

COMPARED VERSION
COMMITTEE SUBSTITUTE (FOWLER) TO ORIGINAL ORDINANCE

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 230360

Directing that ~~the City Manager shall appear before the Council to provide certain information before, prior to~~ suspending, terminating, or taking any other adverse action against an employee in the unclassified service for failure to comply with the residency requirements of the City's Code of Ordinances— ~~the City Manager, shall submit the investigatory file to the Internal Auditor for review.~~

~~WHEREAS~~WHERE, Council has the duty to supervise the City Manager in his exercise of his duties; and

WHEREAS, the Council has the obligation to determine whether residency ordinances as written are being properly interpreted and fairly enforced, consistent with the intentions of the Council; and

WHEREAS, the City has been required to pay hundreds of thousands of dollars for claims arising out of disciplinary actions taken related to allegations of non-residency; and

WHEREAS, it is within the proper purview of the Council to determine if changes to the residency requirements are necessary or desirable to properly regulate City employees, including granting waivers of required residency; ~~NOW, THEREFORE,~~

WHEREAS, the majority of City employees are in classified service positions, but the City Charter identifies certain positions as unclassified; and

WHEREAS, discipline taken against employees in unclassified positions is not subject to the same administrative reviews as similar discipline taken against employees in classified positions;

WHEREAS, under the City Charter, the duties of the Internal Auditor include performing reviews of the activities of the City to determine their efficiency, effectiveness, and compliance with laws, regulations, policies, and procedures; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That, prior to suspending, terminating or taking any other adverse action against any employee in the unclassified service based on failure to comply with the residency requirements of the City's Code of Ordinances, the City Manager shall ~~personally appear before a Business Session of the Council to provide the Council with specific and detailed information and evidence upon which such suspension, termination or other adverse action is based, and no such action shall be taken until at least forty five days shall have passed after such presentations~~submit

Councilman Fowler

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[the investigatory file to the Internal Auditor for a review of the investigation to determine its efficiency, effectiveness, and compliance with laws, regulations, policies, and procedures.](#)

Approved as to form:

Katherine Chandler
Assistant City Attorney

[Councilman Fowler](#)

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