

Lawrence, Kansas, and such costs shall be determined by ordinance. (10-5-82)

CHARTER ORDINANCE NO. 18

A CHARTER ORDINANCE OF THE CITY OF LAWRENCE, KANSAS, PROVIDING THAT KANSAS STATUTES ANNOTATED, SECTION 13-628I, AND ANY AMENDMENTS THERETO, RELATING TO THE APPOINTMENT OF THE JUDGE OF THE MUNICIPAL COURT, SHALL NOT APPLY TO THE CITY OF LAWRENCE, KANSAS, AND EXEMPTING THE CITY OF LAWRENCE, KANSAS, THEREFROM, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

Section 1. The City of Lawrence, Kansas, a City of the first class, duly organized, created and existing under and by virtue of the laws of the State of Kansas, pursuant to the authority of Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to and does exempt itself from, the provisions of K.S.A. 13-628I, which said statute is not uniformly applicable to all cities, and to provide substitute and additional provisions therefor, as hereinafter provided.

Section 2. In substitution of K.S.A. 13-628I, the Governing Body of the City of Lawrence, Kansas, hereby adopts the following provisions: The Judge of the Municipal Court of the City of Lawrence, Kansas, shall be appointed by the City Manager of and for said City in accordance with K.S.A. 12-1014. (12-14-82)

CHARTER ORDINANCE NO. 19

A CHARTER ORDINANCE REPEALING CHARTER ORDINANCE NO. 3 OF THE CITY OF LAWRENCE, KANSAS, RELATING TO CITY PURCHASING PRACTICES FOR CERTAIN CITY IMPROVEMENTS; AND EXEMPTING THE CITY OF LAWRENCE, KANSAS, FROM SECTION 13-1017 OF THE KANSAS STATUTES ANNOTATED AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT.

Section 1. The City of Lawrence, Kansas, a Commission-Manager City of the first class, by the power invested in it by Article 12, Section 5, of the constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it Section 13-1017 of the Kansas Statutes Annotated, said section applying only to cities of the first class, and provides substitute and additional provisions as hereinafter indicated.

Section 2. Estimate of Cost of Improvements; Contracts; Bids; Bond Issue; When. Before undertaking the construction or reconstruction of any sidewalk, curb, gutter, bridge, pavement, sewer or any other public improvement of any street, highway, public grounds, or public building or facility, or any other kind of public improvement in the City of Lawrence is commenced or ordered by the Governing Body, or under its authority, a detailed estimate of the cost of the improvements shall be made under oath by the City Engineer (or some other competent person, appointed for such purposes by the Governing Body). Such estimate shall be submitted to the Governing Body for its action thereon. In all cases where the estimated cost of the contemplated building, facility or other improvement amounts to more than \$4,000.00, sealed proposals for the improvement, unless waived by the Governing Body, shall be invited by advertisement, published by the City Clerk once in the official City paper. The Governing Body shall let all such work by contract to the lowest responsible bidder who submits a responsive bid, if there is any whose bid does not exceed the estimate.

If no responsible person proposes to enter into the contract at a price not exceeding the estimated costs, all bids shall be rejected and the same proceedings as before repeated, unless waived by the Governing Body, until some responsible person by sealed proposal offers to contract for the work at a price not exceeding the estimated cost. If no responsible bid is received within the estimate, the Governing Body shall have power to make the improvement within the estimated costs thereof, and shall further have the power to purchase the necessary tools, machinery, apparatus, and materials; employ the necessary labor; and construct the necessary plant or plants for the purpose of carrying

into effect the provisions of this Charter Ordinance. In no case shall the City be liable for anything beyond the estimated cost or the original contract price for doing such work or making such improvements.

Before any type of public improvements is commenced, the money to pay for the same must be available in the City treasury as provided by law; or provision may be made for the issuance of internal improvement bonds to pay for any such improvement as provided by law. This Section shall not be construed to include any repair or maintenance work not amounting to substantial alteration, addition or change in any structure, street or facility. "Public improvement" as used herein shall not include the making of repairs or the maintenance of any building, street, sidewalk or other public facility in the City by employees of the City or the making of any expenditures from the City budget for such purposes.

Section 3. That any future modification to the \$4,000.00 cost provision stated in Section 2 of this Charter Ordinance can be made by simple ordinance.

Section 4. That Charter Ordinance No. 3 of the City of Lawrence, Kansas, shall be repealed and of no further force and effect upon the effective date of this Charter Ordinance. (1-10-84)

NOTE: See Lawrence City Code Section 1-304.

CHARTER ORDINANCE NO. 20

A CHARTER ORDINANCE RELATING TO CEREAL MALT BEVERAGES IN THE CITY OF LAWRENCE, KANSAS, AND EXEMPTING SAID CITY FROM PROVISIONS OF SECTION 41-2702 OF THE KANSAS STATUTES ANNOTATED, AND AMENDING CHAPTER 4, ARTICLE 202, OF THE CODE OF THE CITY OF LAWRENCE, KANSAS, 1983, AND PROVIDING SUBSTITUTE PROVISIONS ON THE SAME SUBJECT, AND REPEALING CHARTER ORDINANCE NO. 11.

Section 1. That pursuant to the provisions of Section 5(c) of Article 12 of the Constitution of the State of Kansas, the City of Lawrence, Kansas, hereby elects that Section 41-2702 of the Kansas Statutes Annotated shall not apply to said City and provides that the following substitute provisions on the same subject:

"No person shall sell any cereal malt beverages at retail without having first secured a license for each place of business as herein provided. In case such place of business is located within the corporate limits of said City, then the application for a license shall be made to said City. The application shall be verified and upon a form prepared by the Attorney General of the State and shall contain:

- (a) The name and residence of the applicant and how long he has resided within the State of Kansas; County of Douglas and the City of Lawrence.
- (b) The particular place for which a license is desired.
- (c) The name of the owner of the premises upon which the place of business is located.
- (d) A statement that the applicant is a citizen of the United States and not less than 21 years of age and that he has not within two years immediately preceding the date of making application been convicted of a felony or any crime involving moral turpitude, or been adjudged guilty of drunkenness, or driving a motor vehicle while under the influence of intoxicating liquor or the violation of any other intoxicating liquor law of any state or of the United States.