

Ordinance No. 2414 Summary

On April 6, 2017, the City of De Soto, Kansas, adopted Ordinance No. 2414, amending the City Code to incorporate changes previously made by virtue of Charter Ordinance No. 25 and recent changes to State law, all of which pertain to city elections.

A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 32905 West 84th Street, De Soto, Kansas or at www.desotoks.us. This summary is certified by Patrick G. Reavey, De Soto City Attorney pursuant to K.S.A. 12-3001, et seq.

ORDINANCE NO. 2414

AN ORDINANCE AMENDING ARTICLE 1 OF CHAPTER VI OF THE CITY CODE RELATED TO CITY ELECTIONS

WHEREAS, the Kansas Legislature recently enacted several revisions to Kansas statutes governing city elections which, among other things, moved elections from April to November; and

WHEREAS, the governing body previously adopted Charter Ordinance No. 25 to implement some of the changes required, and said Ordinance had a 60-day protest period which has now passed without a protest; and

WHEREAS, the purpose of this Ordinance is to incorporate Charter Ordinance No. 25, and to make the City Code provisions on city elections compliant with State law.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DE SOTO, KANSAS:

SECTION 1. That Article 1 of Chapter VI of the Code of the City of De Soto, Kansas is amended to read as follows:

ARTICLE 1. CITY ELECTIONS

6-101. Conduct of election.

The election of city officials shall be conducted in all respects as provided by the laws of Kansas governing the holding of city elections.

6-102. Filing for office.

All forms, filing requirements, and the location to file for city office, are through the county election office.

6-103. Hours of voting.

At all city elections the polls shall be open at 7:00 a.m. and close at 7:00 p.m., unless different hours are set and publicly announced by the county election officer.

6-104. Governing Body.

A mayor and five councilmembers shall constitute the governing body of the city and each shall be elected for four year terms, or until their successors are qualified.

6-105. Eligibility.

No person shall be eligible for the office of mayor or councilmember who is not at the time of election an actual resident and qualified elector of the city. If any member of the governing body no longer maintains their residence in the city, or is otherwise no longer a qualified elector of the city, during the term of their office, the office shall be deemed vacant.

6-106. Timing.

All elections to elect governing body members for the City of De Soto, Kansas shall be held in November of each odd-numbered year.

6-107. Expiration of Terms.

(a) The determination of what year a term is up for election shall relate back to those members of the governing body elected in the year 1965 having a term that expired in 1969 and those members of the governing body elected in the year 1967 having a term that expired in 1971.

(b) To transition from April to November elections, those governing body positions with terms expiring in April 2017, shall expire on the second Monday in January of 2018, when the city officials elected in the November 2017 general election take office. Those governing body positions with terms expiring in April 2019, shall expire on the second Monday in January of 2020, when the city officials elected in the November 2019 general election take office. Succeeding elections will be held every two years for all such governing body positions whose terms have expired.

6-108. Elections to be Nonpartisan.

All city elections shall be nonpartisan.

SECTION 2. REPEALER. Any Ordinances or City Code provisions that are in conflict with the above are hereby repealed.

SECTION 3. EFFECTIVE DATE. This ordinance shall take effect upon passage and publication in the official City newspaper.

ADOPTED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR OF DE SOTO, KANSAS ON THE 6TH DAY OF APRIL, 2017.

TIMOTHY J. MANIEZ, Mayor

ATTEST:

LANA MCPHERSON, MMC, City Clerk

APPROVED AS TO FORM:

PATRICK G. REAVEY, City Attorney