

1 (Published in the Topeka Metro News October 25, 2006)

2
3 ORDINANCE NO. 18730

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5 AN ORDINANCE introduced by Councilmember Clark Duffy amending City of Topeka
6 Code §§ 2-326, 2-328, 2-331, 2-332 and 2-335 concerning the
7 expenditure of monies from special funds established by the City
8 Council, and specifically repealing said original sections.
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10 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

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12 Section 1. That City of Topeka Code § 2-326, Park land acquisition and
13 development fund, is hereby amended to read as follows:

14 **Park land acquisition and development fund.**

15 (a) There is hereby created a park land acquisition and development fund.
16 The purpose of the fund shall be to act as a depository for moneys to be used for the
17 purchase and development of land for park purposes.

18 (b) The park land acquisition and development fund may receive budgeted
19 transfers from the general improvement fund, the parks and recreation fund, or any
20 other fund having available resources and the legal authority to be so transferred. All
21 such transfers shall be subject to budget appropriations and shall be specifically
22 authorized by resolution of the city council.

23 (c) *Expenditures.* All expenditures from the park land acquisition and
24 development fund shall only be for the purpose stated in this section and shall only be
25 made upon approval by ~~resolution of the city~~ manager council.

26 Section 2. That City of Topeka Code § 2-328, Zoo improvement reserve fund,
27 is hereby amended to read as follows:
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29 **Zoo improvement reserve fund.**

30 (a) There is hereby created a zoo improvement reserve fund. The fund is
31 established for the purpose of providing a depository for moneys to be used for capital
32 improvements at the city zoo.

33 (b) The fund shall receive grants or donations from either public or private
34 sources, interest on the funds held in the fund, and any other fund having available
35 resources and legal authority to be so deposited or transferred. All such transfers shall
36 be subject to budget appropriations and shall be specifically authorized by resolution of
37 the city council. All expenditures from the fund shall only be for the purpose stated in
38 this section and shall only be made upon approval by ~~resolution of the city~~ manager
39 ~~council~~.

40 Section 3. That City of Topeka Code § 2-331, Historic asset preservation fund,
41 is hereby amended to read as follows:

42 **Historic asset preservation fund.**

43 There is hereby created in the city a special fund to be known as the historic
44 asset preservation fund. Monies from the city's general fund, community block grant
45 funds or funds from any other source legally available for such purpose shall be credited
46 to this special fund. Monies so credited may be expended, upon approval by the ~~council~~
47 ~~of the~~ city manager for the acquisition, rehabilitation and preservation of historic
48 landmarks or historic resources located within the city.

49 Section 4. That City of Topeka Code § 2-332, [Graffiti removal fund.], is
50 hereby amended to read as follows:

51 **[Graffiti removal fund.]**

52 (a) The council of the city, hereby creates a special fund to be known as the
53 graffiti removal fund. Moneys from the city's general fund, community development
54 block grant funds, or funds from any other source legally available for such purpose
55 may be credited to this special fund. Moneys in the graffiti removal fund shall be used
56 for activities relating to the removal of graffiti.

57 (b) Written requests for grants to be used for programs and projects aimed at
58 the expeditious removal of graffiti shall be submitted to the city. By resolution, the
59 council shall establish the procedure to govern the grant application and review. The
60 ~~council~~ city manager shall make the final determination on awards.

61 Section 5. That City of Topeka Code § 2-335, Economic development fund, is
62 hereby amended to read as follows:

63 **Economic development fund.**

64 (a) There is hereby created the city economic development fund. The purpose
65 of the fund shall be to promote, stimulate, and improve the economic welfare of the city
66 and assist in the creation, retention, expansion, and development of economic
67 opportunities for its citizens. The fund shall be administered by the director of the
68 financial services department.

69 (b) Monies from the fund shall be used to promote, stimulate, and improve
70 economic development in the City of Topeka and its environs, to encourage and assist
71 in the location of new business, and the expansion, relocation, or retention of existing
72 business, industry, and health development. To further the goal of economic
73 development, monies from the fund may be expended for or transferred to, specifically
74 for, but not limited to, the Topeka Arts Fund.

75 (c) Monies from the city's general fund, origination fees collected from
76 economic development revenue bonds issued by the city pursuant to K.S.A. 12-1740, *et*
77 *seq.*, and monies from any other source legally available for such purpose may be
78 credited to the economic development fund.

79 (d) All transfer or expenditure of monies from the economic development fund
80 shall be only for the purposes of this section and shall be specifically authorized by the
81 city manager ~~resolution of the city council.~~

82 Section 6. That City of Topeka Code §§ 2-326, 2-328, 2-331, 2-332 and 2-335
83 are hereby specifically repealed.

84 Section 7. This ordinance shall take effect and be in force from and after its
85 passage, approval and publication in the official City newspaper.

86 PASSED AND APPROVED by the City Council October 17, 2006.

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88 CITY OF TOPEKA, KANSAS
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94 William W. Buntten, Mayor

95 ATTEST:

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99 Iris E. Walker, City Clerk
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