

ORDINANCE NO. 747

AN ORDINANCE AMENDING AND DELETING CERTAIN SECTIONS OF ARTICLES 1 AND 2 OF CHAPTER XII OF THE CODE OF THE CITY OF WASHINGTON, KANSAS, 1985, RELATING TO THE OFFICE OF CEMETERY SEXTON AND REGULATING THE MANAGEMENT OF THE WASHINGTON CITY CEMETERY;

WHEREAS, Articles 1 and 2 of Chapter XII of the Code of the City of Washington, Kansas, designate the office, duties, and powers of the cemetery sexton for the Washington City Cemetery; and

WHEREAS, the Governing Body of the City of Washington, Kansas, has determined that the office of cemetery sexton for the Washington City Cemetery should be eliminated; and

WHEREAS, the Governing Body of the City of Washington, Kansas, has determined that the duties of the cemetery sexton can be performed by city employees, and the police power to enforce the provisions of Articles 1 and 2 of Chapter XII can be exercised by the City Public Officer;

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WASHINGTON, KANSAS:

Section One. The office of cemetery sexton is hereby eliminated, and the management and maintenance of the cemetery shall be assumed by city employees under the direction and supervision of the Governing Body of the City of Washington, Kansas. The Public Officer shall have the police power to enforce the provisions of Articles 1 and 2 of Chapter XII of the Code of the City of Washington.

Section Two. Sections 12-101 and 12-202 of Chapter XII Article 1 of the Code of the City of Washington, Kansas 1985, are hereby amended by striking and deleting all of the provisions thereof and inserting and substituting the following provisions:

12-101. MANAGEMENT OF CITY CEMETERY. The Washington City Cemetery shall be managed and maintained, including the general and immediate control and supervision of all digging and excavating for graves or removal of bodies when requested by any person, by city employees under the direction and supervision of the city council.

12-102. PRESENCE AT INTERMENT REQUIRED. A city employee shall be present in person to designate the place for interment and see that the same is accomplished to meet the requirements of this Article, and to help keep the cemetery in proper order.

Section Three. The current provisions of Chapter XII, Articles 1 and 2, Sections 12-103, 12-108, 12-115, 12-116, and 12-202 are hereby amended by substituting the word “city” in place of the words “cemetery sexton” where the same appear in said sections.

Section Four. The current provisions of Chapter XII, Article 1, Section 12-109, are hereby amended by deleting the first “the cemetery sexton;” by substituting the word “city” for the second “cemetery sexton;” and by substituting the word “Public Officer,” for the third “cemetery sexton,” as those phrases appear in said section.

Section Five. The current provisions of Chapter XII, Article 1, Section 12-110, and Article 2, Section 12-203, are hereby amended by substituting the word “Public Officer,” in place of the words “cemetery sexton,” where the same appear in said sections.

Section Six. There shall be added to Article 1 of Chapter XII of the Code of the City of Washington, Kansas, 1985, Section 12-117, which reads and provides as follows:

12-117. PUBLIC OFFICER. The person employed in the position of City Administrator by the City of Washington, Kansas, is hereby designated as the Public Officer charged with the administration of Chapter XII, Article 1 of the code of the City of Washington, Kansas, 1985.

Section Seven. There shall be added to Article 2 of Chapter XII of the Code of the City of Washington, Kansas, 1985, Section 12-204, which reads and provides as follows:

12-204. PUBLIC OFFICER. The person employed in the position of City Administrator by the City of Washington, Kansas, is hereby designated as the Public Officer charged with the administration of Chapter XII, Article 2 of the code of the City of Washington, Kansas, 1985.

Section Eight. The current provisions of Chapter XII, Article 1, Section 12-113, are hereby amended by deleting “the cemetery sexton,” where that phrase appears in said section.

Section Nine. This Ordinance shall take affect and shall be in full force and effect after its publication in the Washington County News, the official city Newspaper.

Passed by the Governing Body of the City of Washington, Kansas, and approved by the Mayor, this 4th day of April, 2011.

Harold H. Jones, Mayor

ATTEST:

Denise M. Powell, City Clerk