CHARTER ORDINANCE NO. 119

A CHARTER ORDINANCE introduced by City Manager Brent Trout, amending City of
Topeka Charter Ordinance No. 117, § 6, as codified at
Section A2-29 of the Topeka Municipal Code.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE
CITY OF TOPEKA, KANSAS, THAT:

Section 1. That section A2-29, Vacancies – Forfeiture of office – Filling of
vacancies, of the Code of the City of Topeka, Kansas, is hereby amended to read as
follows:

Vacancies – Forfeiture of office – Filling of vacancies.

(a) Vacancies. The office of district Councilmember or Mayor shall become
vacant upon death, resignation, recall, removal from office in any manner authorized by
law, or by forfeiture of office pursuant to K.S.A. 60-1205, as amended.

(b) Filling of vacancies. A vacancy in the offices of Mayor or district
Councilmember shall be filled by appointment of an elector qualified to fill the vacant
position by a majority vote of the remaining members of the governing body. If the
vacancy occurs before June 1 in an election year, the unexpired term shall be filled at
the next primary and general election in the same manner as if the term were expiring
and the term of the appointed member shall end on the second Monday in January
following certification of the election.

Section 2. This Ordinance shall be published once each week for two (2)
consecutive weeks in the official City newspaper.
Section 3. This Charter Ordinance shall take effect sixty-one (61) days after final publication unless a sufficient petition for a referendum is filed and a referendum held on this Charter Ordinance as provided in Article 12, Section 5, Subdivision (c)(3), of the Kansas Constitution, in which case this Charter Ordinance shall become effective if approved by a majority of the electors voting therein.

Section 4. Upon the effective date of this Charter Ordinance, this Charter Ordinance shall be recorded by the City Clerk in a book maintained for such purposes with a statement of the manner of adoption and a certified copy shall be filed with the Secretary of State of the State of Kansas.

Section 5. That Charter Ordinance No. 117, § 6 as codified in Topeka Municipal Code § A2-29 is hereby specifically repealed.


CITY OF TOPEKA, KANSAS

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Michelle De La Isla, Mayor

ATTEST:

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Brenda Younger, City Clerk
STATEMENT OF MANNER OF ADOPTION OF FOREGOING

The foregoing Charter Ordinance No. 119 was passed on the 4th day of February, 2020, as shown by the minutes, Book 2020 Page, by a vote of 8 for and 0 against, being not less than two-thirds (2/3) of the members-elect of the governing body, published in the Topeka Metro News, the official city newspaper, on the 10th day of February, 2020, and on the 17th day of February, 2020, being once each week for two (2) consecutive weeks, and there being no petition demanding a referendum filed with the City Clerk within sixty (60) days after the final publication, said Charter Ordinance took effect on the day of April 18, 2020.

Brenda Younger, City Clerk

CERTIFICATE

I, Brenda Younger, City Clerk of the City of Topeka, County of Shawnee, State of Kansas, do hereby certify that the above and foregoing, consisting of 3 typewritten pages, including the page upon which this Certificate is written, is a full true and correct copy of Charter Ordinance No. 119 of the said City of Topeka, that all acts and things required by Article 12, Section 5 of the Constitution of the State of Kansas were done and performed in the manner and within the time prescribed and that said Ordinance became effective on the 18th day of April, 2020.

Brenda Younger, City Clerk