

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 160187

Calling for submission to the voters of Kansas City, at a special election to be held on August 2, 2016, a question to remove certain city property devoted to park use from the park system; directing the City Clerk to notify the responsible election authorities of the election no earlier than May 20, 2016 and no later than May 24, 2016; and recognizing this ordinance with an accelerated effective date.

WHEREAS, City Charter section 1004(b) reads: If any property is determined by the Board of Parks and Recreation Commissioners to be no longer necessary or appropriate for park, parkway, or boulevard use, such property may be removed from the park system by a vote of the people; and

WHEREAS, the Board of Parks and Recreation Commissioners has recommended the removal of certain property from the park system; and

WHEREAS, such removal would allow the use of the property by the City for other government uses or would allow the City to dispose of the property as surplus property; NOW, THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. ELECTION CALLED. That an election is called on August 2, 2016, for the purpose of submitting to the voters of Kansas City the question of removing property from the park system.

Section 2. BALLOT TITLE. The ballot title shall be:

Should the City of Kansas City remove from the park system vacant property located generally along Roanoke Parkway at 4600 Madison Avenue containing approximately 1,333 square feet or 0.031 acres, which has been determined by the Board of Parks and Recreation Commissioners to be no longer necessary or appropriate for park, parkway, or boulevard use?

Section 3. NOTICE OF ELECTION. The notice of election shall read as follows:

NOTICE OF ELECTION
KANSAS CITY, MISSOURI

Notice is hereby given that the City of Kansas City has called a special election to be held on Tuesday, August 2, 2016, between the hours of 6:00

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a.m. and 7:00 p.m., at which election all qualified voters residing within Kansas City, Missouri will be given the opportunity to vote.

The official ballot will be in substantially the following form:

OFFICIAL BALLOT
CITY OF KANSAS CITY

SPECIAL ELECTION, AUGUST 2, 2016

QUESTION NO. []
(Park Property)

Should the City of Kansas City remove from the park system vacant property located generally along Roanoke Parkway at 4600 Madison Avenue containing approximately 1,333 square feet or 0.031 acres, which has been determined by the Board of Parks and Recreation Commissioners to be no longer necessary or appropriate for park, parkway, or boulevard use?

YES _____
NO _____

(Instructions to voters will be supplied by the election authorities.)

A full and complete copy of Ordinance No. 160187 (as it may be amended) submitting the above question to the electorate is on file in the office of the City Clerk of Kansas City, Missouri where the same is open for inspection and copying.

The polling places for the election will be (INSERT LIST OF POLLING PLACES IN LAST PUBLICATION ONLY)

I hereby certify that the foregoing is the legal notice to be published pursuant to Section 115.127, RSMo, as amended.

Given under my hand and the official seal of the Kansas City, Missouri, this _____ day of _____, 20__.

(SEAL)

MARILYN SANDERS
City Clerk of Kansas City,
Missouri

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Before me, a notary public, personally appeared Marilyn Sanders, to me known to be the City Clerk of Kansas City, Missouri, and the person who acknowledged to me that she executed the same for the purposes therein stated.

Notary Public

My Commission Expires: _____

Section 4. NOTICE TO ELECTION AUTHORITIES BY CITY CLERK.

That following passage of this ordinance the City Clerk shall deliver certified copies of this ordinance and notice of election to the Clerk of Cass County, Board of Election Commissioners of Clay County, Board of Election Commissioners of Kansas City, and Board of Election Commissioners of Platte County, no earlier than May 20, 2016 and no later than May 24, 2016, which shall be the authority of each election authority of the City to submit the amendment to the electors of Kansas City and to give public notice as provided by law.

Section 5. ACCELERATED EFFECTIVE DATE RECOGNIZED. This ordinance, providing for the submission of a question to the people of Kansas City, Missouri, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(A) of the City Charter, and shall take effect in accordance with Section 503.

Section 6. EFFECTIVE DATE. If a majority of the qualified voters voting at the election shall vote in favor of the approval of the question, then the authority of the Council to adopt an ordinance implementing this grant of authority shall become effective immediately upon certification of the election results by the election authorities.

Approved as to form and legality:

Lana Torczon
Assistant City Attorney