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3 ORDINANCE NO. 18726  
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5 AN ORDINANCE introduced by Councilmember Brett Blackburn amending City of  
6 Topeka Code § 2-336 by establishing a police department  
7 equipment fund.  
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9 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

10 Section 1. That City of Topeka Code § 2-336, Reserved, is hereby amended  
11 by the addition of the following language:

12 **Police Department equipment fund.**

13 a. There is hereby created a police department equipment fund. The fund is  
14 established for the purpose of providing a depository for monies to be used for police  
15 department equipment purchases.

16 b. Monies from the City's general fund, municipal court fees, or funds from  
17 any other source legally available for such purpose may be credited to this special fund.

18 c. Expenditures from this fund shall be approved by resolution adopted by  
19 the City Council. The expenditures from this fund shall only be used to off set planned  
20 equipment acquisitions for the police department, i.e. expenditures shall not be used to  
21 enhance equipment for the police department, but shall primarily be used to replace  
22 existing equipment.

23 Section 2. This ordinance shall take effect and be in force from and after its  
24 passage, approval and publication in the official City newspaper.

25 PASSED AND APPROVED by the City Council October 18, 2006.  
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28 ATTEST:  
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\_\_\_\_\_  
(Not signed)

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*On October 17, 2006 Councilmember Preisner moved to override the Mayor's veto of Ordinance No. 18726 establishing a Police Department Equipment fund. The motion was seconded by Councilmember Blackburn. Councilmembers Alcala, Ortiz and Haynes voted "no". (6-3-0)*

*Subsequent to the City Council's action, the City Attorney provided an opinion that (7) seven affirmative votes were necessary to override the veto; therefore, the (6) six affirmative votes garnered at the time were not sufficient and the ordinance is no longer in effect.*