

1 **RESOLUTION NO. 8212**

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3 A RESOLUTION introduced by Councilmember Jeff Preisner disapproving the
4 appointment of Raubin Pierce to the Planning Commission.
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6 WHEREAS, the Mayor on September 29, 2009, appointed Raubin Pierce to the
7 City's Planning Commission; and

8 WHEREAS, Charter Ordinance No. 94, codified at City of Topeka Code §A2-72
9 requires all mayoral appointments to nonstatutory boards and commissions to be confirmed
10 by the City Council; and

11 WHEREAS, K.S.A. 12-16,128 states that any mayoral appointment to a board or
12 commission which is subject to approval of the governing body of the City must be acted
13 upon within 45 days of the appointment by the Mayor or it shall be deemed approved and
14 such appointment shall be approved unless the governing body makes a specific finding by
15 the passage of a resolution that the person is either unqualified to hold the office or is not fit
16 to hold the office or position; and

17 WHEREAS, at the Council meeting on September 29, 2009, the Council voted to
18 continue the consideration to approve the appointment of Mr. Pierce to the City Planning
19 Commission until the October 27 council meeting; and

20 WHEREAS, the Council desires to make the necessary finding pursuant to K.S.A.
21 12-16,128 to disapprove the appointment of Mr. Pierce to the City's Planning Commission.

22 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
23 TOPEKA, KANSAS, that Raubin Pierce is not fit or is unqualified to serve on the Planning
24 Commission.
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26 ADOPTED and APPROVED by the City Council October 27, 2009.

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CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk