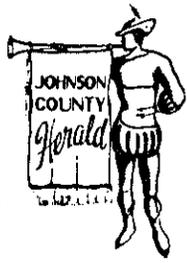
President of the Council
Acting in the Absence of the Mayor

ATTEST:



City Clerk





LEAWOOD

(First Published in Johnson County Herald
Friday, July 24, 1968)

CHARTER ORDINANCE NO. 5

A CHARTER ORDINANCE EXEMPTING THE
CITY OF LEAWOOD, KANSAS, FROM THE
PROVISIONS OF K.S.A. 1968 SUPP. 14-201
RELATING TO THE ELECTION AND AP-
POINTMENT OF CITY OFFICERS AND PRO-
VIDING SUBSTITUTE AND ADDITIONAL PRO-
VISIONS OF THE SAME SUBJECT.

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

Section 1. The City of Leawood, Kansas, under
the authority of Article 12, Section 5, of the
Constitution of the State of Kansas, hereby
elects to exempt itself from and make in-
applicable to it, K.S.A. 1968 Supplement,
14-201, which applies to said city but the
provisions of which do not apply uniformly
to all cities and provides substitutes and
additional provisions on the same subject.

Section 2. There shall be elected on the first
Tuesday in April of each odd-numbered year
one councilman from each of the four wards
in the city as hereinafter provided. There
shall be elected a mayor every four years
beginning on the first Tuesday in April, 1969.
The mayor shall appoint by and with consent
of the council the city treasurer, a city mar-
shall, chief of police, city clerk, city attorney,
and may appoint policemen and such other of-
ficers as may be deemed necessary. Officers
so appointed and confirmed shall hold their
offices for a term of one year and until
their successors are appointed and qualified.
The council shall by ordinance specify their

duties and compensation and by ordinance may
abolish any office created by them whenever
they may deem it expedient. The council may
retain a licensed professional engineer to act
in the capacity of city engineer for specifically
defined duties and provide for reasonable com-
pensation for the services rendered.

Section 3. The mayor and councilmen shall
hold their offices for a term of four years.
Councilmen elected in April of 1968 shall
have terms expiring in 1971.

Section 4. This charter ordinance shall be
published once each week for two consecutive
weeks in the official city newspaper.

Section 5. This charter ordinance shall take
effect sixty-one (61) days after its final
publication unless a sufficient petition for a
referendum is filed as provided in Article 12,
Section 5, Subdivision (c) (3) of the constitu-
tion of the State of Kansas, in which case the
ordinance shall become effective upon approval
by a majority of electors voting at an election
held on the ordinance.

PASSED BY THE GOVERNING BODY BY NOT
LESS THAN TWO-THIRDS OF THE MEMBERS
ELECT VOTING IN FAVOR THEREOF THIS
15TH DAY OF JULY, 1968.

APPROVED BY THE PRESIDENT OF THE
COUNCIL ACTING IN THE ABSENCE OF THE
MAYOR THIS 15TH DAY OF JULY, 1968.

/s/ David P. Whyte
President of the Council
Acting in the Absence of the
Mayor

ATTEST:
/s/ Jinny Oberlander
City Clerk

30-31

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER being first duly sworn,

Deposes and says: That he is the editor of the Johnson
County Herald, a weekly newspaper printed in the
State of Kansas, and published in and of general circu-
lation in Johnson County, Kansas, with a general paid
circulation on a weekly basis in Johnson County,
Kansas, and that said newspaper is not a trade, religious
or fraternal publication.

Said newspaper is a weekly, published at least
weekly 50 times a year; has been published continu-
ously and uninterruptedly in said county and state for
a period of more than five years prior to the first
publication of said notice; and has been admitted at the
post office of Shawnee Mission, 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 consecutive weeks, the first
publication thereof being made as aforesaid on the

24th day of July, 1968, with
subsequent publications being made on the following
dates:

- July 31 _____, 1968
- _____ , 19_____
- _____ , 19_____
- _____ , 19_____
- _____ , 19_____
- _____ , 19_____

Bob Fiser

Subscribed and sworn to before me this 31st
day of July

Helen M. [Signature]

My Commission Expires Aug. 28, 1971

My commission expires: _____



Notary Fee	- - - - -	\$	_____
Printer's fee	- - - - -	\$	21.86
Additional copies	- - - - -	\$.10
Total Charge	- - - - -	\$	21.96

**Johnson County Herald—Fully qualified to
publish legal notices**

Official Paper for the cities of Countryside, Fairway,
Leawood, Merriam, Mission, Mission Hills, Mission
Woods, Overland Park, Prairie Village, Roeland Park,
Shawnee, Westwood and Westwood Hills; Sewer Dis-
tricts, Shawnee Township and the Mission Township
Water and Park Boards.

Case No. -----

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION

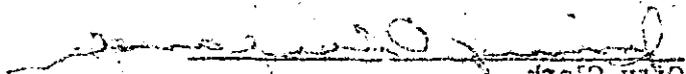


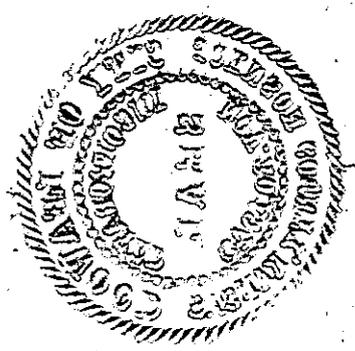
The foregoing Charter Ordinance No. 4 was passed on the 3rd day of June, 1968 as shown by the Journal of Proceedings at page 849 by a vote of all "Ays" for, being not less than two-thirds of the members-elect of the governing body, published in the Johnson County Herald, the official City newspaper on the 5th day of June, 1968 and the 12th day of June, 1968, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty days after the final publication, said charter ordinance took effect on the 12th day of August, 1968.



James O. Overlander
City Clerk

The foregoing Charter Ordinance No. 4 was passed on the 3rd day of June, 1968 as shown by the Journal of Proceedings at page 849 by a vote of all "Ayes" for, being not less than two-thirds of the members of the governing body, published in the Johnson County Herald, the official City newspaper on the 5th day of June, 1968 and the 13th day of June, 1968, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty days after the final publication, said charter ordinance took effect on the 13th day of August, 1968.


City Clerk



CHARTER ORDINANCE NO. 4

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 79-1952; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT: AND REMOVING ANY LIMITATIONS OF TAX LEVY.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

SECTION 1. The City of Leawood, Kansas, a city of the second class, 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, and make inapplicable to it, K.S.A. 79-1952, and provide substitute and additional provisions as hereinafter set forth in this ordinance. K.S.A. 79-1952 is applicable to this city but is not applicable uniformly to all cities of the second class, and the legislature has not established classes of cities for the purpose of imposing tax limitations and prohibitions under said constitutional provision.

SECTION 2. The Governing Body of the City of Leawood, Kansas, is hereby authorized and empowered to levy taxes in each year on each dollar of assessed tangible valuation of said city for the following city purposes; provided, that the city purposes specifically authorized by other statutes are not excluded because they are not enumerated herein:

General operating fund (which shall include the following activities): General government; police department; fire department; health and sanitation, including refuse collection and disposal; highways (all public traveled ways, including bridges); storm sewer maintenance; parks; street lighting; ambulance service; civil defense; community buildings; recreation and flood control.

Said Governing Body may levy an amount necessary to meet the requirements of its adopted budget.

SECTION 3. This ordinance shall be published once each week for two (2) consecutive weeks in the official city newspaper.

SECTION 4. This is a charter ordinance and shall take effect sixty-one (61) days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the 3rd day of June, 1968.

No protest was filed during the sixty day protest period.

A T Luxford

Mayor

Attest:

Jimmy Oberlander

City Clerk





LEAWOOD

(First Published in Johnson County Herald, Wednesday, June 5, 1968)

CHARTER ORDINANCE NO. 4

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 79-1952; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND REMOVING ANY LIMITATIONS OF TAX LEVY.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

SECTION 1. The City of Leawood, Kansas, a city of the second class, 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, and make inapplicable to it, K.S.A. 79-1952, and provide substitute and additional provisions as hereinafter set forth

in this ordinance. K.S.A. 79-1952 is applicable to this city but is not applicable uniformly to all cities of the second class, and the legislature has not established classes of cities for the purpose of imposing tax limitations and prohibitions under said constitutional provision.

SECTION 2. The Governing Body of the City of Leawood, Kansas, is hereby authorized and empowered to levy taxes in each year on each dollar of assessed tangible valuation of said city for the following city purposes; provided, that the city purposes specifically authorized by other statutes are not excluded because they are not enumerated herein:

General operating fund (which shall include the following activities): General government; police department; fire department; health and sanitation, including refuse collection and disposal; highways (all public traveled ways, including bridges); storm sewer maintenance; parks; street lighting; ambulance service; civil defense; community buildings; recreation and flood control.

Said Governing Body may levy an amount necessary to meet the requirements of its adopted budget.

SECTION 3. This ordinance shall be published once each week for two (2) consecutive weeks in the official city newspaper.

SECTION 4. This is a charter ordinance and shall take effect sixty-one (61) days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds of the members-elect voting in favor thereof, the _____ day of June, 1968.

- /s/ Al T. Luxford
Mayor

Attest: /s/ Jinny Oberlander
City Clerk
(SEAL)

23-24

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER beina first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, 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 consecutive weeks, the first publication thereof being made as aforesaid on the

5th day of June, 1968, with subsequent publications being made on the following dates:

June 12 -----, 1968

-----, 19-----

-----, 19-----

-----, 19-----

-----, 19-----

-----, 19-----

Bob Fiser

Subscribed and sworn to before me this 12th

day of June, 1968

Helen M. Gredt

Notary Public in and for Johnson County, Kansas



My Commission Expires Aug. 28, 1971

My commission expires: -----

Notary Fee - - - - - \$ -----

Printer's fee - - - - - \$ 19.56

Additional copies - - - - - \$.10

Total Charge - - - - - \$ 19.66

Johnson County Herald—Fully qualified to publish legal notices

Official Paper for the cities of Countryside, Fairway, Leawood, Merriam, Mission, Mission Hills, Mission Woods, Overland Park, Prairie Village, Roeland Park, Shawnee, Westwood and Westwood Hills; Sewer Districts, Shawnee Township and the Mission Township Water and Park Boards.

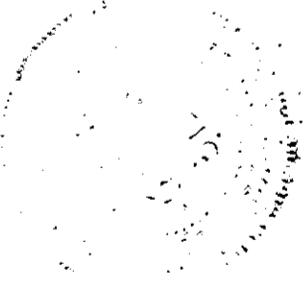
Case No. -----

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION



The foregoing Charter Ordinance No. 3 was passed on the 5th day of September, 1967 as shown by the Journal of Proceedings at page 777 by a vote of all "Ays" for, being not less than two-thirds of the members-elect of the governing body, published in the Johnson County Herald, the official City newspaper on the 13th day of September, 1967 and the 20th day of September, 1967, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty days after the final publication, said charter ordinance took effect on the 21st day of November, 1967.



James Oberlander
City Clerk

CHARTER ORDINANCE NO. 3

Repealed by Charter ord #8

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 12-1640 RELATING TO DEMAND DEPOSITS OF PUBLIC MONEYS AND CERTAIN DUTIES OF THE CITY TREASURER.

Be it ordained by the governing body of The City of Leawood, Kansas:

EXEMPTION FROM STATUTE. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-1640, which applies to said city but not uniformly to all cities.

PUBLICATIONS. Section 2. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

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

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, this 5 day of Sept, 1967.

Approved by the Mayor this 5 day of Sept, 1967.

Al T. Lufford
Mayor

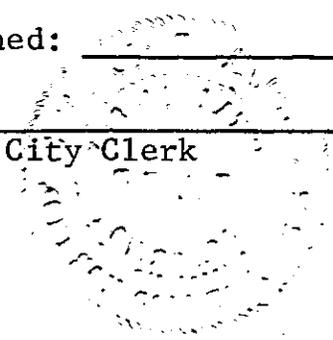
ATTEST:

Jenny Oberlander
City Clerk

Journal entry at page _____

Published: _____

City Clerk



CITY OF LEAWOOD

(First Published in the Johnson County Herald, Wednesday, September 13, 1967)

CHARTER ORDINANCE NO. 3

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 12-1640 RELATING TO DEMAND DEPOSITS OF PUBLIC MONEYS AND CERTAIN DUTIES OF THE CITY TREASURER.

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

EXEMPTION FROM STATUTE.

Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-1640, which applies to said city but not uniformly to all cities.

PUBLICATIONS. Section 2. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

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

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, this 5th day of Sept., 1967.

Approved by the Mayor this 5th day of Sept., 1967.

/s/ Al T. Luxford, Mayor.

Attest:
Jimmy Oberlande
City Clerk

72-73

STATE OF KANSAS,
JOHNSON COUNTY, ss:

Bob Fiser

being first duly sworn, deposes and says: That he is editor of The Johnson County Herald, a (name of newspaper)

weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a yearly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission 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

consecutive weeks, the first publication thereof being made as aforesaid on the 13th day of September, 1967.

with subsequent publications being made on the following dates:

September 20, 1967 _____, 19____
_____, 19____, 19____
_____, 19____, 19____

Bob Fiser

Subscribed and sworn to before me this 20th day of September, 1967.

Helen M. [Signature]
Notary Public
My Commission Expires Aug 28, 1968
JOHNSON COUNTY, KANSAS
NOTARY PUBLIC
Helen M. [Signature]

My Commission Expires: _____ My Commission Expires Aug 28, 1968
Printer's fee \$ 10.48
Additional copies \$ _____

IN THE _____ COURT OF
JOHNSON COUNTY, KANSAS

_____, 19____
The within Proof of Publication approved.

Judge.

The foregoing Charter Ordinance No. 2 was passed on the 16th day of March, 1964 as shown by the Journal of Proceedings at Page 410, by a vote of all "Ays" for, being not less than two-thirds of the members-elect of the governing body, published in the Daily News, the official City newspaper on the 20th day of March, 1964 and on the 27th day of March, 1964, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty days after the final publication, said charter ordinance took effect on the 27th day of May, 1964.



Virginia J. Oberlander
City Clerk

Repealed by Charter Ord # 8

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM SECTION 14-205 OF THE GENERAL STATUTES OF KANSAS, 1949, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO FILLING VACANCIES IN THE OFFICE OF COUNCILMAN, MAYOR AND POLICE JUDGE.

Be it ordained by the governing body of the City of Leawood, Kansas:

EXEMPTION. Section 1. The City of Leawood, Kansas, by the power invested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from Section 14-205 of the General Statutes of Kansas, 1949, which apply to said city but not uniformly to all cities, and provide substitute and additional provisions on the same subject as hereinafter provided.

QUALIFICATION OF OFFICERS; HOW VACANCIES FILLED; OATH AND BOND.
Section 2. All officers elected or appointed shall be qualified electors of the City of Leawood, Kansas, and the removal from such office of any officer shall occasion a vacancy in such office. In case of a vacancy in the office of councilman occurring by reason of resignation, death, removal from ward, removal from the city, removal from office, or becoming Mayor by reason of being President of the council when a vacancy occurs in the office of Mayor, the Mayor shall appoint, with the consent of a majority of the remaining councilmen, some suitable elector of the city to fill the vacancy until the next regular city election at which time a councilman shall be elected to fill the balance of the unexpired term of such office. In case of a vacancy in the office of Mayor occurring by reason of resignation, death, removal from office, removal from the city, or refusal or failure to qualify, the President of the council, or in the case of the Mayor-elect's refusal or failure to qualify, the new President of the council, shall become Mayor until the expiration of the term, and a vacancy shall occur in the office of the councilman becoming Mayor. In case of a vacancy in the office of police judge occurring by reason of resignation, death, removal from the city or removal from office the Mayor shall appoint, with the consent of a majority of the councilmen a suitable elector of the city to fill the vacancy until the next regular city election at which time a police judge shall be elected to fill the balance of the unexpired term of such office. Other vacancies shall be filled until the next annual city election by appointment of the Mayor with the consent of a majority of the governing body. The clerk shall enter every appointment to office, and the date thereof, on the journal of proceedings. The council may require all city officers elected or appointed, to take and subscribe an oath and give bonds and security for the faithful performance of their duties.

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

TAKE EFFECT. Section 4. This is a charter ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if

approved by a majority of the electors voting thereon.

Passed by the City Council, not less than two-thirds of the members-elect voting in favor thereof, this 16 day of March, 1964.

Approved by the Mayor this 16 day of March, 1964.

Leif D. Jones
Mayor

Attest:

Virginia J. Oberlander
City Clerk

Published: _____

Journal entry at page _____

City Clerk



PROOF OF PUBLICATION

STATE OF KANSAS)
) ss:
COUNTY OF JOHNSON)

Betty G. Peters of lawful age,
being first duly sworn, deposeth and saith that she is

clerk of

THE DAILY NEWS,

a daily newspaper printed in the State of Kansas and
published in the City of Olathe, Johnson County, Kansas,
of general paid circulation on a daily, weekly, monthly,
or yearly basis in Johnson County, Kansas, and not a
trade, religious, or fraternal publication, which news-
paper has been entered as second-class mail matter in
the United States post office in Olathe, Kansas, which
newspaper is a continuation of

THE OLATHE NEWS,

a daily newspaper; that said newspaper THE OLATHE
NEWS was a continuation on a daily basis of

THE OLATHE MIRROR

THE JOHNSON COUNTY DEMOCRAT,

a weekly newspaper, which said weekly newspaper was
a combination and continuation of the THE OLATHE
MIRROR, a weekly newspaper, and THE JOHNSON
COUNTY DEMOCRAT, a weekly newspaper, under the
combined names of both as above set forth; that the
name of said weekly newspaper,

THE OLATHE MIRROR

THE JOHNSON COUNTY DEMOCRAT,

was changed to the OLATHE NEWS, effective April 5,
1960, and concurrently with the change from a weekly
to a daily publication basis; that the name of said daily
newspaper, THE OLATHE NEWS, was changed to THE
DAILY NEWS, effective April 3, 1962; that said news-
paper in its separate and combined weekly form and in
its daily form and under all of its former names, separ-
ate or combined, and its present name, has possessed all
of the foregoing qualifications and has continuously and
uninterruptedly published weekly or daily, except Sun-
days and Mondays, for more than fifty weeks a year
and has been so published for more than five years prior
to the first publication of the notice hereinafter men-
tioned; and that a notice, of which a true copy is
hereto attached, was printed in the regular and entire

Friday issue of said THE DAILY NEWS for

two consecutive weeks, the
first publication being made as aforesaid on the

Twentieth day of March

A.D., 1964, and the last on the Twenty-seventh

day of March, 1964

Affiant further says that she has personal knowledge of
the statements above set forth, and that they are true.

Betty G. Peters

Subscribed and sworn to before me this 27th

day of March, 1964

Notary Public
Term expires: February 24,
1966

President of the council when a va-
cancy occurs in the office of Mayor;
the Mayor shall appoint with the
consent of a majority of the remaining
councilmen, some suitable elector of
the city to fill the vacancy until the
next regular city election at which
time a councilman shall be elected
to fill the balance of the unexpired
term of such office. In case of a
vacancy in the office of Mayor occur-
ring by reason of resignation, death,
removal from office, removal from
the city, or refusal or failure to
qualify, the President of the council,
or in the case of the Mayor-elect's
refusal or failure to qualify, the new
President of the council, shall become
Mayor until the expiration of the term,
and a vacancy shall occur in the
office of the councilman, becoming
Mayor. In case of a vacancy in the
office of police judge occurring by
reason of resignation, death, removal
from the city or removal from office
the Mayor shall appoint with the
consent of a majority of the council-
men a suitable elector of the city to
fill the vacancy until the next regu-
lar city election at which time a
police judge shall be elected to fill
the balance of the unexpired term of
such office. Other vacancies shall
be filled until the next annual city
election by appointment of the Mayor
with the consent of a majority of
the governing body. The clerk shall
enter every appointment to office,
and the date thereof, on the journal
of proceedings. The council may re-
quire all city officers elected or ap-
pointed to take and subscribe an
oath and give bonds and security for
the faithful performance of their du-
ties.
PUBLICATION. Section 3. This or-
dinance shall be published once each
week for two consecutive weeks in
the official city newspaper.
TAKE EFFECT. Section 4. This is
a charter ordinance and shall take
effect sixty-one (61) days after final
publication unless a sufficient petition
for a referendum is filed and a re-
ferendum held on the ordinance as
provided in Article 12, Section 5,
Subdivision (c) (3) of the Constitution
of Kansas, in which case the or-
dinance shall become effective if ap-
proved by a majority of the electors
voting thereon.
Passed by the City Council, not less
than two-thirds of the members-elect
voting in favor thereof, this 16th day
of March, 1964.
Approved by the Mayor this 16th day
of March, 1964.
Lloyd D. Jones
Mayor
Attest:
Virginia Oberlander
City Clerk

(First Published in The Daily News,
Friday, March 20, 1964.)
CHARTER ORDINANCE NO. 2
A CHARTER ORDINANCE EXEMPT-
ING THE CITY OF LEAWOOD, KAN-
SAS, FROM SECTION 14-205 OF THE
GENERAL STATUTES OF KANSAS,
1949, AND PROVIDING SUBSTITUTE
AND ADDITIONAL PROVISIONS ON
THE SAME SUBJECT, RELATING TO
FILLING VACANCIES IN THE OFFICE
OF COUNCILMAN, MAYOR AND PO-
LICE JUDGE.
Be it ordained by the governing body
of the City of Leawood, Kansas:
EXEMPTION. Section 1. The City
of Leawood, Kansas, by the power
invested in it by Article 12, Section
5, of the Constitution of the State of
Kansas, hereby elects to make in-
applicable to it and exempts itself
from Section 14-205 of the General
Statutes of Kansas, 1949, which apply
to said city but not uniformly to all
cities, and provide substitute and ad-
ditional provisions on the same sub-
ject as hereinafter provided.
QUALIFICATION OF OFFICERS;
HOW VACANCIES FILLED. OATH
AND BOND. Section 2. All officers
elected or appointed shall be qual-
ified electors of the City of Leawood,
Kansas, and the removal from such
office of any officer shall occasion a
vacancy in such office. In case of a
vacancy in the office of councilman
occurring by reason of resignation,
death, removal from ward, removal
from the city, removal from office, or
becoming Mayor by reason of being

The foregoing Charter Ordinance No. 1 was passed on the 5th day of March, 1962, as shown by the Journal of Proceedings at page 238, by a vote of 9 for and none against, being not less than two-thirds of the members-elect of the governing body, published in the Olathe News, the official city newspaper, on the 9th day of March, 1962, and on the 16th day of March, 1962, being once each week for two consecutive weeks, and there being no petition demanding a referendum filed with the city clerk within sixty days after the final publication, said charter ordinance took effect on the 17th day of May, 1962.

Elinor Magee
CITY CLERK



CHARTER ORDINANCE NO. 1 - *Repealed by charter
ord #8*

A Charter Ordinance exempting the City of Leawood, Kansas from that part of Section 14-201 of the 1961 supplement to the General Statutes of Kansas, 1949, relating to the election and term of office of City Treasurer, and providing substitute provisions for the appointment and term of the City Treasurer.

Be it ordained by the governing body of The City of Leawood, Kansas

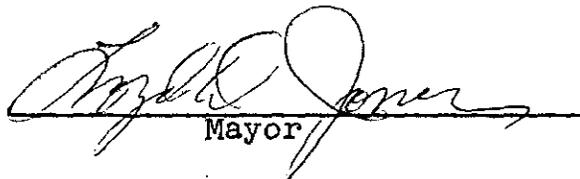
Section 1. The City of Leawood, Kansas hereby exempts itself from that part of Section 14-201 of the 1961 supplement to the General Statutes of Kansas, 1949, relating to the election and term of office of City Treasurer.

Section 2. At the first regular meeting of the governing body in May of each year beginning in 1962, the Mayor shall appoint, with the consent of the Council, a City Treasurer, who shall hold office until his successor is appointed and qualifies unless removed for cause by the Mayor with the consent of the Council:

Provided, the person holding the office by virtue of appointment in February, 1962, for a term expiring May 7, 1962 shall continue in office until his successor is appointed in 1962.

Section 3. This Charter Ordinance shall be published once each week for two consecutive weeks in the official city newspaper and shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed and a referendum held on the ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

Passed by the governing body, not less than two-thirds of the members-elect voting in favor thereof, the 5th day of March, 1962.



Mayor

(Seal)

Attest:



City Clerk

Printer's Fee \$14.91

PROOF OF PUBLICATION

STATE OF KANSAS)
) ss:
COUNTY OF JOHNSON)

Gloria J. Everett of lawful age,
being first duly sworn, deposes and saith that she is
clerk of

THE OLATHE NEWS,

a daily newspaper printed and published in the City of
Olathe, Johnson County, Kansas, of general paid circulation
on a daily, weekly, monthly or yearly basis in Johnson
County, Kansas, and not a trade, religious or frat-
ernal publication, and which newspaper has been
entered as second-class mail matter in the United
States post office, Olathe, Kansas, and which newspaper has
been continuously and uninterruptedly published daily ex-
cept Sundays and Mondays for more than fifty weeks a
year and has been so published for more than one year prior
to the first publication of the notice hereinafter mentioned,
and that a notice, of which a true copy is hereto attached,
was printed in the regular and entire Friday issue

of said OLATHE NEWS for two consecutive weeks,
the first publication being made as aforesaid on the
ninth day of March
A.D., 1962, and the last on the sixteenth
day of March, 1962.

Affiant further says that she has personal knowledge of
the statements above set forth, and that they are true.

Gloria J. Everett

Subscribed and sworn to before me this 16th
day of March, 1962

Notary Public
Term expires: February 24, 1966

First Published in The Olathe
News, Friday, March 9, 1962)

CHARTER ORDINANCE NO. 1

A Charter Ordinance exempting
the City of Leawood, Kansas from
that part of Section 14-201 of the
1961 supplement to the General
Statutes of Kansas, 1949, relating to
the election and term of office of
City Treasurer, and providing substi-
tute provisions for the appoint-
ment and term of the City Treasurer.
BE IT ORDAINED BY THE GOV-
ERNING BODY OF THE CITY OF
LEAWOOD, KANSAS

Section 1. The City of Leawood,
Kansas hereby exempts itself from
that part of Section 14-201 of the
1961 supplement to the General
Statutes of Kansas, 1949, relating
to the election and term of office
of City Treasurer.

Section 2. At the first regular
meeting of the governing body in
May of each year beginning in 1962,
the Mayor shall appoint, with the
consent of the Council, a City
Treasurer, who shall hold office un-
til his successor is appointed and
qualifies unless removed for cause
by the Mayor with the consent of
the Council:

Provided, the person holding the
office by virtue of appointment in
February, 1962, for a term expir-
ing May 7, 1962 shall continue in
office until his successor is ap-
pointed in 1962.

Section 3. This Charter Ordinance
shall be published once each week
for two consecutive weeks in the
official city newspaper and shall
take effect sixty-one (61) days af-
ter final publication unless a suf-
ficient petition for a referendum is
filed and a referendum held on the
ordinance as provided in Article 12.

Section 5. Subdivision (c) (3) of the
Constitution of Kansas, in which
case the ordinance shall become ef-
fective if approved by a majority of
the electors voting thereon.

Passed by the governing body,
not less than two-thirds of the
members-elect voting in favor
thereof, the 5th day of March,
1962.

Lloyd D. Jones
Mayor

(SEAL)
Attest:
s. ELINOR MAGEE
City Clerk