

ORDINANCE NO. 1638

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to finance and adding and codifying a new chapter 3.51 DMMC to Title 3 DMMC entitled "Special Revenue Funds."

WHEREAS, generally accepted accounting principles define what activities are accounted for in a special revenue fund, and

WHEREAS, the City Council authorizes the creation, changes and deletions of funds, and

WHEREAS, from time to time new funds are necessary to track new activities, and

WHEREAS, the funds created through this Ordinance have been included in the amended 2015 Budget and the 2016 Budget, and

WHEREAS, transactions have been recorded in these funds throughout calendar year 2015, and

WHEREAS, the City Council finds that the amendments contained in this Ordinance are appropriate and necessary for the preservation of the public health and welfare; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. A new chapter is added to Title 3 DMMC to read as follows:

Chapter 3.51 DMMC

SPECIAL REVENUE FUNDS

3.51.010. General provisions.

(1) Identity and accounting. Except as otherwise provided in this chapter, each special revenue fund has a separate accounting and identity from other monetary resources of the City.

(2) Sources of moneys. Except as otherwise provided in this chapter, each special revenue fund receives moneys restricted or designated for the funds' purpose. A substantial amount of each funds' revenues must come from restricted sources.

(3) Expenditures from funds. Except as otherwise provided in this chapter, expenditures from special revenues funds must be made in accordance to the fund's restrictions.

(4) Transfers from funds. Moneys in a special revenue fund may be transferred to another City fund as long as the expenditure by the other fund meets the requirements and restrictions related to the special revenue fund's restricted revenues.

(5) Annual carryover. Except as otherwise provided in this chapter, moneys that have been deposited in each special revenue fund are maintained and carried forward at the end of each budget year, including interest from investment earnings of the funds and excluding authorized expenditures.

3.51.102 Street pavement fund.

(1) There is created a "street pavement fund."

(2) The purpose of the street pavement fund is for the receipt and expenditure of moneys used to reconstruct or preserve (chip seal, micro seal, overlay, etc.) street pavement.

(3) Moneys for the street pavement fund consist of funds received from the second \$20.00 of the car tab fee collected pursuant chapter 36.73 RCW and DMMC chapter 12.30 and from such other sources as the City Council may determine.

3.51.107 Police drug seizure fund.

(1) There is created a "police drug seizure fund."

(2) All moneys received pursuant to RCW 69.50.505 and federal asset seizure laws are to be deposited into this fund to be used for qualifying expenditures allowed by law.

3.51.140 Redondo Zone fund.

(1) There is created a "Redondo Zone fund."

(2) All revenues received in the Redondo Zone (such as parking fees and fines) are to first be used for operating costs of that Zone. Any excess is authorized for capital improvement expenditures or debt service benefitting the Redondo Zone.

3.51.142 Planning, Building and Public Works automation fund.

(1) There is created a "Planning, Building and Public Works automation fund."

(2) All revenues received from the Planning, Building and Public Works automation fees are to be used for technology operations, maintenance and replacement expenditures as well as capital expenditures for acquisition of additional technology (hardware and/or software) benefiting the Planning, Building and Public Works Department.

3.51.190 Automated speed enforcement fund.

(1) There is created an "automated speed enforcement fund."

(2) Revenue from fines assessed under authority of chapter 10.36 DMMC shall be used solely for traffic safety purposes or as otherwise provided by state law. For purposes of this section, the term "traffic safety purposes" may include, but is not limited to, the following:

(a) Personnel costs for employees or contractors who are involved in automated speed enforcement planning and implementation, including professional services such as traffic engineering services;

(b) Personnel costs for employees or contractors who are involved in automated speed enforcement court hearings, fine collection or other processing, including expert witness fees;

(c) Costs associated with training of employees or contractors involved with the automated speed enforcement program;

(d) Purchase and/or maintenance of equipment, including signage, related to the automated speed enforcement program;

(e) Costs associated with traffic safety projects in the transportation capital fund unrelated to the automated speed enforcement program.

3.51.199 Transportation Benefit District fund.

(1) There is created a "Transportation Benefit District fund."

(2) Revenues collected pursuant to chapter 36.73 RCW and chapter 12.30 DMMC shall be used for transportation improvements that preserve and maintain the transportation infrastructure of the City, consistent with the requirements of chapter 36.73 RCW, and shall be used primarily for improvements to preserve and maintain the City's previous investments in the transportation infrastructure, reduce the risk of transportation facility failure, improve safety, continue the cost-effectiveness of the City's infrastructure investments, and continue the optimal performance of the transportation system.

Sec. 2. Ratification, confirmation, and approval. All acts undertaken prior to the effective date of this Ordinance that are consistent with the intent and purpose of same are hereby ratified, confirmed, and approved.

Sec. 3. Codification. Section 1 of this Ordinance shall be codified as chapter 3.51 DMMC, entitled "Special Revenue Funds."

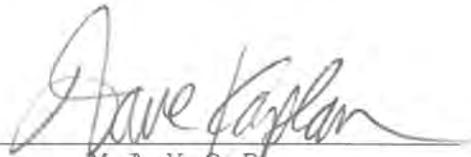
Sec. 4. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

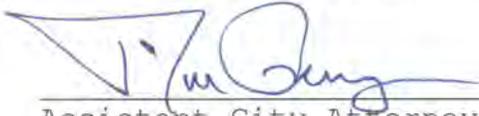
(2) If the provisions of this Ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this Ordinance is deemed to control.

Sec. 5. Effective date. This Ordinance shall take effect and be in full force five (5) days after its final passage by the Des Moines City Council in accordance to law.

PASSED BY the City Council of the City of Des Moines this 17th day of December, 2015 and signed in authentication thereof this 17th day of December, 2015.


MAYOR

APPROVED AS TO FORM:


Assistant City Attorney

ATTEST:


City Clerk

Published: December 22, 2015

LEGAL NOTICE
SUMMARY OF ADOPTED ORDINANCE
CITY OF DES MOINES

ORDINANCE NO. 1638, Adopted December 17, 2015.

DESCRIPTION OF MAIN POINTS OF THE ORDINANCE:

This Ordinance relates to finance and adding and codifying a new chapter 3.51 DMMC to Title 3 DMMC entitled "Special Revenue Funds."

The full text of the Ordinance will be mailed without cost upon request.

Bonnie Wilkins
City Clerk

Published: December 22, 2015