

CHARTER ORDINANCE NO. 11

A CHARTER ORDINANCE EXEMPTING THE CITY OF LOUISBURG, KANSAS, FROM THE FIRST PARAGRAPH OF K.S.A. 15-201 WHICH DEALS WITH THE ELECTION OF OFFICERS AND THE TERMS OF OFFICES AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS THEREFORE, INCLUDING PROVISIONS FOR THE TERM, METHOD AND MANNER OF THE ELECTION OF COUNCILMEMBERS AND THE MAYOR; REPEALING CHARTER ORDINANCE NO. 5 WHICH AUTHORIZED THE CURRENT ELECTION SYSTEM; PROVIDING FOR DIVISION OF THE CITY INTO WARDS; AND PROVIDING FOR THE ELECTION OF ONE COUNCILMEMBER FROM EACH WARD AND FOR THE ELECTION OF ONE COUNCILMEMBER FROM THE CITY AT LARGE AND FOR THE ELECTION OF THE MAYOR FROM THE CITY AT LARGE.

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

SECTION 1. The City of Louisburg, Kansas, a Municipal Corporation of the Third Class, by virtue of 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 the first paragraph of K.S.A. 15-201, which deals with the election of officers and the terms of office.

SECTION 2. That Charter Ordinance No. 5 entitled "A CHARTER ORDINANCE OF THE CITY OF LOUISBURG, KANSAS, EXEMPTING THE CITY OF LOUISBURG FROM CERTAIN PROVISIONS OF K.S.A. 15-201 IN SO FAR AS THE FIRST PARAGRAPH THEREOF RELATES TO THE OFFICE OF CITY COUNCILMEN, AND MAYOR AND PROVIDING VARIOUS SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, INCLUDING PROVISIONS FOR THE TIME, METHOD AND MANNER OF THE ELECTION OF COUNCILMEN AND MAYOR IN SAID CITY", shall be and is hereby repealed.

SECTION 3. The City of Louisburg shall be divided into four wards. The boundaries of the wards shall be as follows:

WARD 1.

Beginning at the East right of way line of U.S. 69 Highway, which point is on the South line of the North Half of Section 31, Township 16, Range 25; thence East to a point 120 feet West of the East line of the Northwest Quarter of Section 31; thence South 180 feet; thence East 120 feet to a point on the East line of the Northwest Quarter of Section 31; thence North to the middle line of South Fifth; thence East along the middle line of South Fifth Street to the middle line of South Sims Street; thence South to the middle line of South Sixth Street; thence East along the middle line of South Sixth Street to the middle line of South Vine Street;

thence North along the middle line of South Vine Street to the middle line of South Third Street; thence West along the middle line of South Third Street to the middle line of South Broadway Street; thence North along the middle line of South Broadway Street and North Broadway Street to the middle line of 271st Street (North Sixteenth Street); thence West to the Northwest corner of the East Half of the Northwest Quarter of the Northeast Quarter of Section 30, Township 16, Range 25; thence South 1320 feet; thence West 660 feet to a point on the West line of the Northeast Quarter of said Section 30; thence South on the West line of the Northeast Quarter of said Section 30 to the Northeast corner of the Southwest Quarter of said Section 30; thence West 1980 feet; thence North along the East line of the West Half of the West Half of Section 30 to the North line of Section 30; thence West to the East right of way line of 69 Highway; thence South along the East right of way line to a point on the North line of the Southwest Quarter of the Southwest Quarter of Section 30; thence West 58 feet to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 30; thence South along the East right of way line of 69 Highway to the place of beginning.

Also the following:

North Half of the Northeast Quarter of Section Twenty-four (24), Township Sixteen (16), Range Twenty-four (24);

East Half of the Northeast Quarter of the Northwest Quarter of said Section Twenty-four (24), Township Sixteen (16), Range Twenty-four (24);

South Half of the Northeast Quarter of Section Twenty-four, Township Sixteen (16), Range Twenty-four (24);

Southeast Quarter of the Northwest Quarter of Section Twenty-four (24), Township Sixteen (16), Range Twenty-four (24).

WARD 2.

Beginning at the Northwest corner of the Northeast Quarter of Section 30, Township 16, Range 25 (Southeast corner of North Sixteenth and North Broadway Street); thence South along the middle line of North Broadway Street and South Broadway Street to the middle line of South Third Street; thence East along the middle line of South Third Street to the middle line of South Metcalf Road; thence North along the middle line of South Metcalf Road and North Metcalf Road to a point 358.5 feet South of the Northwest Corner of the South Half of the Southwest Quarter of Section 29, Township 16, Range 25; thence East 827 feet; thence North 439 feet; thence West 823 feet; thence North along the middle of North Metcalf Road to the Southwest corner of the North Half of the Northwest Quarter of Section 29; thence East 451 feet; thence North 209 feet; thence West 452 feet; thence North 526 feet; thence East 2642 feet; thence North 354 feet; thence West 150 feet; thence North 201 feet; thence West

2184 feet; thence South 210 feet; thence West 305 feet; thence North 239 feet to the Northwest corner of the Northwest Quarter of Section 29 (Southwest corner of North Sixteenth Street and North Metcalf Road); thence West 333 feet; thence North 360 feet; thence West 297 feet; thence South 360 feet; thence West to the place of beginning.

WARD 3.

Beginning at the Southwest corner of Section 32, Township 16 South, Range 25 East (Northeast corner of 287th Street and North Metcalf Road); thence East 2640 feet; thence North 2690 feet to a point on the South line of the Northwest Quarter of the Southeast Quarter of Section 32; thence East 2640 feet; thence North 3960 feet; thence West 2640 feet; thence South to the Southwest corner of the Southeast Quarter of Section 29; thence West 737.0 feet; thence North 1057.0 feet; thence Southwesterly 767.6 feet to a point which is 810.00 feet North of the North line of Kansas 68 Highway; thence South 610 feet; thence East 435.6 feet; thence South 200 feet; thence West 1090 feet; thence North 680 feet; thence West Southwesterly to the East line of Section 30, Township 16, Range 25, said point being 600 feet North of the Southeast corner of Section 30, Township 16, Range 25; thence South along the East line of Section 29 and Section 30 (North Metcalf Road and South Metcalf Road), to the middle line of South Third Street; thence West along the middle line of South Third Street to the middle line of South Vine Street; thence South along the middle line of South Vine Street to the middle line of South Sixth Street; thence East along the middle line of South Sixth Street to the middle line of South Metcalf Road; thence South along the middle line of South Metcalf Road to the place of beginning.

Also including the following:

A part of the East Half of the Southwest Quarter and a part of the Southeast Quarter of Section Five (5), and a part of the Southwest Quarter of the Southwest Quarter of Section Four (4), all in Township Seventeen (17) South, Range Twenty-five (25) East of the 6th P.M. in Miami County, Kansas, and more particularly described as follows: Beginning at the Northwest Corner of the Southeast Quarter of said Section Five (5) marked by a 4" x 6" limestone (found) (Set by N.J. Roscoe, County Surveyor on February 6, 1900 and recorded in survey Book 3, Page 48, in the County Engineer's Office); thence South Eighty-nine (89) Degrees, Fifty-one (51) Minutes, Thirty-one (31) Seconds East (Bearing from John E. Taylor, R.L.S. 713, survey dated March 2, 1993 and recorded Book "K" surveys, page 537) on the North Line 2637.14 feet to the Northeast Corner of said Southeast Quarter a rebar (found); thence on the East Line of said Section Five (5) South One (01) Degree, Nineteen (19) Minutes, Nineteen (19) Seconds East 1636.78 feet a ½" rebar (set); thence leaving the said East Line North Eighty-nine (89) Degrees, Forty-two (42) Minutes, Fifty-

five (55) Seconds East 1311.35 feet to the East Line of said Southwest Quarter of the Southwest Quarter of Section Four (04) and a ½" rebar (set), thence South (01) Degree, Nineteen (19) Minutes, Nineteen (19) Seconds East 996.53 feet to the South Line of said Section Four (4) a ½" rebar (set); thence South Eighty-nine (89) Degrees, Forty-two (42) Minutes, Fifty-five (55) Seconds West 1077.55 feet to the Southeast Corner of a cemetery, thence North Zero (00) Degrees, Forty-two (42) Minutes, Fifty-five (55) Seconds East on the East line of said cemetery 153.00 feet, thence South Eighty-nine (89) Degrees, Forty-two (42) Minutes, Fifty-five (55) Seconds West 80.80 feet, thence South Zero (00) Degrees,; Forty-two (42) Minutes, Fifty-five (55) Seconds West 153.00 feet to the South Line of said Section,; thence South Eighty-nine (89) Degrees, Forty-two (42) Minutes, Fifty-five (55) Seconds West on the Section Line 153.00 feet to an existing 1" iron bar the Southeast Corner of Section Five (5); thence North Eighty-nine (89) Degrees, Fifty-nine (59) Minutes, Forty (40) Seconds West on the said South line 1144.01 feet to the East Line of a cemetery, thence on the said East Line and on an existing cemetery fence line North One (01) Degree, Thirty-seven (37) Minutes, Thirty-three (33) Seconds West 264.83 feet to a fence corner, thence on the said fence North Eighty-nine (89) Degrees, Forty-eight (48) Minutes, Eight (08) Seconds West 165.94 feet to the West Line of the East Half of the Southeast Quarter of said Section Five (5) a ½" rebar (set), thence North One (01) Degree, Twenty-nine (29) Minutes, Forty-one (41) Seconds West on the said East Line 383.80 feet to a rebar (found), thence North Eighty-nine (89) Degrees, Fifty-one (51) Minutes, Thirty-one (31) Seconds West 1312.58 feet to the West Line of the Southeast Quarter a rebar (found) thence South One (01) Degree, Forty (40) Minutes, Eighteen (18) Seconds East 161.5 feet a concrete marker (found); thence North Eighty-two (82) Degrees, Twenty-six (26) Minutes, Fifty-nine (59) Seconds West 1018.75 feet a ½" rebar (set), from which a concrete marker bears North Eighty-two (82) Degrees, Twenty-six (26) Minutes, Fifty-nine (59) Seconds West 307.40 feet, thence North One (01) Degree, Forty (40) Minutes, Two (02) Seconds West 1435.69 feet a ½" rebar (set), thence North Seventeen (17) Degrees, Six (06) Minutes, Seven (07) Seconds East 606.79 feet to the North Line of the Southwest Quarter of said Section Five (5) a ½" rebar (set),; thence on the said North Line South Eighty-nine (89) Degrees, Fifty-seven (57) Minutes, Eleven (11) Seconds East 810.71 feet to the place of beginning, all in Miami County, Kansas, EXCEPTING THEREFROM THE FOLLOWING: A tract of land located in the Southeast Quarter of Section 5, Township 17 South, Range 25 East of the Sixth Principal Meridian, being more particularly described as follows: Beginning at the Northeast corner of the Southeast Quarter of Section 5, Township 17 South, Range 25 East of the Sixth Principal Meridian; thence North 89 degrees 51 minutes 31 seconds West for a distance of 867.22 feet along the North line of said Quarter Section; thence South 56 degrees 54 minutes 21 seconds East for a distance of 641.29 feet; thence South 73 degrees 23 minutes 45 seconds East for a distance of 146.84 feet; thence South 39 degrees 06 minutes 50 seconds East for a distance of 60.37 feet; thence South 13 degrees 37 minutes 17 seconds East for a distance of 156.17 feet; thence North 88 degrees 40 minutes 41 seconds East

for a distance of 127.92 feet to a point on the East line of said Quarter Section; thence North 01 degrees 19 minutes 19 seconds West for a distance of 585.80 feet along said East line to the Point of Beginning. Together with and subject to covenants, easements and restrictions of record. Said property contains 5.77 acres more or less, in Miami County, Kansas; AND FURTHER EXCEPTING THE FOLLOWING: A tract of land located in the Southwest Quarter of Section 4, Township 17 South, Range 25 East of the Sixth Principal Meridian, being more particularly described as follows: Beginning at the Southwest corner of the Southwest Quarter of Section 4, Township 17 South, Range 25 East of the Sixth Principal Meridian, thence North 89 degrees 43 minutes 13 seconds East for a distance of 505.43 feet along the South line of said Quarter Section to the TRUE POINT OF BEGINNING; thence North 00 degrees 16 minutes 47 seconds West for a distance of 292.16 feet; thence North 76 degrees 00 minutes 36 seconds East for a distance of 366.69 feet; thence North 60 degrees 12 minutes 03 seconds East for a distance of 1113.55 feet thence South 64 degrees 07 minutes 22 seconds East for a distance of 108.49 feet; thence South 12 degrees 03 minutes 25 seconds East for a distance of 395.52 feet to a point on the South line of said Quarter Section; thence South 89 degrees 43 minutes 13 seconds West for a distance of 633.16 feet along said South line to the TRUE POINT OF BEGINNING. Together with and subject to covenants, easements, and restrictions of record. Said property contains 4.95 acres, more or less, in Miami County, Kansas.

WARD 4.

Beginning at the Southeast corner of the Southeast Quarter of Section 31, Township 16, Range 25; thence North along the East line of said Southeast Quarter (South Metcalf Road) to the middle line of South Sixth Street; thence West along the middle line of South Sixth Street to the middle line of South Sims Street; thence North along the middle line of South Sims Street to the middle line of South Fifth Street; thence West along the middle line of South Fifth Street to the middle line of South Rogers Road; thence South along the middle line of South Rogers Road to the middle line of South Ninth Street; thence West along the middle line of South Ninth Street to the East right of way line of 69 Highway; thence South along the East right of way line of 69 Highway to the middle of 287th Street; thence East to the place of beginning.

Also including the following:

115 acres off the North side of the Southwest Quarter (1/4), Section 6, Township 17 South, Range 25 East, Miami County, Kansas, being that part lying North of Wea Creek.

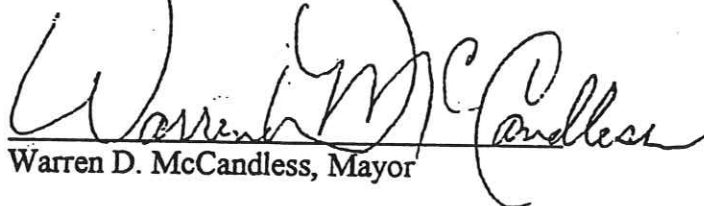
SECTION 4. The Governing Body of the City of Louisburg shall consist of a Mayor and five councilmembers. Subject to the terms hereof, one councilmember shall be elected from each ward and one councilmember and the Mayor shall be elected by the City at large. The term of office for

the Mayor and councilmembers shall be three years and they shall hold office until their successors are elected and qualified. The current Mayor and councilmembers, or their duly appointed successors shall each complete their current term of office. On the first Tuesday of April 2001, a councilmember for Ward 1 and a councilmember for Ward 2 shall be elected. On the first Tuesday of April 2002 a councilmember for Ward 4 and a councilmember from the City at large shall be elected. On the first Tuesday of April, 2003, a councilmember for Ward 3 and the Mayor shall be elected. Said election schedule shall continue until changed by the Governing Body. A councilmember who represents a Ward must reside within said Ward at the time of filing and must continue to reside in said Ward during the full term of office.

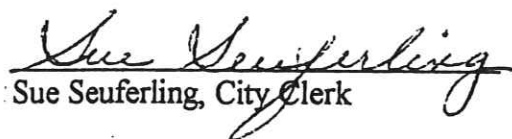
SECTION 5. This Ordinance shall be published once each week for two (2) consecutive weeks in the official city newspaper.

SECTION 6. This Charter Ordinance shall take effect on December 5, 2000 unless a sufficient petition for a referendum to be held on the Ordinance as provided by Article 12, Section 5, Subdivision (c)(3) of the Constitution of the State of Kansas, is filed, in which case the Ordinance shall become effective, if approved by a majority of the electors voting thereon.

PASSED AND APPROVED By the Governing Body of the City of Louisburg, Kansas, by not less than two-thirds (2/3rds) of the members elect voting thereon, and signed by the Mayor this 18th day of September, 2000.


Warren D. McCandless, Mayor

ATTEST:


Sue Seufferling, City Clerk