

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. 1

A CHARTER ORDINANCE EXEMPTING THE CITY OF OSBORNE, KANSAS, FROM CHAPTER 471 OF THE 1968 SESSION LAWS OF KANSAS; AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, AUTHORIZING AND LIMITING TAX LEVIES IN ANY ONE YEAR ON EACH DOLLAR OF ASSESSED TANGIBLE VALUATION, AND PRESCRIBING AN AGGREGATE FOR ALL CITY-WIDE TAX LEVIES.

(Repealed by C.O. No. 3)

CHARTER ORDINANCE NO. 2

A CHARTER ORDINANCE EXEMPTING THE CITY OF OSBORNE, KANSAS, FROM SECTION 32 OF CHAPTER 274, OF THE 1968 SESSION LAWS OF THE KANSAS LEGISLATURE, WHICH SECTION AMENDED K.S.A. 1967 SUPP. 14-201; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO THE ELECTION AND APPOINTMENT OF CITY OFFICERS AND THE TERMS OF OFFICERS.

Section 1. The City of Osborne, 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 Section 32 of Chapter 274, of the 1968 Session Laws of the Kansas legislature, 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. There shall be elected on the first Tuesday in April of each odd-numbered year a mayor, a city treasurer and one-half the number of councilmen as hereinafter set forth in this section. The mayor and city treasurer shall hold their offices for a term of two years or until their successors are qualified. There shall be two councilmen elected from each ward within the city, and except as otherwise provided herein, they shall hold their offices for a term of four years or until their successors are qualified. One councilman from each ward shall be elected in one odd-numbered year and the remaining councilman in each ward shall be elected in the following odd-numbered year. Councilmen elected in 1967 shall have terms expiring in 1969. Councilmen elected in 1968 shall have terms expiring in 1971.

Section 3. The mayor shall appoint, by and with the consent of the council, a municipal judge of the municipal court, a city marshal-chief of police, city clerk, city

attorney, and may appoint policemen and such other officers as they may deem 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. (11-20-68)

CHARTER ORDINANCE NO. 3

AN ORDINANCE REPEALING CHARTER ORDINANCE NO. 1 OF THE CITY OF OSBORNE, KANSAS.

Section 1. That Charter Ordinance No. 1 passed by the governing body of the City of Osborne, Kansas, on the 5th day of February, 1964, be and the same is hereby repealed. (08-20-75)

CHARTER ORDINANCE NO. 4

A CHARTER ORDINANCE EXEMPTING THE CITY OF OSBORNE, OSBORNE COUNTY, KANSAS, FROM SECTION 79-5001 TO SECTION 79-5017, KANSAS STATUTES ANNOTATED, AND ANY AMENDMENTS THERETO. (Repealed by C.O. No. 5)

CHARTER ORDINANCE NO. 5

A CHARTER ORDINANCE EXEMPTING THE CITY OF OSBORNE, OSBORNE COUNTY, KANSAS, FROM SECTION 79-5001 TO SECTION 79-50 17, KANSAS STATUTES ANNOTATED, AND ANY AMENDMENTS THERETO, AND REPEALING CHARTER ORDINANCE NO. 4.

Section 1. That pursuant to the provisions of Section 5, Article 12, of the Constitution of the State of Kansas, the City of Osborne, Osborne County, Kansas, hereby elects to exempt itself from and to make inapplicable to it Section 79-5001 to 79-5017, K.S.A. and amendments thereto, which apply to said city, but the provisions of which do not apply uniformly to all cities. (06-04-80)

CHARTER ORDINANCE NO. 6

A CHARTER ORDINANCE EXEMPTING THE CITY OF OSBORNE, KANSAS FROM SECTION 12-4112, KANSAS STATUTES ANNOTATED, AND PROVIDING

**SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT,
AUTHORIZING THE ASSESSMENT OF COURT COSTS IN CASES HEARD IN THE
MUNICIPAL COURT OF THE CITY OF OSBORNE, KANSAS.**

Section 1. Exemption Election. The City of Osborne, a city of the second class, by virtue of the power vested in it by Article 12, Section 5, of the constitution of the State of Kansas, hereby elects to and does exempt itself from and make inapplicable to it the provisions of K.S.A. 12-4112, which is not uniformly applicable to all cities, the legislature having made special provisions applying to certain classes of the cities in said enactment.

Section 2. Court Costs. In lieu of the provisions of K.S.A. 12-4112, the governing body of the City of Osborne hereby adopts the following:
In all municipal court cases where the accused person pleads guilty or nolo contendere, or is found guilty, such person shall be assessed costs in the amount of \$32.50 for the administration of justice in the municipal court of Osborne, Kansas, and in addition thereto the municipal judge is authorized and empowered to assess witness fees and mileage permitted pursuant to K.S.A. 12-4112.
(01-20-82)

CHARTER ORDINANCE NO. 7

**A CHARTER ORDINANCE EXEMPTING THE CITY OF OSBORNE, KANSAS FROM
THE PROVISIONS OF K.S.A. 79-1952, AND PROVIDING SUBSTITUTE AND
ADDITIONAL PROVISIONS ON THE SAME SUBJECT AND REMOVING ANY
LIMITATION OF TAX LEVY.**

Section 1. Exemption. In accordance with the authority granted to municipalities by Article 12, Section 5, of the constitution of the State of Kansas, the City of Osborne hereby elects to exempt itself from and to make inapplicable to the City of Osborne, the provisions of K.S.A. 79-1952, and to provide substitute and additional provisions as are set out in this ordinance. The provisions of the above mentioned statute apply to the City of Osborne, but do not apply uniformly to all cities in Kansas.

Section 2. Tax Levy. The governing body of the City of Osborne is hereby authorized and empowered to levy taxes in each year for the general fund and other city purposes without limitation as to the rate of levy in any one year on each dollar of assessed valuation. Said purposes shall include all of the operations of the city. The governing body may levy an amount necessary to meet the requirements of its adopted budget.
(04-17-85)