

1 (Published in the Topeka Metro News May 24, 2006)
2

3 ORDINANCE NO. 18640
4

5 AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., relating to
6 boards and commissions, repealing Topeka City Code § 26-221,
7 amending Topeka City Code § 2-181 and repealing said original
8 sections.
9

10 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

11 Section 1. That City of Topeka Code § 2-181, Establishment, is hereby
12 amended to read as follows:

13 **Establishment.**

14 The following nonstatutory boards, commissions and other plural authorities are
15 hereby established and made a part of the administrative code of the city, as authorized
16 by Charter Ordinance No. 94, § 24 [App. A, § A2-72]: Cereal Malt Beverage License
17 Review Board (TCC 10-91); Human Relations Commission (TCC 86-27); Mobile Home
18 Craftsmen Board of Examiners (TCC 98-211); Board of Electrical Appeals (TCC 26-236
19 et seq.); Board of Plumbing Examiners (TCC 26-236 et seq.); Board of Mechanical
20 Examiners (TCC 26-236 et seq.); ~~Building Conservation Advisory and Appeals Board~~
21 ~~(TCC 26-221)~~; Board of Building and Fire Appeals (TCC 26-138); Board of Zoning
22 Appeals (TCC 48-34.00 et seq.); Golf Course Advisory Board (TCC 102-51 et seq.);
23 Parks and Recreation Advisory Board (TCC 102-196 et seq.); Redistricting Commission
24 (TCC 2-198); Convention and Tourism Committee (TCC 2-199); Citizen Advisory
25 Council (TCC 42-4); Civil Service Commission (TCC 106-41); Topeka Planning
26 Commission (TCC 110-27); Boards of Trustees of Fire and Police Pension Funds (TCC
27 106-204); Administrative Review Board for Tax Exemptions (TCC 138-79). The council
28 is hereby authorized to promulgate appropriate rules and regulations for such boards,

29 commissions and authorities dealing with their organization and operation. No city
30 employee shall be appointed to any board, commission, or plural authority unless the
31 appointment is specifically authorized by ordinance. Unless otherwise provided, all
32 members appointed to any board, commission, or plural authority shall be residents of
33 the city. The mayor shall notify council members thirty (30) days in advance of
34 vacancies occurring on such bodies, shall solicit nominations from the council for filling
35 such positions, and shall appoint members to such bodies from those nominated by the
36 council. In the event no nominations are forthcoming, the mayor shall make such
37 appointments as is in the best interest of or will best serve the mission of the board,
38 commission, or authority. All appointments must be confirmed by the council. Unless
39 otherwise provided for in this code, members will be appointed for a term of two (2)
40 years and shall not serve beyond the end of their appointed terms. Upon expiration of a
41 term the position shall remain vacant until a successor is appointed.

42 Section 2. That City of Topeka Code § 26-221, Building conservation advisory
43 appeals board is hereby repealed.

44 **~~Building conservation advisory appeals board.~~**

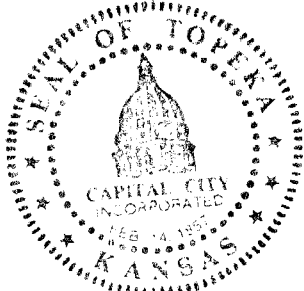
45 ~~In order to provide for final interpretation of the provisions of this code and to~~
46 ~~hear appeals provided for hereunder, there is hereby established a building~~
47 ~~conservation advisory and appeals board consisting of seven (7) members who are not~~
48 ~~employees of the jurisdiction. The director of development services division shall be an~~
49 ~~ex officio member of and shall act as secretary to said board. The board shall be~~
50 ~~appointed by the mayor and confirmed by the council and shall hold office for a term of~~
51 ~~two (2) years. Members shall not serve beyond the end of their appointed terms. Upon~~

52 ~~expiration of a term the position shall remain vacant until a successor is appointed. The~~
53 ~~board shall adopt reasonable rules of procedure for conducting its business and shall~~
54 ~~render all decisions and findings in writing to the appellant with a copy to the director of~~
55 ~~development services division. Copies of all rules of procedure adopted by the board~~
56 ~~shall be delivered to the director of development services division who shall make them~~
57 ~~freely accessible to the public.~~

58 Section 3. That City of Topeka Code §§ 2-181 and 26-221 are hereby
59 specifically repealed.

60 Section 4. This ordinance shall take effect and be in force from and after its
61 passage, approval and publication in the official City newspaper.

62 PASSED AND APPROVED by the City Council MAY 16 2006



63
64
65
66
67
68
69
70 ATTEST:

71
72 Iris E. Walker

73 Iris E. Walker, City Clerk
74
75

William W. Bunten
William W. Bunten, Mayor

APPROVED AS TO FORM AND LEGALITY
DATE <u>3/20/06</u> BY <u>BBC</u>
TO BE CODIFIED <u>X</u>
NOT TO BE CODIFIED _____