

(Published in the Topeka Metro News February 11, 2013

ORDINANCE NO. 19791

AN ORDINANCE introduced by Jim Colson, City Manager, amending City of Topeka Code § 2.95.020, concerning term limits for Sustainability Advisory Board members and specifically repealing said original section.

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

Section 1. That section 2.95.020, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

2.95.020 Composition – Appointments – Terms.

(a) Membership Generally. The sustainability advisory board shall consist of nine members.

(b) Terms. Of the members of the board first appointed, four members shall serve one-year terms, and five members shall serve two-year terms. The mayor with the consent of the city council shall determine the terms of each appointed member. Persons appointed to the board may be reappointed for ~~one~~ additional two-year terms. ~~No person shall be permitted to serve more than two full consecutive terms as a board member. A period of at least two years shall lapse prior to a former member being eligible for reappointment.~~ After the initial appointment of the board, all members shall serve two-year terms unless appointed to fill out an unexpired term.

(c) Qualifications of Members. At least five of the nine board members shall be currently licensed, have a degree in, be engaged in, or have substantial past experience in the fields of environmental assessment, waste reduction, recycling, energy conservation and/or natural resource conservation or a similar field relating to the environment or conservation.

29 (d) Compensation, Removal. Members appointed to the board shall serve
30 without compensation. Members may be removed without cause by a vote of two-thirds
31 majority of the council. Members may be removed for cause by a majority vote of the
32 council. Removal for cause shall include but not be limited to the following reasons:
33 failure to attend four board meetings in one calendar year or failure to attend three
34 consecutive board meetings in one calendar year. In the case of death, incapacity,
35 resignation or disqualification of any member of the board, the mayor, with consent of
36 the city council, shall appoint another person to serve for the unexpired term of the
37 deceased, incapacitated, resigned or disqualified member in accordance with TMC
38 2.05.010.

39 (e) Ex Officio Nonvoting Members. In addition to the nine voting board
40 members, there shall be two ex officio nonvoting members which shall be the city
41 attorney and the public works director or their designees.

42 Section 2. That original § 2.95.020 of The Code of the City of Topeka, Kansas,
43 is hereby specifically repealed.

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

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

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

51 PASSED AND APPROVED by the City Council on February 5, 2013.
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CITY OF TOPEKA, KANSAS

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk