



427 Court St
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Clay Center, Kansas 67432
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Tuesday, December 15, 2015
5:30 p.m.

1. CALL TO ORDER

- A. Roll Call
- B. Pledge of Allegiance

2. MAYOR REPORT

- A. Updates

3. CITY CLERK REPORT

- A. None

4. STAFF REPORTS/COMMUNICATIONS

- A. 12/1/15 PUC Minutes
- B. Appropriation Ordinances 2315 & 2316

5. CITY ATTORNEY REPORT

- A. Updates

6. CONSENT AGENDA

- A. 12/1/15 City Council Meeting Minutes
- B. Appropriation Ordinances 3607 & 3608

7. CHARTER ORDINANCES

- A. Charter Ordinance No. 13 Exempting the City of Clay Center, Kansas From the Provisions of K.S.A. 14-103 and K.S.A. 14-201, Relating to the Election of Officers, Their Terms of Office, Transitions to November Elections, the Appointment of Officers, and Nomination Petitions; and Providing Substitute and Additional Provisions on the Same Subject; and Repealing Charter Ordinance No. 6

- B. Charter Ordinance No. 14 Exempting the City of Clay Center From the Provisions of L.2015 Chapter 88, Section 71, Relating to the Filing of Governing Body Vacancies

8. ORDINANCES

- A. Ordinance No. 2329 Providing for Revision to Governing Body Elections

9. RESOLUTIONS

- A. None

10. FORMAL ACTIONS

- A. Private Club Licenses
- B. Cereal Malt Beverage Licenses

COMMITTEE REPORTS

1. ADMINISTRATIVE

- A. Updates

2. PUBLIC SAFETY

- A. Updates

3. PUBLIC SERVICES

- A. Updates

4. PROPERTY & RECREATION

- A. Updates

5. ADJOURNMENT

DRAFT
CLAY CENTER CITY COUNCIL MEETING MINUTES
DECEMBER 1, 2015

The Clay Center City Council met in regular session on December 1, 2015 in the Council Chambers. Mayor Thatcher called the meeting to order at 5:30 p.m. City Council members in attendance were Betty Livengood, Phil Kasper, Karen Wright, C L Snodgrass, Glenn Hoover and Daton Hess. Also present were City Attorney Dustin Mullin and City Clerk Kerry Rozman. Councilor James Brown and Dennis Ouellette were absent.

Mayor Thatcher opened the Public Hearing for the Issuance of Taxable Industrial Revenue Bonds, Series 2015A and Series 2015B (Concordia Tractor, Inc.) for the Purpose of the Acquisition, Construction and Equipping a Commercial Facility; and Authorizing Certain Other Documents and Actions in Connection Therewith at 5:31 p.m. There were no comments from the Public. The Public Hearing ended at 5:32 p.m.

Mayor Thatcher reported that he received an e-mail from Dale Hershberger, P.E. of KDOT regarding the Notice of Termination (NOT) form sent to KDHE for the relinquishing of KDOT authorization to discharge stormwater runoff from construction activities on the two bridge sites (Court Street and Crawford Street – US Highway 24). The city will now be allowed to plant grass and plan for landscaping of the areas.

The minutes from the Public Utilities Commission meeting on November 16, 2015 and Public Utilities Commission Appropriations Nos. 2313 and 2314 were presented for review.

The Consent Agenda consisted of the meeting minutes of November 17, 2015 and Appropriation Ordinances Nos. 3605 and 3606. A motion was made by Councilor Kasper seconded by Councilor Hess to approve the Consent Agenda in its entirety. Roll call vote: Yeas: Hess, Livengood, Kasper, Hoover, Snodgrass and Wright. Nays: None.

A motion was made by Councilor Hess seconded by Councilor Hoover to adopt Ordinance No. 2328 Authorizing the City of Clay Center, Kansas to Issue Its Taxable Industrial Revenue Bonds, Series 2015A and 2015B (Concordia Tractor, Inc.) for the Purpose of the Acquisition, Construction and Equipping a Commercial Facility; and Authorizing Certain Other Documents and Actions in Connection Therewith. Roll call vote: Yeas: Kasper, Hess, Wright, Livengood, Hoover and Snodgrass. Nays: None.

Resolution No. 1577 Requesting the Director of Accounts and Reports to Waive the Requirements of K.S.A. 75-1120a(a) and Causing the Annually Required Financial Audit, of the City of Clay Center, for the Accounting Period 2016, to be Prepared Based on the Cash Basis and Budget Laws of the State of Kansas, all in the City of Clay Center, Kansas, and Pursuant to K.S.A. 75-1120a(c)(1) was presented to the Council for consideration. A motion was made by Councilor Kasper seconded by Councilor Livengood to approve Resolution No. 1577 as presented. Roll call vote: Yeas: Snodgrass, Hoover, Livengood, Kasper, Hess and Wright. Nays: None.

A motion was made by Councilor Hess seconded by Councilor Hoover to approve Resolution No. 1578 Establishing the Boundaries of the City of Clay Center, Kansas, Pursuant to K.S.A. 12-517. Roll call vote: Hoover, Livengood, Kasper, Snodgrass, Wright and Hess. Nays: None.

A motion was made by Councilor Wright seconded by Councilor Livengood Resolution No. 1579 Accepting Ownership of the Bridges Within the City Limits Currently Maintained by the City of Clay Center. Roll call vote: Yeas: Wright, Livengood, Snodgrass, Hess, Hoover and Kasper. Nays: None.

The radio equipment at the airport is in need of repairs that will be costly. Additionally, there is more crack repairs that need to be done. A motion was made by Councilor Hoover seconded by Councilor Hess to approve Contract Change Order No. 2 for AIP Project 3-20-0010-011 to install digital radio control in the amount of \$4,878.50 and additional crack repair in the amount \$1,787.50 for a grand total of

\$6,666.00 and authorize the mayor to sign the Contract Change Order No. 2 as stated. Motion carried 6-0.

Karen Buckner recently solicited bids for a truck for the cemetery. Two bids were received. One bid was from Hanson Ford for a total of \$24,485.00 for a 2016 Ford F250 Regular Cab 4x4 and one from Green Team for a total of \$31,865.00 for a 2015 Ram 2500 Tradesman Regular Cab 4x4 Long Box. A motion was made by Councilor Snodgrass seconded by Councilor Kasper to accept the bid from Hanson Ford for the 2016 Ford F250 Regular Cab 4x4 in the amount of \$24,485.00. Motion carried 6-0.

Committee Reports as follows:

Administrative: No report.

Public Safety: Councilor Snodgrass reported on the following: 1. The committee met prior to the council meeting to discuss the Lincoln School speed zones. There is an after school program called Project LEAD that runs from the time school is out until 5:35. The committee has been approached by school officials that are requesting that the school zone speed limit be enforced from 5:00 to 5:45 to ensure safety for the children. Staff will direct Attorney Mullin to look into this and draw up the necessary paperwork that will extend the school zone speed limit.

Public Services: No report.

Property and Recreation: No report.

Motion was made by Councilor Wright seconded by Councilor Hess to adjourn the meeting. Motion carried 6-0.

JAMES R THATCHER, Mayor

ATTEST:

KERRY ROZMAN, City Clerk

APPROPRIATION ORDINANCE
And
WARRANT REGISTER

No. 3607

December 10, 2015

An Ordinance making appropriation for the payment of certain claims. Be it ordained by the Mayor and the Council of the City of Clay Center, Kansas:

Sec. 1. That in order to pay claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of the respective funds in the city treasury the following amounts to-wit:

Payroll period **November 25, 2015 thru December 8, 2015**

<u>Base</u>	<u>Emp/Ben</u>	<u>W/H Taxes</u>	<u>B/C</u>	<u>Net</u>	<u>Vouchers</u>
<u>\$61,317.10</u>	<u>\$7,723.03</u>	<u>\$6,520.09</u>	<u>\$2,885.01</u>	<u>\$44,188.97</u>	<u>\$ 8,478.90</u>

Sec. 2. That this Ordinance shall take effect and be in force from and after its passage.

Passed and Signed this 10th day of **December 2015**.

(SEAL)

Mayor

Attested:

City Clerk

APPOST00 Mon Dec 7, 2015 10:18 AM
01.20.15 POSTING DATE: 12/10/2015

*** CITY OF CLAY CENTER KS ***
ACCOUNTS PAYABLE POSTING JOURNAL
CALENDAR 12/2015, FISCAL 12/2015

OPER: LS
JRN:1713

PAGE 1

INVOICE # LINE	DUE DATE	REFERENCE	NET	GL ACCOUNT #	GL ACCOUNT NAME	DISTID
160204	12/10/2015	1214 PRODUCTIVITY PLUS ACCOUNT				
1		OIL CAP F/CHAINSA - STREET	5.37	100-04-7230	EQUIPMENT MAINTENANCE & REPAIR	100
		INVOICE TOTAL	5.37			
		VENDOR TOTAL	5.37			
12/10/2015	12/10/2015	1210 KANSAS GAS SERVICE				
1		CITY HAL #510000357 100320191	85.45	100-01-7320	UTILITIES	100
2		FIRE DEPARTMENT	140.64	100-03-7320	UTILITIES	100
3		STREET DEPARTMENT	59.32	100-04-7320	UTILITIES	100
4		PARK DEPARTMENT	113.61	100-06-7320	UTILITIES	100
5		POOL DEPARTMENT	39.74	100-07-7320	UTILITIES	100
6		CEMETERY DEPARTMENT	34.72	100-08-7320	UTILITIES	100
7		AIRPORT	62.94	210-00-7320	UTILITIES	210
8		WASTEWATER DEPARTMENT	149.70	910-00-7320	UTILITIES	910
		INVOICE TOTAL	686.12			
		VENDOR TOTAL	686.12			
0-18/11-14	12/10/2015	1095 CLAY COUNTY GENERAL				
1		DISPATCHER TOTAL 10-18/11-14	6,987.41	100-02-7120	DISPATCHER SALARIES	100
2		UTILITIES	700.00	100-02-7390	RENTAL OF EQUIPMENT	100
3		EP	100.00	100-01-7393	EMERGENCY PREPAREDNESS	100
		INVOICE TOTAL	7,787.41			
		VENDOR TOTAL	7,787.41			
		GRAND TOTAL	8,478.90			

VENDOR NAME	APPROPRIATIONS NO. 3608 INVOICE DESCRIPTION	INVOICE AMT	VENDOR TOTAL

ACCOUNTS PAYABLE CLAIMS			

GENERAL OPERATING FUND			
GENERAL			
BIG LAKES DEVELOPMENTAL CENTER	NOVEMBER JANITORIAL SERVICES		458.10
CARY COMPANY, INC.	CITY HALL SUPPLIES		119.23
CENTRAL OFFICE SERVICE	GENERAL GOVERNMENT SUPPLIES		65.91
CLAY COUNTY TREASURER	CITY PROPERTY TAX		446.64
LEISZLER OIL CO.	MAYOR'S		41.84
MUNICIPAL LIGHT & WATER DEPT	STREET LIGHTS	5,381.07	
MUNICIPAL LIGHT & WATER DEPT	GENERAL/PUBLIC REC	892.57	6,273.64
PETTY CASH	GET WELL CARDS	98.64	
PETTY CASH	REFUND F/STREET OPENING FEE	20.00	118.64
POSTMASTER	12 MONTHS PO BOX RENTAL		144.00
RAM EXTERMINATORS LLC	CITY HALL		30.00
RYAN & MULLIN LLC	CITY PROSECUTION		5,567.50
THE PRINTERY	PAYROLL SHEETS F/2016		274.00
TWIN VALLEY TELEPHONE	CITY OF CLAY CENTER		1,070.50
VISA	GO-DADDY/I-DRIVE		795.16
WALL'S TRUE VALUE INC	BATTERY F/CITY HALL		8.99
			=====
GENERAL			15,414.15
POLICE			
AVERY AUTO PARTS INC	HEADLIGHT - POLICE DEPT.		31.57
BUD'S TIRE SERVICE	POLICE FLAT TIRE REPAIR		22.50
CENTRAL OFFICE SERVICE	PAPER F/POLICE DEPARTMENT		71.91
CLAY COUNTY SHERIFF'S DEPT	NOVEMBER BOARD & LODGING		50.00
FARMWAY COOP INC	POLICE DEPARTMENT		627.13
LEISZLER OIL CO.	POLICE DEPT. CAR TOKENS		17.50
MUNICIPAL LIGHT & WATER DEPT	POLICE DOG POUND AREA LIGHT		6.00
PATTERSON HEALTH MART	3-DVD PACK- POLICE DEPT.		59.97
SALAVA VETERINARY CLINIC	BLACK LAB		214.00
			=====
POLICE			1,100.58
FIRE			
AIR CAPITAL EQUIPMENT, INC.	OIL/AIR FILTERS/OIL-FIRE DEPT.		193.60
AVERY AUTO PARTS INC	FIX REFRIGERATOR-UNION		26.45
CLAY CENTER AUTO PARTS	FIRE DEPARTMENT		59.88
CONRAD FIRE EQUIPMENT INC	INV.#501500,1,2,3,4,5-FIRE DPT		1,098.82
LEISZLER OIL CO.	FIRE DEPARTMENT		240.51
MUNICIPAL LIGHT & WATER DEPT	FIRE DEPARTMENT		660.34
PATTERSON HEALTH MART	BATTERIES - FIRE DEPT.		19.99
WALL'S TRUE VALUE INC	BULB/UNION - FIRE DEPARTMENT		34.97
WFE FIRE & SAFETY EQUIPMENT	REPAIR LEAK IN VALVE-FIRE DPT.		25.00

VENDOR NAME	REFERENCE	INVOICE AMT	VENDOR TOTAL
	FIRE		=====
			2,359.56
	HIGHWAY		
AVERY AUTO PARTS INC	STREET DEPT.		532.36
BUD'S TIRE SERVICE	CY-66 TIRE REPAIR -STREET		45.00
CLAY CENTER AUTO PARTS	LAMP,BATTERY,GAS CAP,PLUG		264.71
CONCORDIA TRACTOR INC	FILTER - STREET DEPARTMENT		44.33
FARMWAY COOP INC	NOVEMBER STREET DEPARTMENT		1,256.70
GIBSON PRODUCTS CO #8259L	STREET DEPARTMENT		111.13
GREEN TEAM OF CLAY CENTER	CY40 HANDLE - STREET DEPT.		57.30
KIER'S THRIFTWAY	STREET DEPARTMENT		11.96
MUNICIPAL LIGHT & WATER DEPT	STREET DEPARTMENT		275.54
PETTY CASH	BOOTS/OVERSHOES-AFFOLTER		121.89
RAY'S APPLE MARKET	STREET DEPARTMENT		11.96
SHILLING ASPHALT, INC	4TH STREET/7TH TO 8TH		66,000.00
SUMMIT TRUCK GROUP	CY31-4/CY32-2 STREET DEPT.		259.80
VISA	AFFOLTER LABORCHEX		277.93
WALL'S TRUE VALUE INC	STREET DEPARTMENT-UTILITY PATC		112.52
			=====
	HIGHWAY		69,383.13
	PARK		
BRUNA IMPLEMENT CO	2016 GRASSHOPPER MOWER		7,695.00
BUD'S TIRE SERVICE	FLAT TIRE REPAIR - PARKS		15.00
FARMWAY COOP INC	PARK DEPARTMENT		99.33
GIBSON PRODUCTS CO #8259L	SHOES - PARK DEPT.		56.99
HANSON FORD-MERCURY INC	HANDLE -VAN (PARK DEPARTMENT)		254.65
MUNICIPAL LIGHT & WATER DEPT	PARK DEPARTMENT		479.24
PETTY CASH	OVERSHOES - PARK DEPT.		43.00
WALL'S TRUE VALUE INC	TRIMMER LINE/CABLE-PARK DEPT.		186.97
			=====
	PARK		8,830.18
	POOL		
MUNICIPAL LIGHT & WATER DEPT	POOL DEPARTMENT		249.47
			=====
	POOL		249.47
	CEMETERY		
AVERY AUTO PARTS INC	CEMETERY DEPARTMENT		171.54
FARMWAY COOP INC	CEMETERY DEPARTMENT		48.72
GIBSON PRODUCTS CO #8259L	CEMETERY DEPARTMENT		66.18
MUNICIPAL LIGHT & WATER DEPT	CEMETERY DEPARTMENT		291.01

VENDOR NAME	REFERENCE	INVOICE AMT	VENDOR TOTAL
	CEMETERY		=====
			577.45
	GENERAL OPERATING FUND		=====
	AIRPORT		97,914.52
	NON DEPARTMENT		
CLAY COUNTY TREASURER	AIRPORT PROPERTY TAX		4,588.36
KRAMER OIL CO.,INC.	AVIATION GAS - AIRPORT		8,753.43
MIKE'S FIRE EXTINGUISHER	CLAYCENTER MUN.AIRPORT-NO TAX		173.00
MUNICIPAL LIGHT & WATER DEPT	AIRPORT		533.67
VISA	AIRPORT CREDIT CARD		29.95
	NON DEPARTMENT		=====
			14,078.41
	AIRPORT		=====
			14,078.41
	SPECIAL GAS TAX		
	NON DEPARTMENT		
AVERY AUTO PARTS INC	CHEMICAL SPILL ON 6TH STREET		97.08
BAYER CONSTRUCTION CO INC	COLD PATCH MATERIAL-STREET		1,044.96
KAW VALLEY ENGINEERING	DESIGN/LAYOUT-KDOT		2,000.00
SHILLING ASPHALT, INC	4TH STREET/7TH TO 8TH PROSPECT		15,560.00
	NON DEPARTMENT		=====
			18,702.04
	SPECIAL GAS TAX		=====
			18,702.04
	POOL SALES TAX		
	NON DEPARTMENT		
PUBLIC BUILDING COMM.	JANUARY POOL LEASE PAYMENT		3,280.00
	NON DEPARTMENT		=====
			3,280.00
	POOL SALES TAX		=====
			3,280.00
	POOL CAPITAL IMPR PROJECT		
	NON DEPARTMENT		

VENDOR NAME	REFERENCE	INVOICE AMT	VENDOR TOTAL
VISA	GRASS F/POOL		905.00
	NON DEPARTMENT		905.00
	POOL CAPITAL IMPR PROJECT		905.00
	AIRPORT REPAIRS		
	NON DEPARTMENT		
benesch - A. BENESCH & CO.	AIP NO. 3-20-0010-011		3,219.25
	NON DEPARTMENT		3,219.25
	AIRPORT REPAIRS		3,219.25
	REFUSE DISPOSAL		
	NON DEPARTMENT		
BUD'S TIRE SERVICE	RECYCLE TRUCK		20.00
CLAY COUNTY SANITARY LANDFILL	SOLID WASTE F/NOVEMBER		4,669.47
LEISZLER OIL CO.	REFUSE DEPARTMENT		395.01
	NON DEPARTMENT		5,084.48
	REFUSE DISPOSAL		5,084.48
	WASTE WATER		
	NON DEPARTMENT		
AVERY AUTO PARTS INC	LAMP- WASTEWATER DEPARTMENT		8.60
BAYER CONSTRUCTION CO INC	INV.#75118/62/217/274-AP SEWER		1,944.35
BUD'S TIRE SERVICE	TIRE REPAIR - WASTEWATER DEPT.		105.00
CENTRAL OFFICE SERVICE	CARTRIDGE/TONER-WASTEWATER DPT		125.97
CHEMQUEST, INC.	WASTEWATER DEPARTMENT	1,332.00	
CHEMQUEST, INC.	POLYMER(BELTPRESS)-WASTEWATER	1,332.00	2,664.00
FARMWAY COOP INC	WASTEWATER DEPARTMENT		203.74
FIVE CREEK AUTOMOTIVE	TIRES F/SKIDLOADER-WASTEWATER		582.88
GIBSON PRODUCTS CO #8259L	WASTEWATER DEPARTMENT		38.73
GRIGGS ELECTRIC	GAS HOSE - WASTEWATER SHOP		162.60
KANSAS ONE-CALL SYSTEM	40 LOCATES - WASTEWATER DEPT.		40.00
KIER'S THRIFTWAY	WASTEWATER DEPARTMENT		28.22
MUNICIPAL LIGHT & WATER DEPT	WASTEWATER DEPARTMENT		3,233.66
WALL'S TRUE VALUE INC	HANDLE - WASTEWATER DEPT.		7.69

APCLAIRP
01.20.15

Wed Dec 9, 2015 2:57 PM

CITY OF CLAY CENTER KS
ACCOUNTS PAYABLE ACTIVITY
CLAIMS REPORT

OPER: LS

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VENDOR NAME	REFERENCE	INVOICE AMT	VENDOR TOTAL

WALL'S TRUE VALUE INC			
	NON DEPARTMENT		=====
			9,145.44
			=====
	WASTE WATER		=====
			9,145.44
			=====
**** PAID	TOTAL ****		6,621.50
**** SCHED	TOTAL ****		145,707.64
			=====
***** REPORT TOTAL *****			152,329.14
			=====

CHARTER ORDINANCE NO. 13

A CHARTER ORDINANCE EXEMPTING THE CITY OF CLAY CENTER, KANSAS, FROM THE PROVISIONS OF K.S.A. 14-103 AND K.S.A. 14-201, RELATING TO THE ELECTION OF OFFICERS, THEIR TERMS OF OFFICE, TRANSITIONS TO NOVEMBER ELECTIONS, THE APPOINTMENT OF OFFICERS, AND NOMINATION PETITIONS; AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND REPEALING CHARTER ORDINANCE NO. 6.

Be it ordained by the governing body of the city of Clay Center, Kansas:

Section 1. That Charter Ordinance number 6 is hereby repealed in its entirety and the following enacted in lieu thereof.

Section 2. The City of Clay Center, 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 the provisions of K.S.A. 14-103 and K.S.A. 14-201 that apply to this City but are parts of enactments which do not apply uniformly to all cities.

Section 3. (a) The governing body shall consist of a mayor and 8 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 Clay Center, Kansas.

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

Section 4. 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 5. A general election of city officers takes place on the Tuesday succeeding the first Monday in November 2017. Succeeding elections will be held every two (2) years for all such governing body positions whose terms have expired. One council member from each ward shall be elected at one election, and the other council member from that ward shall be elected at the succeeding election. The council members shall have four year terms. The mayor shall have a four year term.

Section 6. The mayor shall appoint, by and with the consent of the council, a municipal judge of the municipal court, a chief of police, city clerk, city attorney, and any other officers deemed necessary. Any officers appointed and confirmed shall hold an initial term of office of not to exceed one year and until their successors are appointed and qualified. Any officers who are

reappointed shall hold their offices for a term of one year and until their successors are appointed and qualified. The council shall by ordinance specify the duties and compensation of the office holders, and by ordinance may abolish any office created by the council whenever deemed expedient.

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

Section 8. This Charter Ordinance shall take effect 61 days after the final publication unless a sufficient petition for a referendum is filed, requiring a referendum to be held on the ordinance as provided by Article 12, Section 5, Subsection (c)(3) of the Constitution of the State of Kansas, in which case this charter Ordinance shall become effective upon approval by the majority of the electors voting thereon.

Passed by the Governing Body, not less than two-thirds of the members elect voting in favor thereof, this 15th day of December, 2015.

James R. Thatcher, Jr., Mayor

ATTEST:

Kerry Rozman, City Clerk

(SEAL)

CHARTER ORDINANCE NO. 14

A CHARTER ORDINANCE EXEMPTING THE CITY OF CLAY CENTER FROM THE PROVISIONS OF L.2015 CHAPTER 88, SECTION 71, RELATING TO THE FILLING OF GOVERNING BODY VACANCIES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CLAY CENTER;

SECTION 1. THE CITY OF CLAY CENTER, 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 L. 2015, Chapter 88, Section 71, relating to the filling of governing body vacancies, which enactment applies to this City but does not apply uniformly to all cities.

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

SECTION 3. 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 4. 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 thereon.

Passed by the Governing Body, not less than two-thirds of the members-elect votin in favor thereof, this 15th day of December, 2015.

James R. Thatcher, Jr., Mayor

ATTEST:

Kerry Rozman, City Clerk

(SEAL)

(Published in the Clay Center Dispatch January__ 2016)

ORDINANCE NO. 2329

AN ORDINANCE PROVIDING FOR REVISION TO GOVERNING BODY ELECTIONS THE CITY OF CLAY CENTER, KANSAS; AMENDING SECTION 1-203 OF THE CITY CODE OF THE CITY OF CLAY CENTER, KANSAS, BY ADDING AN ADDITIONAL PROVISION THERETO, AND AMENDING SECTIONS 6-103 AND 6-104 OF THE CITY CODE

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

- Section 1: That Section 1-203 of the City Code is hereby amended to include a section (d) which shall read as follows:
"6-103 ELECTION; TERMS OF OFFICE; MAYOR; COUNCILPERSONS. (d) The Governing Body shall hold an additional Regular meeting on the second (2nd) Monday in January, in 2018 and every even numbered year thereafter, following the County Election Officer's Certification of Election, at 5:30 p.m., for the purposes of swearing in newly elected officials."
- Section 2: That Section 6-103 of the City Code is hereby repealed and the following enacted in lieu thereof.
- Section 3: Section 6-103 of the City Code is hereby amended to read as follows:
"6-103 ELECTION; TERMS OF OFFICE; MAYOR; COUNCIL PERSONS. On the first Tuesday in November, 2017, pursuant to K.S.A. 14-103 and 14-201 and City Charter Ordinance No. 13, there shall be elected a Councilperson for the position of councilperson number one for a term of four years. On the first Tuesday in November, 2019, and every four years thereafter, there shall be elected a Mayor and Councilperson for the position of Councilperson Number two for a term of four years.
- Section 4: That Section 6-104 of the City Code is hereby repealed and the following enacted in lieu thereof.
- Section 5: Section 6-104 of the City Code is hereby amended to read as follows:
"6-104 COMMENCEMENT OF TERMS OF OFFICE; OATH OF OFFICE.
(a) The term of office for newly elected City officials shall commence on the second Monday in January, following certification of the election by the County election officer.
(b) Every person elected or appointed to City office, before entering upon the duties of such office, shall take and subscribe an oath or affirmation as specified in K.S.A. 54-106, and amendments thereto, and every such oath or affirmation shall be filed with the City Clerk."

Section 6: That this Ordinance shall take effect and be in force from and after its passage, approval and publication once in the official city newspaper.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON DECEMBER 15, 2015.

James R. Thatcher, Jr., Mayor

ATTEST:

Kerry Rozman, City Clerk
(SEAL)