

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 parentheses at the end of the text.

CHARTER ORDINANCE NO. 2

A CHARTER ORDINANCE EXEMPTING THE CITY OF OZAWKIE, KANSAS, FROM THE PROVISIONS OF THE FIRST PARAGRAPH OF K.S.A. 15-201, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO THE ELECTION AND TERMS OF OFFICERS.

Section 1. The City of Ozawkie, 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 hereby exempts itself from the provisions of the first paragraph of K.S.A. 15-210 and provides substitute and additional provisions as hereinafter set forth in this ordinance. Such referenced provisions are either enactments or a part thereof which are applicable to this city, but which are not applicable uniformly to all cities.

Section 2. There shall be a city election held on the first Tuesday in April of each odd-numbered year. At the first city election held after the adoption of this charter ordinance, there shall be elected a mayor and five council members. The mayor and the council members receiving the first and second highest number of votes at said first election shall be elected for terms of four years. The remaining three council members elected at said first election shall be elected for terms of two years. In the event of a tie vote affecting the terms of office for which council members will be elected at said first election, the city clerk shall determine by lot the term for which each person so affected will serve. At each succeeding city election, persons shall be elected to succeed the officers whose terms expire at such election, and such persons shall be elected for terms of four years. All persons elected under this section shall serve for the terms for which they were elected or until their successors are elected and qualified. (02-08-88)

CHARTER ORDINANCE NO. 3

A CHARTER ORDINANCE EXEMPTING THE CITY OF OZAWKIE, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4112 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT RELATING TO THE ASSESSMENT OF COSTS FOR THE ADMINISTRATION OF JUSTICE IN THE MUNICIPAL COURT OF OZAWKIE, KANSAS.

Section 1. The City of Ozawkie, 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 hereby exempts itself from the provisions of K.S.A 12-4112 and provides substitute and additional provisions as hereinafter set forth in this ordinance. Such referenced provisions are either enactments or a part thereof which are applicable to this city, but are not applicable uniformly to all cities.

Section 2. In addition to any costs assessed for witness fees and mileage as allowed by K.S.A. 12-4112 and 12-4411, each person found guilty of a violation of the ordinances of the City of Ozawkie, Kansas, shall be assessed costs in the amount of \$15.00 for the administration of justice in the Municipal Court of the City of Ozawkie, Kansas.
(02-08-88)

CHARTER ORDINANCE NO. 4

WHEREAS, the City of Ozawkie, Kansas, has determined that the financial statements and financial reports for the year ended December 31, 2005, to be prepared in conformity with the requirements of K.S.A. 75-1120a(a) are not relevant to the requirements of the cash basis and budget laws of this state, and are of no significant value to the Ozawkie City Council or the members of the general public of the City of Ozawkie, Kansas.

WHEREAS, there are no revenue bond ordinances or other ordinance or resolutions of the municipality which require financial statements and financial reports to be prepared in conformity with K.S.A. 75-1120a(a) as they apply to the City of Ozawkie, Kansas, for the year ended December 31st, 2005.

Be it further resolved that the City Council of the City of Ozawkie, Kansas, shall cause the financial statements and financial reports of the City of Ozawkie, Kansas, to be prepared on the basis of cash receipts and disbursements as adjusted to show compliance with the cash basis and budget laws of this State.

CHARTER ORDINANCE NO. 5

A CHARTER ORDINANCE EXEMPTING THE CITY OF OZAWKIE FROM THE PROVISIONS OF K.S.A. 66-1801 ET SEQ. , THE KANSAS UNDERGROUND UTILITY DAMAGE PROTECTION ACT, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OZAWKIE:

- Section 1. The City of Ozawkie, by virtue of the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects and does exempt itself and make inapplicable to it K.S.A. 66-1801 through K.S.A. 66-1816, the enactment known as the Kansas Underground Utility Damage Protection Act, which enactment applies to this city, but does not apply uniformly to all cities.
- Section 2. All underground water and wastewater facilities installed after July 1, 2008 shall be locatable.
- Section 3. Any excavator may, prior to excavating, call the city and request that the city locate any underground wastewater and water facilities.
- 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 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 the State of Kansas, in which case the ordinance shall become effective if approved by the majority of the electors voting thereon.