

First Published in the Horton Headlight the ____ day of April, 2004.

ORDINANCE NO.1050

AN ORDINANCE REPEALING SECTION 1-301 OF THE CODE OF THE CITY OF HORTON, KANSAS AND ADOPTING AN AMENDED CODE 1-301 AND ADOPTING 1-301a

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

Section 1. OFFICERS APPOINTED. The governing body of the City shall appoint a City Administrator, City Attorney, City Treasurer, a Municipal Judge, and an Economic Development Coordinator, provided, that no officer other than the City Administrator, shall be appointed until the salary and term of the office to which he/she is appointed shall be prescribed by ordinance.

Section 2. 1-301a. ECONOMIC DEVELOPMENT COORDINATOR POWERS AND DUTIES.

(a) To devote all necessary time and attention to enhance the economic and civic welfare of the City of Horton, Kansas working with the City Administrator, Governing Body and Mayor in achieving that goal.

(b) With the knowledge, consent, and confirmation of the governing body and the City Administrator develop, write, establish, maintain, and administer any and all grants in furtherance of the City's welfare.

(c) To make recommendations to the Governing Body, City Administrator, and economic development groups concerning the overall economic, civic and municipal welfare of the City of Horton, Kansas.

Section 3. Ordinance 1-301 of the City of Horton is hereby repealed and the foregoing shall be in full force and effect.

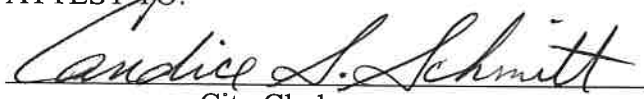
Section 4. This ordinance shall take effect and be in force from and after its passage, approval and publication in the city newspaper.

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 4 day of April, 2004.



Mayor

ATTEST TO:



City Clerk

(First Published in the Horton Headlight on August 12, 2004)

ORDINANCE NO. 1051

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF HORTON, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2004 PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NUMBER 1044.

BE IT ORDAINED by the Governing Body of the City of Horton, Kansas;

Section 1. **INCORPORATING STANDARD TRAFFIC ORDINANCE.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Horton, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2004, prepared and published in book form by the League of Kansas Municipalities. No fewer than three copies of said standard ordinance shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Horton, Kansas," and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours.

Section 2. **SAME; TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.**

(a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. Supp. 8-2118.

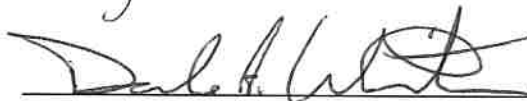
(b) All traffic violations which are included within this ordinance, and which are not ordinance traffic infractions as defined in subsection (a) of this ordinance, shall be considered traffic offenses.

Section 3. **PENALTY FOR SCHEDULED FINES.** The fine for violation of an ordinance traffic infraction or any other traffic offense for which the municipal judge establishes a fine in a fine schedule shall not be less than \$10 nor more than \$30, except for speeding which shall not be less than \$10 nor more than \$500. A person tried and convicted for violation of an ordinance traffic infraction or other traffic offense for which a fine has been established in a schedule of fines shall pay a fine fixed by the court not to exceed \$500.

Section 4. **REPEAL.** Ordinance number 1044 is repealed.

Section 5. **EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Commission the 2 day of August, 2004.



Dale A. White, Mayor

Seal:

Attest:



Candice S. Schmitt, City Clerk

(First Published in the Horton Headlight on August 12, 2004)

ORDINANCE NO. 1052

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF HORTON, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES," EDITION OF 2004.


BE IT ORDAINED by the Governing Body of the City of Horton, Kansas;

Section 1. **INCORPORATING UNIFORM PUBLIC OFFENSE CODE.** There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Horton, Kansas, that certain standard code known as the "Uniform Public Offense Code," Edition of 2004, prepared and published in book form by the League of Kansas Municipalities. No fewer than three copies of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Horton, Kansas," and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours.

Section 2. **REPEAL.** Ordinance number 1045 is repealed.

Section 3. **EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Commission the 2 day of August, 2004.


Dale A. White, Mayor

Seal:

Attest:

Candice S. Schmitt, City Clerk

First Published in the Horton Headlight the 24 day of August 2004.

ORDINANCE NO.1053

AN ORDINANCE RE-ESTABLISHING THE SEWER RATES FOR USERS OF THE HORTON MUNICIPAL WASTEWATER PLANT AND COLLECTION SYSTEM

Section 1. RATES FOR WASTEWATER SERVICE. Charges for sewer use from the Horton Municipal Sanitation Plant and Collection System to the user on a monthly rate shall be as follows:

- a. The minimum charge per month shall be \$7.05
- b. In addition, user charge shall be \$2.00 per thousand gallons of water used
- c. In the event a lot, parcel of land, premises or facility discharging wastewater, industrial process waste, water or other liquids, either directly or indirectly into the city's wastewater collection and treatment system or which eventually enters the system, is supplied with water from any source other than from the city's municipal water system, then the sewer user charge will be estimated at 100 gallons per capita per day for residential users. For all other users, the owner of land, premises or facility shall install, and maintain at his or her own expense, a water meter approved by the city's water department. This meter(s) shall serve as a control for the establishment of the sewer user charge and shall be accessible to the city's meter readers.
- d. Where more than one water meter is installed for service to one industry or commercial business located at a single site or adjoining sites, only one minimum monthly charge shall apply.
- e. Where it can be established that the user had a water leak during the billing cycle, the user charge may be adjusted by the city clerk by using the average of the previous three months water use.
- f. Any person who is allowed to hookup to City utilities services without being annexed into the City of Horton, Kansas will pay one and one-half the normal rate charged to the citizens and residents of the City of Horton, Kansas. This increased rate is applicable to the residence of the property, whether or not the resident and owner of the property is the same person.

Section 2. Repeal. Ordinance No. 997 is hereby repealed.

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

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this
24 day of August 2004



Mayor

ATTEST TO:



City Clerk

First Published in the Horton Headlight the 16 day of December, 2004.

ORDINANCE NO. 1054

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

Section 1. City Ordinance 15-204 is hereby amended to read as follows: 15-204.

RESIDENTIAL AND COMMERCIAL FEES AND RATES


The following fees and rates shall be available to consumers for residential use and to consumers for commercial use:

- (a) Per Kilowatt Hour--\$.095
- (b) A monthly service charge of \$4.00 for electrical service furnished.
- (c) The actual cost of installation of a light pole, plus a \$20.00 labor charge, if the installation of a light pole is requested by the property owner. Such cost will be prorated over three (3) months and billed as an installation charge on the customer's bill.
- (d) The actual cost of any meter installed on the customer's premises by the city. Such cost will be prorated over three (3) months and billed as an installation charge on the customer's bill.
- (e) A deposit for new service of \$150.00, or for new service at an existing location the average of the two highest electricity bills incurred for that property over the past year.
- (f) A one time connection fee of \$10.20 to set up the account.
- (g) A fuel adjustment charge, to be paid by the city, as billed by any power supplier, will be charged to consumers based on kilowatt usage. When the actual cost of fuel for generation exceeds the amount of funds budgeted for such purpose it may be included with the fuel adjustment charge and billed to consumers based on kilowatt usage. The fuel adjustment cost shall be at the option of the city. The fuel adjustment charge shall be applied to all electric users.

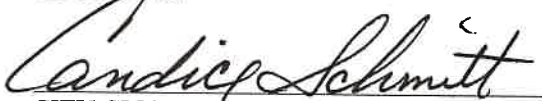
Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

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

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 6th day of December, 2004.


MAYOR

ATTEST TO:


CITY CLERK

ORDINANCE NO. 1055

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

Section 1. City Ordinance 1-310 is hereby amended to read as follows: 1-310.


CITY ADMINISTRATOR; POWERS AND DUTIES.

- (a) To devote all necessary time and attention to the affairs of the city and be responsible to the governing body and mayor for the efficient administration of its affairs.
- (b) With the confirmation of the governing body of the city, to appoint and remove all heads of departments, except the city attorney, municipal judge and city treasurer. He or she shall have the power, subject to approval of the governing body, to appoint and hire all other employees. Furthermore, without approval of the governing body to remove or terminate all employees except department heads, city attorney, municipal judge, and city treasurer.
- (c) To supervise all non-elected city employees, except the city attorney, municipal judge and city treasurer.
- (d) To attend all meetings of the governing body with the right to take part in the discussion, but having no vote.
- (e) To see that all terms and conditions imposed in favor of the city are faithfully kept and performed and upon knowledge of any violation thereto, to call the same to the attention of the governing body.
- (f) To prepare and recommend to the governing body, prior to the beginning of each fiscal year, a budget for the ensuing fiscal year, showing in as much detail as practicable, the estimated amounts of revenues and expenditures for the efficient operation of the city government.
- (g) To act as purchasing agent for the city and to purchase all merchandise, material, and supplies needed by the city and may establish, if needed, a suitable storehouse where such supplies shall be kept and from which the same shall be issued as needed. It shall be the duty of the purchasing agent to give opportunity for competition on purchases and sales, except when the nature of the purchase or sale is such that competition is impossible or impracticable.
- (h) To recommend to the governing body the salaries to be paid each employee of the city that is under the city administrator's supervision as specified in subsection (c).
- (i) To recommend to the governing body such measures as he or she may deem necessary or expedient.
- (j) To implement, at the direction of the governing body, the city's strategic plan;
- (k) To devote all necessary time and attention to enhance the economic welfare of the city; write and develop, or cause to be written or developed, all grants in furtherance of the city's goals and objectives as created by the governing body; and make recommendations to the governing body concerning economic development efforts and initiatives.
- (l) To do and perform such other duties as may be prescribed by ordinance or resolution of the governing body.

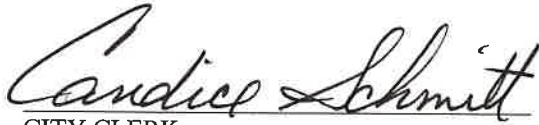
Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

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

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 6th day of December, 2004.


MAYOR

ATTEST TO:


CITY CLERK

First Published in the Horton Headlight the 16 day of December, 2004.

ORDINANCE NO. 1056

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

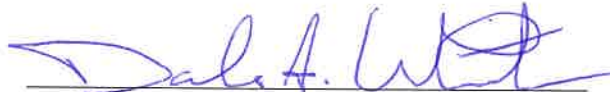
Section 1. City Ordinance 15-519 is hereby amended to read as follows: 15-519.

LOCATION OF TRASH CONTAINERS. The city reserves the right to designate the location and length of time refuse containers can be placed in the front yard of any premises. Containers may be set as close as practical to the curb collection site no earlier than 6:00 p.m. the day before scheduled trash collection and must be removed to a location as close as practical to the residence or business establishment no later than 6:00 p.m. the day after scheduled trash collection day. If no one is designated as responsible for the removal of the container, then the owner of the property or the tenant of rental property shall be responsible to see that the container is removed from the curb in front of each residence or business establishment.

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

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

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 6th day of December, 2004.


MAYOR

ATTEST TO:


CITY CLERK

First Published in the Horton Headlight the ____ day of December, 2004

ORDINANCE NO.1057

AN ORDINANCE RE-ESTABLISHING THE SEWER RATES FOR USERS OF THE HORTON MUNICIPAL WASTEWATER PLANT AND COLLECTION SYSTEM

Section 1. RATES FOR WASTEWATER SERVICE. Charges for sewer use from the Horton Municipal Sanitation Plant and Collection System to the user on a monthly rate shall be as follows:

- a. The minimum charge per month shall be \$7.05
- b. In addition, user charge shall be \$2.50 per thousand gallons of water used
- c. In the event a lot, parcel of land, premises or facility discharging wastewater, industrial process waste, water or other liquids, either directly or indirectly into the city's wastewater collection and treatment system or which eventually enters the system, is supplied with water from any source other than from the city's municipal water system, then the sewer user charge will be estimated at 100 gallons per capita per day for residential users. For all other users, the owner of land, premises or facility shall install, and maintain at his or her own expense, a water meter approved by the city's water department. This meter(s) shall serve as a control for the establishment of the sewer user charge and shall be accessible to the city's meter readers.
- d. Where more than one water meter is installed for service to one industry or commercial business located at a single site or adjoining sites, only one minimum monthly charge shall apply.
- e. Where it can be established that the user had a water leak during the billing cycle, the user charge may be adjusted by the city clerk by using the average of the previous three months water use.
- f. Any person who is allowed to hookup to City utilities services without being annexed into the City of Horton, Kansas will pay one and one-half the normal rate charged to the citizens and residents of the City of Horton, Kansas. This increased rate is applicable to the residence of the property, whether or not the resident and owner of the property is the same person.

Section 2. Repeal. Ordinance No. 1053 is hereby repealed.


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

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 20th day of December 2004



Mayor

ATTEST TO:



City Clerk