

(First Published in the Ark Valley News  
on the 26 day of February, 1998.)

THE CITY OF BEL AIRE, KANSAS

ORDINANCE NO. 305

AN ORDINANCE PERTAINING TO THE CITY TREE  
BOARD AND AMENDING SECTION 2 OF ORDINANCE  
NUMBER 257.

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

Section 1. Amending Section 2 of Ordinance Number 257

Section 2 of Ordinance Number 257 of the City of Bel Aire, Kansas is amended  
to read as follows:

"Section 2. Establishment of a Tree Board

(a) There is hereby created and established a seven member Tree Board. The  
Board shall be comprised of residents of the City of Bel Aire, Kansas and shall be  
appointed by the Governing Body.

(b) The term of the seven persons shall be four years except that the initial term  
of one of the two new members appointed to the Board pursuant to this amending  
Ordinance shall be for only three years and the initial term of the other new member  
appointed to the Board pursuant to this amending Ordinance shall be for only one year  
to concur with the staggered appointment terms of the existing five members of the  
Board. In the event that a vacancy shall occur during the term of any member, his or  
her successor shall be appointed for the unexpired portion of the term.

(c) Members of the Board shall serve without compensation.

(d) The Board shall prepare, administer and annually update a written plan for the care, preservation, pruning, planting, replanting, removal or disposition of trees and shrubs in parks and in other public areas. Such plan shall be presented annually to the Governing Body for approval. Said plan shall constitute the official City tree plan.

(e) The Board, when requested by the Governing Body, shall consider, investigate, make findings, report and recommend upon any special matter of questions coming within the scope of its work.

(f) The Board shall choose its own officers, make its own procedural rules and provide the city clerk with copies of the minutes of its proceedings. A majority of the members shall constitute a quorum for the transaction of business.

(g) A member shall hold office on the board until:  
the end of his or her appointment;  
the member resigns from the Board;  
the member fails to attend 3 consecutive meetings;  
the member moves out of the city; or  
the Tree Board is terminated by the governing body.

(h) When there is one or more vacancy on the Board, each member of the governing body may submit a recommendation for appointment to the board. The governing body will vote by ballot for the selection of the person(s) to serve on the Board. Each member of the governing body shall have one vote for each position to be filled. The person(s) that receive the highest number of votes are thereby appointed to the Board. If the votes result in a tie, additional ballots shall be taken until one or more persons receive sufficient votes to be appointed.

(i) The Board may make recommendations to the City Administrator regarding the trimming or removal of trees for public safety or to protect public utilities.

(j) The Board may provide for training and/or information to be available regarding the planting and care of trees.”

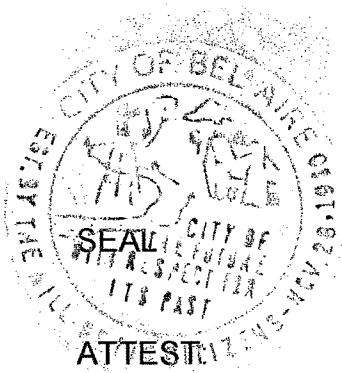
All other sections of Ordinance Number 257, not previously amended or repealed, shall remain in full force and effect.

Section 2. Effective Date

This Ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the City Council this 17th day of February, 1998.

Approved by the Mayor this 17th day of February, 1998.



Harold A. Smith  
MAYOR, HAROLD A. SMITH

Sherryl L. Cutter  
CITY CLERK, SHERRYL L. CUTTER