

1 RESOLUTION NO. 7666

2
3 A RESOLUTION introduced by Councilmembers Bill Haynes, Brett Blackburn, Jeff
4 Preisner, John Nave, Richard Harmon, and Clark Duffy seeking the
5 legal opinion of the Kansas Attorney General on certain matters
6 pertaining to HB 2083 concerning the consolidation of Topeka and
7 Shawnee County.

8 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS that it
9 requests the City Attorney to seek the legal opinion of the Kansas Attorney General on
10 certain matters pertaining to HB 2083 concerning the consolidation of Topeka and
11 Shawnee County, including, but not limited to, the following:

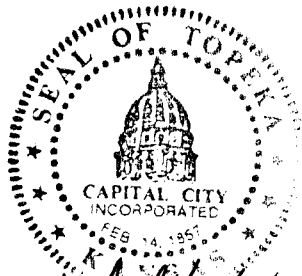
12 1. Whether or not townships will continue to exist after consolidation, given that
13 Section 6(l) of HB 2083 declares that the consolidated city-county shall be a city of
14 the first class and, pursuant to K.S.A. 80-1404, township territory is not included in
15 cities of the first class?

16 2. Whether the exercise of city authority and power may lawfully be limited to
17 the current geographic boundaries of the City of Topeka, given that the entire
18 consolidated city-county is a city of the first class, and, as stated in Section 6(l) of
19 the bill, with all of the powers of home rule granted by Art. 12, § 5 of the Kansas
20 Constitution and other powers granted by statute?

21 ADOPTED and APPROVED by the City Council JUL 19 2005.

22 CITY OF TOPEKA, KANSAS

23
24
25 William W. Bunten
26 William W. Bunten, Mayor



27 ATTEST:

28 Iris E. Walker
29 Iris E. Walker, City Clerk
30

APPROVED AS TO FORM AND LEGALITY
DATE 7/11/05 BY [Signature]