

ORDINANCE NO. 20436

AN ORDINANCE introduced by Acting City Manager Richard U. Nienstedt, concerning the Washburn University Board of Regents, amending § 2.205.050 of the Topeka Municipal Code and repealing original section.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS:

Section 1. That section 2.205.050, Washburn University of Topeka and the Board of Regents, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Washburn University of Topeka and the Board of Regents.

(a) Created. There is hereby established in the City a municipal university as provided by K.S.A. 13-13a03 et seq. and amendments thereto. The university shall be known as Washburn University of Topeka.

(b) Management. The management and control of the municipal university shall be vested in a board to be known as the Board of Regents of Washburn University of Topeka. By such name the municipal university may sue and be sued, issue contracts, and hold such real and personal property as it may acquire. Such university shall possess the usual powers of a corporation for public purposes.

(c) Membership. The Board of Regents of the municipal university shall consist of nine members appointed as follows:

(1) Three members shall be appointed by the Mayor with the approval of the Council and shall hold office as provided in K.S.A. ~~13-3a05~~13-13a04 and amendments thereto. Members appointed under this subsection shall be registered voters and residents of the City, one from each of the three member districts ~~from which State senators are elected by residents of the City as~~

27 established in K.S.A. 13-13a04 and amendments thereto.

28 (2) Three members shall be appointed by the governor and shall hold
29 office as provided in K.S.A. 13-13a06 and amendments thereto. Members
30 appointed under this subsection shall be residents of the State.

31 (3) One member shall be appointed by the Board of County
32 Commissioners of Shawnee County and shall hold office as provided in K.S.A.
33 13-13a06 and amendments thereto; such member shall reside in Shawnee
34 County, but outside the City.

35 (4) One member shall be the Mayor or another member of the Council
36 who is selected by the Mayor.

37 (5) One member shall be a member of the State Board of Regents
38 selected by the State Board at its regular meeting in September of each year, to
39 serve as a member of the Board of Regents for the ensuing year.

40 (d) Resignations from the Board of Regents shall be made to the chairperson of
41 the Board. The chairperson shall report any vacancy occurring in the Board to the
42 authority which appointed the member whose position is vacant. All vacancies shall be
43 filled, by the authority which appointed the member whose position is vacant, by the
44 appointment of a successor to hold office for the remainder of the unexpired term.

45 (e) Immediately after receiving notification of their appointment, Regents-elect
46 shall take oath to uphold the Constitution of the United States and the Constitution of
47 the State, and faithfully, honestly and impartially to discharge the duties of their office.
48 Regents shall serve without compensation.

49 (f) The Board of Regents shall organize each year, electing from their own

50 number a chairperson and such other officers as may be necessary for the full
51 discharge of the duties imposed on them. A majority of the Regents duly appointed and
52 qualified at any time shall constitute a quorum for the transaction of business.

53 (g) The Board of Regents shall have the power to adopt a seal and generally to
54 organize itself, prescribe its rules, the duties of its officers, and to do and perform all
55 things, deeds and acts, and have all powers and prerogatives which are now by the
56 provisions conferred upon the Board of Regents pursuant to K.S.A. 13-13a03 et seq.
57 and any amendments thereto.

58 Section 2. That original § 2.205.050 of The Code of the City of Topeka,
59 Kansas, is hereby specifically repealed.

60 Section 3. This ordinance shall take effect and be in force on July 1, 2023,
61 from and after its passage, approval and publication in the official City newspaper.

62 Section 4. This ordinance shall supersede all ordinances, resolutions or rules,
63 or portions thereof, which are in conflict with the provisions of this ordinance.

64 Section 5. Should any section, clause or phrase of this ordinance be declared
65 invalid by a court of competent jurisdiction, the same shall not affect the validity of this
66 ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

67 PASSED AND APPROVED by the City Council on June 20, 2023.

68 CITY OF TOPEKA, KANSAS
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Michael A. Padilla, Mayor

74 ATTEST:

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78 Brenda Younger, City Clerk