

CHAPTER I. ADMINISTRATION

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ARTICLE 8. MISCELLANEOUS FUNDS

- 1-801. MUNICIPAL EQUIPMENT RESERVE FUND ESTABLISHED.** There is hereby created a Municipal Equipment Reserve Fund as authorized by the provisions of Chapter 65, 1985 Session Laws of Kansas.
(Ord. 862C;08-05-85)
- 1-802. PURPOSES OF FUND.** The Municipal Equipment Reserve Fund is created to finance the acquisition of City equipment.
(Ord. 862C; 08-05-85)
- 1-803. TRANSFERS OF MONEY TO THE MUNICIPAL EQUIPMENT FUND.** Moneys may be budgeted and transferred to the Municipal Equipment Reserve Fund from any source which may be lawfully utilized for such purposes, including equipment use charges on the various departments and agencies of the City to finance new and replacement equipment.
(Ord. 862C; 08-05-85)
- 1-804. EQUIPMENT DEFINED.** For the purposes of this Ordinance, equipment shall

include machinery, vehicles and any other equipment or personal property including, but not limited to, computer hardware and software, which the City is authorized to purchase for municipal purposes.

(Ord. 862C; 08-05-85)

1-805. BUDGET INFORMATION. In making the budgets of such City, the amounts credited to, and the amount on hand in such equipment reserve fund and the amount expended therefrom shall be shown thereon for the information of the taxpayers of the City.

(Ord. 862C; 08-05-85)

1-806. INVESTMENT OF FUNDS. Moneys in such fund may be invested in accordance with the provisions of K.S.A. 10-131 and amendments thereto with interest thereon credited to such fund.

(Ord. 862C; 08-05-85)

1-807. TRANSFERS OF UNNEEDED FUNDS FROM THE EQUIPMENT RESERVE FUND. If the Governing Body determines that money which has been credited to the equipment reserve fund or any part thereof is not needed for the purposes for which so budgeted or transferred, the Governing Body may transfer, by adoption of a resolution, such amount not needed to the fund from which it came and such retransfer and expenditure thereof shall be subject to the budget requirement provisions of K.S.A. 79-2925 to 79-2937, inclusive, and amendments thereto.

(Ord. 862C; 08-05-85)

1-808. CAPITAL IMPROVEMENTS FUND. There is hereby created a Capital Improvements Fund as authorized by the provisions of Chapter 67, 1985 Session Laws of Kansas.

(Ord. 863C; 08-05-85)

1-809. TRANSFERS OF FUNDS TO THE CAPITAL IMPROVEMENTS FUND. The Governing Body is hereby authorized to provide for the budgeted transfer of moneys from other City funds lawfully available for improvement purposes to the Capital Improvements Fund, including moneys in the City's general fund.

(Ord. 863C; 08-05-85)

(Code 2000)

1-810. CHARTER ORDINANCE REQUIRED FOR TAXES LEVIED FOR THE USE OF THE CAPITAL IMPROVEMENTS FUND. Any general property tax specifically levied for the use of such fund shall be authorized by ordinance adopted under the provisions of Section 5 of Article 12 of the Kansas Constitution.

(Ord. 863C; 08-05-85)

- 1-811. USE OF FUNDS.** Moneys in such Capital Improvements Fund may be used to finance, in whole or in part, any public improvement need set forth in the adopted capital improvement plan, including the repair, restoration and rehabilitation of existing public facilities. Disbursements from such fund may be made for engineering and other advance public improvement plans and studies. Reimbursements may be made to the fund from bond proceeds, special assessments or state or federal aid available for completed projects.
(Ord. 863C; 08-05-85)
- 1-812. LIMITATION ON MONEYS CREDITED TO FUND.** Except for reimbursed expenses as provided by Section 4 of this Ordinance, no moneys shall be credited to such special fund except as may be budgeted annually or transferred by the annual budget from other funds.
(Ord. 863C; 08-05-85)
- 1-813. BUDGET INFORMATION.** In making the budget of the City, the amounts credited to and the amount on hand in the Capital Improvements Fund and the amount expended from the Capital Improvements Fund shall be shown for the information of taxpayers.
(Ord. 863C; 8-5-85)
- 1-814. INVESTMENT OF FUNDS.** Moneys in the Capital Improvements Fund may be invested in accordance with K.S.A. 10-131, and amendments thereto, with interest thereon credited to such fund.
(Ord. 863C; 08-05-85)
- 1-815. TRANSFER OF UNNEEDED FUNDS FROM CAPITAL IMPROVEMENTS FUND.** If the Governing Body determines that money which has been transferred to such special fund or any part thereof is not needed for the purposes for which so transferred, the Governing Body, by adoption of a resolution, may transfer such amount not needed to the general or other fund from which it was derived and such transfer and expenditure thereof shall be subject to the budget requirement provisions of K.S.A. 79-2925 to 79-2937, inclusive, and amendments thereto.
(Ord. 863C; 08-05-85)
- 1-816.
and
1-817.** Relating to creation of a street construction fund, Ordinance No. 909C, 3-24-86, null and void by 6-3-86 mail ballot vote.

1-818. SPECIAL LAW ENFORCEMENT TRUST FUND; ESTABLISHMENT, PURPOSE, AND INTENT. There is hereby established a fund of the City Treasury entitled "Special Law Enforcement Trust Fund". All deposits and expenditures from this account shall be in conformity with the provisions of this Article and state law. The purpose of this Fund is to provide a depository for monies forfeited to the City of Leawood Police Department pursuant to the provisions of the Kansas Standard Asset Seizure and Forfeiture Act, K.S.A. 60-4101 *et seq.* and the Kansas Drug Tax Act, K.S.A. 79-5201 *et seq.* Expenditures from this Fund shall be made only for law enforcement and criminal prosecution purposes as authorized by law. Monies in the Fund shall not be used for normal operating expenses of the City or its Police Department.

(Ord. 1081C; 12-05-88)

(Ord. 2714C; 01-20-15)

1-819. DEPOSITS. Any monies forfeited to the City of Leawood Police Department pursuant to the provisions of K.S.A., 1988 Supp. 65-4156, and any subsequent amendments thereto, shall be deposited in the "Special Law Enforcement Trust Fund".

(Ord. 1081C; 12-05-88)

1-820. EXPENDITURES.

- (a) Monies in the Trust Fund shall be expended only upon approval of the Governing Body of Leawood and only for the following law enforcement purposes:
- (1) To defray costs of protracted or complex investigations.
 - (2) Providing additional technical equipment or expertise.
 - (3) To provide matching funds to obtain federal grants.
 - (4) Other law enforcement purposes deemed appropriate by the Governing Body.
- (b) No monies in the Trust Fund shall be used for payment of normal operating expenses of the Police Department or for any other expense or non-law enforcement expense of the City.

(Ord. 1081C; 12-05-88)

1-821. QUARTERLY REPORT. The Police Department shall submit a Quarterly Report to the Governing Body specifying the type and approximate value of any forfeited property received and the amount of any proceeds received. Neither the Police Department nor Governing Body shall anticipate future forfeitures or proceeds therefrom in the adoption and approval of its annual budgets.

(Ord. 1081C; 12-05-88)

1-822. LEVY AUTHORIZED. Whenever the Governing Body of the City shall determine that monies from other sources will be insufficient to pay costs incurred by the City for any costs resulting from the implementation of the Tort Claims Act the Governing Body may levy an annual tax upon all taxable tangible property within the municipality in an amount determined by the Governing Body to be necessary for such purpose.

(Ord. 1225C; 05-20-91)

- 1-823. REPEALED. SPECIAL PUBLIC GOLF COURSE FUND ESTABLISHED.** There is hereby established a special fund of the City to be known as the Leawood Public Golf Course fund.
(Ord. 1367C; 8-16-93)
(Ord. 2212C; 02-05-07)
- 1-824. REPEALED. PURPOSES OF FUND.** The Leawood Public Golf Course Fund is established to provide for the payment of costs associated with the acquisition, construction, operation, and maintenance of the Leawood Public Golf Course.
(Ord. 1367C; 08-16-93)
(Ord. 2212C; 02-05-07)
- 1-825. REPEALED. SOURCE OF FUNDS.** Any monies received by the City from any source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but is not limited to, all funds generated by the Leawood Golf Course Impact Fee and income from the operation of the Leawood Public Golf Course.
(Ord. 1367C; 08-16-93)
(Ord. 2212C; 02-05-07)
- 1-826. REPEALED. LIMITATION OF FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such Golf Course Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
(Ord. 1367C; 08-16-93)
(Ord. 2212C; 02-05-07)
- 1-827. SPECIAL HIGHWAY FUND.** There is hereby established a Special Fund of the City to be known as the Leawood Special Highway Fund.
(Ord. 2101C; 05-02-05)
- 1-828. PURPOSE OF FUND.** The Leawood Special Highway Fund is established to provide for the payment of costs associated with construction, reconstruction, alteration and repair and maintenance of the streets and highways located in the City.
Ord. 2101C; 05-02-05)
- 1-829. SOURCE OF FUND.** Any monies received by the City from any source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but is not limited to, all funds generated by gasoline tax.
(Ord. 2101C; 05-02-05)
- 1-830. LIMITATION ON FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such Special Highway Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
(Ord. 2101C; 05-02-05)

- 1-831. **SPECIAL PUBLIC SAFETY IMPROVEMENT FUND.** There is hereby established a Capital Fund of the City to be known as the Leawood Public Safety Improvement Fund.
(Ord.2217C; 02-19-07)
- 1-832. **PURPOSE OF FUND.** The Leawood Public Safety Improvement Fund is established to provide for the payment of costs associated with construction of public safety improvements, including a Justice Center and other necessary and related improvements, including infrastructure related thereto and other necessary and related costs.
(Ord. 2217C; 02-19-07)
- 1-833. **SOURCE OF FUND.** Any monies received by the City from any other source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but not limited to, all funds generated by the .4% sales tax enacted and collected pursuant to Ordinance No. 2192.
(Ord. 2217C; 02-19-07)
- 1-834. **LIMITATION OF FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such Public Safety Improvement Fund and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
(Ord. 2217C; 02-19-07)
- 1-835. **PARK PLACE TRANSPORTATION DEVELOPMENT DISTRICT [TDD] AGENCY FUND ESTABLISHED.** There is hereby established a Debt Service Fund of the City to be known as the Leawood Park Place Transportation Development District Agency Fund.
(Ord. 2288C; 12-17-07)
(Ord. 2434C; 01-19-10)
- 1-836. **PURPOSE OF FUND.** The Leawood Park Place Transportation Development District Agency Fund is established to provide for the payment of costs associated with parking structures located within the Park Place Transportation District, as more further set forth in the Ordinance providing for such TDD taxes and assessments.
(Ord. 2288C; 12-17-07)
(Ord. 2434C; 01-19-10)
- 1-837. **SOURCE OF FUND.** Any monies received by the City from the implemented Park Place TDD sales and use tax or Park Place TDD special assessments shall be deposited to the fund established by this Ordinance.
(Ord. 2288C; 12-17-07)
(Ord. 2434C; 01-19-10)

- 1-838. LIMITATION OF FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such Park Place TDD Agency Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
- (Ord. 2288C; 12-17-07)
(Ord. 2434C; 01-19-10)
- 1-839. ONE NINETEEN TRANSPORTATION DEVELOPMENT DISTRICT [TDD] AGENCY FUND ESTABLISHED.** There is hereby established a Debt Service Fund of the City to be known as the Leawood One Nineteen Transportation Development District Agency Fund.
- (Ord. 2388C; 04-20-09)
(Ord. 2433C; 01-04-10)
- 1-840. PURPOSE OF FUND.** The Leawood One Nineteen Transportation Development District Agency Fund is established to provide for the payment of costs associated with improvements located within the One Nineteen Transportation District, as more further set forth in the Ordinance providing for such TDD taxes and assessments.
- (Ord. 2388C; 04-20-09)
(Ord. 2433C; 01-04-10)
- 1-841. SOURCE OF FUND.** Any monies received by the City from the implemented One Nineteen TDD sales and use tax or One Nineteen TDD special assessments shall be deposited to the fund established by this Ordinance.
- (Ord. 2388C; 04-20-09)
(Ord. 2433C; 01-04-10)
- 1-842. LIMITATION OF FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such One Nineteen TDD Agency Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
- (Ord. 2388C; 04-20-09)
(Ord. 2433C; 01-04-10)
- 1-843. SPECIAL TRANSIENT GUEST TAX FUND ESTABLISHED.** There is hereby established a special fund of the City to be known as the Transient Guest Tax fund.
- (Ord. 2397C; 06-15-09)
- 1-844. PURPOSES OF FUND.** The Transient Guest Tax Fund is established to provide for the payment costs set out under Charter Ordinance Number 38 as may be amended from time to time.
- (Ord. 2397C; 06-15-09)
- 1-845. SOURCE OF FUNDS.** Any monies received by the City from any the Transient Guest Tax levied pursuant to the authority of Charter Ordinance Number 38 as may be amended from time to time, shall be deposited to the fund established by this ordinance.
- (Ord. 2397C; 06-15-09)

- 1-846. LIMITATION OF FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such Transient Guest Tax Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
(Ord. 2397C; 06-15-09)
- 1-847. AMERICAN RECOVERY & REINVESTMENT ACT OF 2009 FUND.**
There is hereby established an American Recovery & Reinvestment Act of 2009 Fund of the City to be known as the American Recovery & Reinvestment Act Fund.
(Ord. 2415C; 09-21-09)
- 1-848. PURPOSE OF FUND.** The American Recovery & Reinvestment Act Fund is established to provide for the receipt of grant money awarded for qualified ARRA projects.
(Ord. 2415C; 09-21-09)
- 1-849. SOURCE OF FUND.** Any monies received by the City from any source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but is not limited to, all funds generated by ARRA grants.
(Ord. 2415C; 09-21-09)
- 1-850. LIMITATION ON FUND.** In making the budget of the City, the amounts credited to and the amount on hand in such American Recovery & Reinvestment Act of 2009 Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.
(Ord. 2415C; 09-21-09)
- 1-851. COLLEGE BOULEVARD UTILITY UNDERGROUNDING AGENCY FUND.**
There is hereby established a College Boulevard Utility Undergrounding Agency Fund.
(Ord. 2566C; 09-04-12)
- 1-852. PURPOSE OF FUND.** The College Boulevard Utility Undergrounding Agency Fund is established to provide for the receipt of money from developers of property abutting College Boulevard, East of Nall Avenue and West of Roe Avenue in Leawood, Kansas, such money being intended for the undergrounding of utility lines along College Boulevard in Leawood, Kansas.
(Ord. 2566C; 09-04-12)
- 1-853. SOURCE OF FUND.** Any monies received by the City from any source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but is not limited to, all funds received from developers of property abutting College Boulevard, East of Nall Avenue and West of Roe Avenue in Leawood, Kansas.
(Ord. 2566C; 09-04-12)

1-854. LIMITATION ON FUND. In making the budget of the City, the amounts credited to and the amount on hand in such College Boulevard Utility Undergrounding Agency Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.

(Ord. 2566C; 09-04-12)

1-855. CAMELOT COURT COMMUNITY IMPROVEMENT DISTRICT AGENCY FUND ESTABLISHED. There is hereby established a special fund of the City to be known as the Camelot Court Community Improvement District Agency Fund.

(Ord. 2678C; 07-21-14)

1-856. PURPOSES OF FUND. The Camelot Court Community Improvement District Agency Fund is established to provide for the payment of costs associated with specific improvements located within the Camelot Court Community Improvement District, as more further set forth in the Ordinance providing for such Community Improvement District taxes.

(Ord. 2678C; 07-21-14)

1-857. SOURCE OF FUNDS. Any monies received by the City from the implemented Camelot Court Community Improvement District sales and use tax shall be deposited to the fund established by this Ordinance.

(Ord. 2678C; 07-21-14)

1-858. LIMITATION OF FUND. In making the budget of the City, the amounts credited to and the amount on hand in such Camelot Court Community Improvement District Tax Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.

(Ord. 2678C; 07-21-14)