

CHARTER ORDINANCE NO. 24

A CHARTER ORDINANCE EXEMPTING THE CITY OF MERRIAM, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4110, 12-4112 AND 12-4410 AND AMENDMENTS THERETO; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECTS RELATING TO THE KANSAS CODE OF PROCEDURE FOR MUNICIPAL COURTS; AND REPEALING CHARTER ORDINANCES NO. 12 AND NO. 22 OF THE CODE OF ORDINANCES, CITY OF MERRIAM, KANSAS.

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

Section 1. The City of Merriam, Kansas (the "City"), by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it, K.S.A. 12-4110, K.S.A. 12-4112 and K.S.A. 12-4410, and amendments thereto, and provide substitute and additional provisions on the same subjects as hereinafter set forth. Such referenced statutory provisions are either legislative enactments or a part thereof which apply to the City, but the provisions of which do not apply uniformly to all cities.

Section 2. The City may, by ordinance, enact substitute and additional provisions relating to the city prosecutor and prosecutor pro tem.

Section 3. The City may, by ordinance, enact substitute and additional provisions establishing municipal court costs and fees.

Section 4. The City may, by ordinance, enact substitute and additional provisions relating to discovery in municipal court.


Section 5. Repeal. Charter Ordinance No. 12 and Charter Ordinance No. 22 are hereby repealed.

Section 6. Publication. This Charter Ordinance shall be published once each week for two (2) consecutive weeks in the official City newspaper.

Section 7. Take Effect. This Charter Ordinance shall take effect sixty-one (61) days after its final publication unless a sufficient petition for a referendum is filed as provided in Article 12, Section 5, subsection (c)(3) of the Constitution of the State of Kansas, in which case the Charter Ordinance shall become effective upon approval by a majority of electors voting at an election held on the Charter Ordinance.

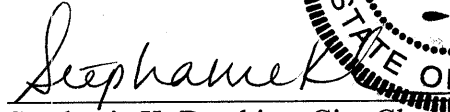
PASSED BY THE GOVERNING BODY, NOT LESS THAN TWO-THIRDS OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF, THE 25 DAY OF February, 2008.

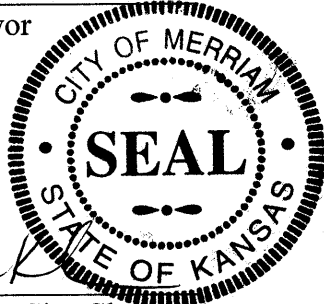
APPROVED AND SIGNED BY THE MAYOR ON THE 25 DAY OF February 2008.

  
CARL WILKES, Mayor

(SEAL)

ATTEST:

  
Stephanie K. Dawkins, City Clerk



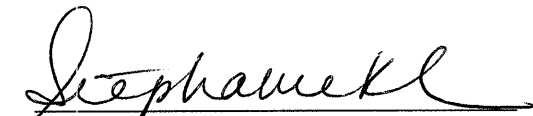
APPROVED AS TO FORM:

  
Michelle D. Daise, City Attorney

I hereby certify that the foregoing charter ordinance was published in the official City newspaper on the 4 day of March, 2008, and again on the 11 day of March, 2008.

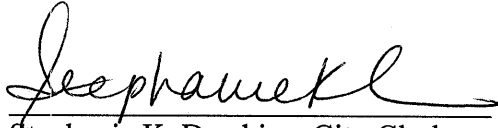
  
Stephanie K. Dawkins, City Clerk

No petition demanding that such charter ordinance be submitted to a vote of the electors was filed with the City Clerk within sixty-one (61) days of the final publication of said charter ordinance.

  
Stephanie K. Dawkins, City Clerk

The undersigned, City Clerk of the City of Merriam, Kansas, does hereby certify that the above and foregoing is a true copy of Charter Ordinance No. 24 of the City of Merriam, Kansas, and of the statement of the manner of adoption thereof.

Dated this 13 day of May, 2008.

  
Stephanie K. Dawkins, City Clerk

# The Legal Record

P.O. Box 273  
Olathe, KS 66051-0273  
(913) 780-5790

Publication Fees: \$51.89

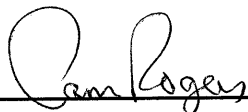
CITY OF MERRIAM  
9000 W 62ND TERR  
MERRIAM, KS 66202

## Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;  
Pam Rogers, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Billing Clerk for The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than one year prior to the first publication of the notice attached, and has been entered at the post office as Periodicals Class mail matter. That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by the following case number, if any)

for 2 consecutive week(s), as follows:

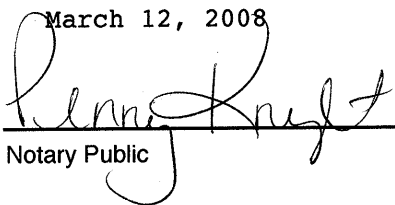
CHARTER ORDINANCE NO. 24--3/4/08,  
3/11/08



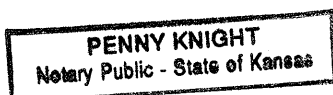
Legal Notices Billing Clerk

Subscribed and sworn to before me on this date:

March 12, 2008



Notary Public



My appointment expires: December 31, 2009.

\$51.89

00161784

**CHARTER ORDINANCE NO. 24**

First published in The Legal Record, Tuesday, March 4, 2008.

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PASSED BY THE GOVERNING BODY, NOT LESS THAN TWO-THIRDS OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF, THE 25 DAY OF February, 2008.

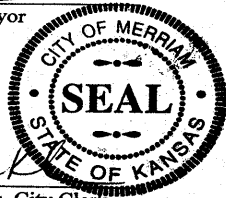
APPROVED AND SIGNED BY THE MAYOR ON THE 25 DAY OF February 2008.

  
CARL WILKES, Mayor

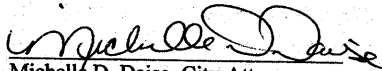
(SEAL)

ATTEST:

  
Stephanie K. Dawkins, City Clerk



APPROVED AS TO FORM:

  
Michelle D. Daise, City Attorney

I hereby certify that the foregoing charter ordinance was published in the official City newspaper on the \_\_\_ day of \_\_\_\_\_, 200\_\_, and again on the \_\_\_ day of \_\_\_\_\_, 200\_\_.

Stephanie K. Dawkins, City Clerk

No petition demanding that such charter ordinance be submitted to a vote of the electors was filed with the City Clerk within sixty-one (61) days of the final publication of said charter ordinance.

Stephanie K. Dawkins, City Clerk

The undersigned, City Clerk of the City of Merriam, Kansas, does hereby certify that the above and foregoing is a true copy of Charter Ordinance No. \_\_\_\_ of the City of Merriam, Kansas, and of the statement of the manner of adoption thereof.

Dated this \_\_\_ day of \_\_\_\_\_, 200\_\_.