

APPENDIX A — CHARTER ORDINANCES

NOTE: The charter ordinances included herein are for information only. Each of them contains the substance as adopted by the governing body but enacting clauses, publication clauses and signatures have been omitted to conserve space. Complete copies of each charter ordinance as adopted are on file in the office of the city clerk and with the Kansas secretary of state. Date of passage by the governing body of each charter ordinance is shown in parenthesis at the end of the text.

CHARTER ORDINANCE NO. 377

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE, KANSAS, FROM THE PROVISIONS OF SECTION 15-601 AND 15-602 OF THE GENERAL STATUTES OF 1949, RELATING TO POWERS AND DUTIES OF THE CITY MARSHAL AND THE ASSISTANT MARSHAL PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

Be it ordained by the governing body of the City of Rossville:

Section 1. The City of Rossville, Kansas, under the authority of Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and to make inapplicable to it Sections 15-601 and 15-602 of the General Statutes of 1949, which apply to said city but the provisions of which do not apply uniformly to all cities, and to provide substitute and additional provisions on the same subject.

Section 2. The city marshal shall be chief of police and shall at all times have power to make or order an arrest with proper process, for any offense against the laws of the state, or of the city, and to arrest without process in all cases where any such offense shall be committed or attempted to be committed in his presence. The city marshal shall have power and it shall be his duty to keep all such persons arrested in the city prison or other place to prevent their escape until a trial can be had before the proper officer except as otherwise provided in Section 3 of this ordinance. The city marshal shall execute all processes issued by the police judge and delivered to him for that purpose.

Section 3. Whenever any person is arrested for any violation of a traffic ordinance for which a written notice to appear and a cash appearance bond is by ordinance authorized and provided and such person is not given an immediate hearing before the police judge, the city marshal shall prepare and make such disposition of such written notice to appear as shall be provided by ordinance. The city marshal may also require any person arrested for any such violation and under such circumstances to post a cash bond in the manner and in the amount and for the offenses prescribed by such ordinance. Whenever any such person shall have given his written promise to appear and shall have posted the required cash bond, if any, the city marshal shall forthwith release the person arrested from custody.

CHARTER ORDINANCE NO. 1

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE, KANSAS, FROM K.S.A. 1973 SUPP., 15-201, PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO THE ELECTION OF THE MAYOR AND COUNCILMEN, THEIR TERMS OF OFFICE AND FILLING OF VACANCIES.

Be it ordained by the governing body of the City of Rossville, Kansas:

Section 1. The City of Rossville, 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. 1973 Supp., 15-201, and provide substitute and additional provisions as hereinafter set forth in this ordinance. Such statutory section is applicable to this city but is not applicable uniformly to all cities.

Section 2. On the first Tuesday in April, 1977, there shall be elected a mayor and five councilmen. At said election the mayor and the two candidates for councilmen receiving the highest number of votes shall be declared elected for a term of four years. The candidates for councilmen receiving the next three highest number of votes shall be declared elected for a term of two years. Succeeding elections for all such offices shall be for four year terms, or until the successors to such offices are qualified.

Section 3. In cases of a vacancy in the office of mayor, the president of the council shall become mayor until the next regular election for that office and a vacancy shall occur in the office of the councilman becoming mayor.

In case of a vacancy in the council occurring by reason of resignation, death, or removal from office or from the city, the mayor, by and with the advice and consent of the remaining councilmen, shall appoint some suitable elector to fill the vacancy until the next election for that office. In case any person elected as a councilman neglects or refuses to qualify within 30 days after his election, he shall be deemed to have refused to accept such office and a vacancy shall exist, and thereupon the mayor may, with the consent of the remaining councilmen, appoint some suitable elector to fill said vacancy. (12-31-76)

CHARTER ORDINANCE NO. 80-1

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE, KANSAS, FROM K.S.A. 15-209, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT FOR PURPOSES OF REPEALING CHARTER ORDINANCE NO. 2 AND ALLOWING CERTAIN APPOINTED CITY OFFICERS TO BE NON-RESIDENTS.

Be it ordained by the governing body of the City of Rossville, Kansas:

hereby exempt itself from the provisions of K.S.A. 1978 Supp. 75-1122 and makes said statutes inapplicable to the City of Rossville, Kansas thus exempting said city from the requirement of having an annual audit. (9-15-80)

CHARTER ORDINANCE NO. 82-1

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE, KANSAS, FROM THE PROVISIONS OF SECTION 75-1120a OF KANSAS STATUTES ANNOTATED (1980 SUPPLEMENT), SO AS NOT TO REQUIRE SAID CITY TO MAINTAIN FIXED ASSET RECORDS.

Be it ordained by the governing body of the City of Rossville, Kansas:

Section 1. That the City of Rossville, Kansas, a city of third class, who and by virtue of the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself and does hereby exempt itself from the provisions of K.S.A. 75-1120a as amended by the 1980 supplements thereto, and makes said statutes inapplicable to said city insofar as said statutes require the City of Rossville, Kansas, to maintain fixed records. (4-19-82)

CHARTER ORDINANCE NO. 10

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE FROM K.S.A. 79-5001 TO 79-5017 INCLUSIVE, AND ANY AMENDMENTS THERETO.

Be it ordained by the governing body of the City of Rossville:

Section 1. The City of Rossville, 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. 79-5001 to 79-5017, inclusive, and any amendments thereto, which is 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 79-5017, inclusive, and any amendments thereto, shall not apply to any taxes levied by the City of Rossville. (6-13-83)

CITY of ROSSVILLE

438 Main
Rossville, Kansas 66533
913-584-6155

CHARTER ORDINANCE NO 93-1

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE, KANSAS, FROM K.S.A. 15-209, PROVIDING SUBSTITUTE AND ADDITIONAL PROCEEDINGS ON THE SAME SUBJECT, RELATING TO THE QUALIFICATIONS OF OFFICERS AND HOW VACANCIES ARE FILLED AND REPEALING CHARTER ORDINANCE NO. 88-1 section 3 OF THE CITY OF ROSSVILLE, KANSAS

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

SECTION I: The City of Rossville, 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. 15-209, and provide substitute and additional provisions as hereinafter set forth in this Ordinance. Such statutory section is applicable to this City but is not applicable uniformly to all cities.

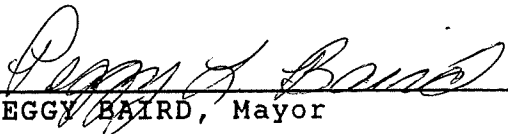
SECTION II: The officers elected or appointed under this Ordinance shall be qualified electors of said City, except the City may appoint nonresidents as City Treasurer, City Attorney, Municipal Judge and as law enforcement officers when deemed necessary, including the appointment of nonresidents who 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 elected or appointed under this Ordinance, who is required to be a qualified elector thereof, shall occasion a vacancy in such office,. All vacancies in office, except in the offices of Mayor and Councilmen, may be filled until the next regular time for appointment by appointment of the governing body. Every appointment to office and the date thereof, shall be entered on the journal of the proceedings of the Council.

SECTION III: Charter Ordinance No. 88-1 Section 3 of the City of Rossville, Kansas is hereby repealed.

SECTION IV: This Ordinance shall be published once each week for two (2) consecutive weeks in the official city newspaper.

SECTION V: 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 council not less than two-thirds of the members-elect voting in favor thereof the 16 day of August, 1993.


PEGGY BAIRD, Mayor

ATTEST:


Lisa Stum, City Clerk

CITY of ROSSVILLE

Rossville, Kansas 66533

CHARTER ORDINANCE # 88-1

A CHARTER ORDINANCE OF THE CITY OF ROSSVILLE, KANSAS REPEALING CHARTER ORDINANCE NO. 3 AND REPEALING ALL PROVISIONS, EXCEPT SECTION 4, OF CHARTER ORDINANCE NO. 80-1.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ROSSVILLE, KANSAS;


SECTION 1. REPEAL OF CHARTER ORDINANCE NO. 3. Charter ordinance No. 3 dated June 3, 1972 pertaining to appointment of city officers is hereby repealed in its entirety.

SECTION 2. REPEAL OF PORTIONS OF CHARTER ORDINANCE NO. 80-1 Charter Ordinance No. 80-1 dated September 2, 1980 pertaining to non-resident city officers is repealed, except for Section 4 thereof, which shall remain effective.

SECTION 3. ADHERENCE TO K.S.A. 15-204 and 15-209. Upon and after the effective date of this ordinance, the city shall adhere to and be governed by the provisions of K.S.A. 15-204 and 15-209.
PEPARED BY
ORD # 93-1

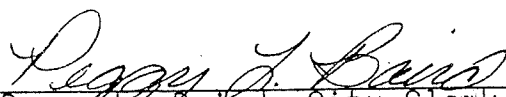
SECTION 4. EFFECTIVE DATE. This Charter Ordinance shall take effect sixty (60) days after its second consecutive weekly publication in the official city newspaper of the City of Rossville, Kansas or as otherwise provided by Article 12, Section 5 of the Kansas Constitution should a valid petition be filed.

PASSED AND APPROVED THIS 15 DAY OF February 1988.



Harold Irwin, Mayor

ATTEST;



Peggy L. Baird, City Clerk

CITY of ROSSVILLE

founded in 1871

"Come Grow With Us!"

City Hall
438 Main • P.O. Box 337
Rossville, KS 66533
785-584-6155



Fax: 785-584-6667

Visit us at:
www.rossvillekansas.us

CHARTER ORDINANCE 17-01

AN ORDINANCE TO EXEMPT THE CITY FROM K.S.A. 15-204: PROVIDING FOR APPOINTMENT OF CITY OFFICIALS PROVISIONS AND WHICH UPDATE THE CODE OF THE CITY OF ROSSVILLE

SECTION 1. INAPPLICABILITY. The City, by virtue of the powers vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to continue to exempt itself and hereby makes inapplicable to it K.S.A. 15-204 Such referenced provisions are either enactments or parts thereof which are applicable to this City and not applicable uniformly to all cities, and the City provides further substitute and additional provisions as set forth herein.

SECTION 2. SUBSTITUTE PROVISIONS. By virtue of the powers vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, the City hereby enacts the following substitute and additional provisions by amending the Code of the City of Rossville, as follows:

Chapter I, Article 3 of the Code of the City of Rossville is hereby amended as follows:

1-316. Appointment and Removal of Officers; Mayor and Council, City Board Appointees.

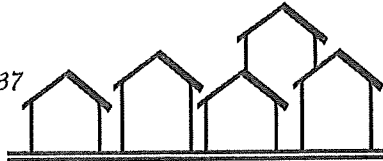
(a) The Mayor, at the second regular meeting of the Council in January of each year, shall appoint, by and with the consent of the Council, a City Clerk, Treasurer, a Municipal Judge, a Chief of Police, a City Attorney, a City Engineer, A City Prosecutor and any other offices deemed necessary, whose offices are hereafter provided by Ordinance. All such officers shall qualify in the manner and shall have and perform the duties required by this and other Ordinances of the City and the applicable laws of Kansas. Unless otherwise resigned or removed, all existing appointed officers shall continue to hold office until their successors have been appointed and qualified. Every appointment to office, and the date thereof, shall be entered on the journal of proceedings of the Council.

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CHARTER ORDINANCE NO. 16-01

A CHARTER ORDINANCE EXEMPTING THE CITY OF ROSSVILLE, KANSAS, FROM THE PROVISIONS OF K.S.A. 15-201, RELATING TO THE ELECTION OF OFFICERS, THEIR TERMS OF OFFICE, TRANSITIONS TO NOVEMBER ELECTIONS, THE FILLING OF GOVERNING BODY VACANCIES, AND NOMINATION PETITIONS; AND, PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND REPEALING CHARTER ORDINANCE NO. 1.

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

Section 1. The City of Rossville, Kansas, by the power vested in it by Article 12, Section 5 of the Kansas Constitution hereby elects to and does exempt itself and make inapplicable to it the provisions of K.S.A. 15-201, which applies to this city, but is part of an enactment which does not apply uniformly to all cities.

Section 2. The governing body shall consist of a mayor and five council members to be elected to terms as set forth herein. The mayor and council members shall be residents and qualified electors of the City of Rossville, Kansas.

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

Section 4. General elections shall take place on the Tuesday succeeding the first Monday in November 2017. Succeeding elections will be held every two years for all such governing body positions whose terms have expired. A mayor and two council members shall be elected at one election, and the remaining three council members shall be elected at the succeeding election. The mayor and all council members shall have four year terms.

Section 5. In case of a vacancy in the council occurring by reason of resignation, death, or removal from office or from the city, the mayor, by and with the advice and consent of the remaining council members, shall appoint an elector to fill the vacancy until the next election for that office. In case any person elected as a council member neglects or refuses to qualify within 30 days after election, the council member shall be deemed to have refused to accept the office and a vacancy shall exist. The mayor may, with the consent of the remaining council members, appoint a suitable elector to fill the vacancy.

Section 6. In case of a vacancy in the office of mayor, the president of the council shall become mayor until the next regular election for that office and a vacancy shall occur in the office of the council member becoming mayor.

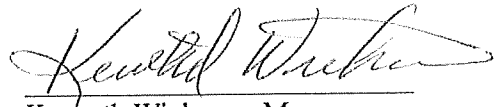
Section 7. In accordance with K.S.A. 25-205, and amendments thereto, any person may become

a candidate for city office elected at large by having had filed on their behalf, a nomination petition or a declaration of candidacy, accompanied by any fee required by law. The nomination petition must be signed by 3% of the qualified electors of the City of Rossville.

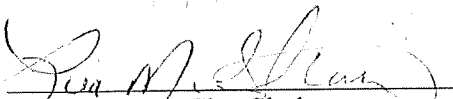
Section 8. This Charter Ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 9. This Charter Ordinance shall take effect 61 days after the final publication unless a sufficient petition for a referendum is filed, requiring a referendum to be held on the ordinance as provided by Article 12, Section 5, Subsection (c)(3) of the Constitution of the State of Kansas, in which case this Charter Ordinance shall become effective upon approval by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, this 19th day of December, 2016


Kenneth Wichman, Mayor

Attest:


Lisa M. Stum, City Clerk