

CHARTER ORDINANCE NO. 5

A CHARTER ORDINANCE EXEMPTING THE CITY OF DERBY, KANSAS, FROM G.S.A. 79-1952, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS FOR THE SAME SUBJECT AND PROVIDING FOR THE LEVYING OF TAXES FOR THE OPERATION OF CITY GOVERNMENT.

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

SECTION 1. The City of Derby, Kansas, a Mayor-Council city of the second class, by the power invested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to and exempts itself from and makes inapplicable to it G.S.A. 79-1952.

SECTION 2. The Governing Body of the City of Derby, Kansas, is hereby authorized and empowered to levy taxes in each year for the following city purposes. That said Governing Body shall not fix a rate of levy in any one year on each dollar of assessed tangible valuation in excess of the following-named rates, to-wit:

- General operating fund (which shall include the following activities):
General government; police department; fire department; health and sanitation, including refuse collection and disposal; highways (all public traveled ways, including bridges); sewer maintenance, sanitary and storm; sewage treatment and disposal; parks, cemeteries; street lighting; rest room; hydrant rental; forestry; military memorial maintenance..... 17.00 mills
PROVIDED, That any revenues derived from the motor vehicle and motor fuel taxes shall be budgeted to the credit of the highways department of said general operating fund and shall be used exclusively for the purposes for which received.
- Library..... 3.00 mills
PROVIDED, That two mills of said levy shall be outside the aggregate levy limit prescribed by this section.
- Street lighting: As provided by section 14-1005 of the General Statutes of 1949 or any amendments thereto..... 5.00 mills
- Special lighting: As authorized by section 14-535 of the General Statutes of 1949 or any amendments thereto..... 1.00 mill

Water funds: As provided by section 14-1005 of the General Statutes of 1949 or any amendments thereto.....	5.00 mills
Cemetery: Paving of street leading to, as authorized in section 14-505 of the General Statutes of 1949 or any amendments thereto.....	2.00 mills
Airport: Acquisition and maintenance.....	.50 mill
Band: As provided in section 12-14a02 of the General Statutes of 1949 or any amendments thereto:	
Without an election.....	.50 mill
With an election.....	1.00 mill
Charities association aid: As authorized in section 17-1718 of the General Statutes of 1949 or any amendments thereto....	1.00 mill
Fair: Joint district fair fund, as authorized in section 2-155 of the General Statutes of 1949 or any amendments thereto.....	1.00 mill
Hospital: Acquisition of site and erection of buildings, as authorized in section 14-602 of the General Statutes of 1949 or any amendments thereto.....	5.00 mills
Hospital: Equipping, maintaining, and improving, as authorized in section 14-603 of the General Statutes Supplement of 1961 or any amendments thereto.....	2.00 mills
Hospital aid: Public or private hospitals in cities over 4,000 and under 12,000 population, as authorized in Section 14-601 of the General Statutes of 1949 or any amendments thereto.....	.30 mill
Hospital maintenance: As provided and authorized in section 14-617 of the General Statutes of 1949 or any amendments thereto.....	3.00 mills
Public health nursing association.....	.20 mill

SECTION 3. This ordinance shall be published once each week for two consecutive weeks in the official city paper.

SECTION 4. This is a charter ordinance and shall take effect sixty-one (61) days after the final publication, unless a sufficient petition for a referendum is filed and referendum held on the ordinance as provided in Article 12, Section 5, Subdivision (c) (3) of the Constitution of Kansas, in which case the ordinance shall become effective if approved by a majority of the electors voting thereon.

PASSED by the Governing Body, not less than two-thirds
of the members-elect voting in favor thereof, the 2nd day
of June, 1970.

Martin Wilton
MAYOR

ATTEST:

Bill Van Ruth
City Clerk