

(Published in the Topeka Metro News June 18, 2008)

**ORDINANCE NO. 19097**

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending City of Topeka Code § 2-142 concerning the City's legal department and specifically repealing said original section.

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

Section 1. That section 2-142, Legal department created, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

There is hereby created a legal department. The city attorney shall be appointed by the city manager. The city manager, pursuant to Charter Ordinance No. 94, § 21 [App. A, § A2-54] shall be responsible for supervising and evaluating the performance of the city attorney. The city attorney and assistant city attorneys shall be prohibited from providing legal ~~services~~representation to any ~~other governmental entity~~client outside of the scope of the attorney's duties for the city; provided however, the city manager may, with notice to the city council, grant a temporary exception to this prohibition to permit an attorney to conclude and terminate representation of clients which commenced prior to the attorney beginning employment with the city, provided that the attorney can provide such legal services without interfering with the attorney's job duties to the city, without conflict of interest to the City of Topeka, and in accordance with the Kansas Rules of Professional Conduct.

Section 2. That section 2-142 of The Code of the City of Topeka, Kansas, is hereby specifically repealed.

29           Section 3.   This ordinance shall take effect and be in force from and after its  
30 passage, approval and publication in the official City newspaper.

31 PASSED AND APPROVED by the City Council June 10, 2008.

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33 CITY OF TOPEKA, KANSAS  
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39 William W. Bunten, Mayor

40 ATTEST:

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44 Brenda Younger, City Clerk