

**CITY OF BINGEN**

**ORDINANCE NO. 2013-02-612**

**AN ORDINANCE ADOPTING BMC 3.10 FUNDS**

**WHEREAS**, the Bingen Municipal Code has several chapters addressing funds; and

**WHEREAS**, the City of Bingen desires to consolidate the chapters addressing funds into one chapter; and

**WHEREAS**, certain funds are no longer needed and new funds need to be created or renamed; and

**WHEREAS**, the City of Bingen currently uses the following funds:

- 001 – General Fund
- 101 – Street Fund
- 104 – Community Development Fund
- 151 – Police Car Reserve Fund
- 152 – Fire Equipment Reserve Fund
- 153 – Street Equipment Fund
- 154 – Fire Fund
- 155 – Street Construction and Maintenance Fund
- 301 – ¼ of 1% Excise Fund
- 302 – Building Construction Fund
- 305 – Park Construction and Maintenance Fund
- 401 – Water fund
- 403 – Sewer Fund
- 405 – Treatment Plant Fund
- 410 – 1973 Bond Reserve Fund

411 – 1995 Bond Reserve Fund  
413 – 1973 Bond Redemption Fund  
414 – 1995 Bond Redemption Fund  
416 – Public Works Trust Fund Loan Fund  
421 – Water Construction and Maintenance Fund  
422 – Water Equipment Fund  
423 – Sewer Construction and Maintenance Fund  
424 – Sewer Equipment Fund  
425 – Treatment Plant Replacement Fund  
428 – Sewer Reserve Fund

**WHEREAS**, the City of Bingen wishes to rename the following funds:

301 – 1/4 of 1% Excise to Real Estate Excise Tax (REET) Fund  
425 – Treatment Plant Replacement Fund to Treatment Plant Improvement Fund  
428 – Sewer Reserve Fund to Treatment Plant Capital Expansion Fund

**WHEREAS**, the City of Bingen wishes to create the following fund:

150 – General Equipment Fund

**NOW, THEREFORE**, the City Council of the City of Bingen do ordain as follows:

- Section 1. Bingen Municipal Code 3.20, Special Gas Tax fund is repealed.
- Section 2. Bingen Municipal Code 3.24, Sinking Fund is repealed.
- Section 3. Bingen Municipal Code 3.28, Federal Shared Revenue Fund is repealed.
- Section 4. Bingen Municipal Code 3.32, Antirecession Fiscal Assistance Fund is repealed.
- Section 5. Bingen Municipal Code 3.36, Cumulative Reserve Funds is repealed.
- Section 6. Bingen Municipal Code 3.40, Capital Replacement Cost Fund is repealed.
- Section 7. Bingen Municipal Code 3.44, Construction Maintenance Fund is repealed.

Section 8. Bingen Municipal Code 3.58, Sewage Treatment Plant Expansion Fund is repealed.

Section 9. Bingen Municipal Code 3.60, Urban Development Action Grant Repayment Fund is repealed.

Section 2. Bingen Municipal Code 3.10 is hereby adopted to read as follows:

Chapter 3.10  
Funds

Sections:

<u>3.10.010</u>	General fund.
<u>3.10.020</u>	Street fund.
<u>3.10.030</u>	Community development fund.
<u>3.10.040</u>	Police car fund.
<u>3.10.050</u>	Fire equipment fund.
<u>3.10.060</u>	Street equipment fund.
<u>3.10.070</u>	Fire fund.
<u>3.10.080</u>	General equipment fund.
<u>3.10.090</u>	Street construction and maintenance fund.
<u>3.10.100</u>	Real estate excise tax (REET) fund.
<u>3.10.110</u>	Building construction and maintenance fund.
<u>3.10.120</u>	Park construction and maintenance fund.
<u>3.10.130</u>	Water fund.
<u>3.10.140</u>	Sewer fund.
<u>3.10.150</u>	Treatment plant fund.
<u>3.10.160</u>	1973 bond reserve fund.
<u>3.10.170</u>	1995 bond reserve fund.
<u>3.10.180</u>	1973 bond redemption fund.
<u>3.10.190</u>	1995 bond redemption fund.
<u>3.10.200</u>	Public works trust fund loan fund.
<u>3.10.210</u>	Water construction and maintenance fund.
<u>3.10.220</u>	Water equipment fund.
<u>3.10.230</u>	Sewer construction and maintenance fund.
<u>3.10.240</u>	Sewer equipment fund.
<u>3.10.250</u>	Treatment plant improvement fund.
<u>3.10.260</u>	Treatment plant capital expansion fund.

3.10.010 General fund.

There is hereby established a fund to be known as the "general fund" out of which current expenses of the City of Bingen shall be paid, and which will be used to account for financial

transactions of the general operating functions of City departments, and to account for those transactions not properly accounted for in another fund.

3.10.020 Street fund.

There is hereby established a fund to be known as the “street fund” into which shall be paid all monies received by the City of Bingen as distributions, pursuant to RCW 46.68.090(1)(i), of the motor vehicle fuel taxes imposed by the state of Washington. Monies in the fund shall be used generally by the City of Bingen for planning, establishing, constructing, repairing and maintaining the City’s street, sidewalks and appurtenances, including pedestrian and bicycle paths, lanes and routes. However, nothing herein shall prohibit the city council from appropriating such additional monies to the fund as may be deemed necessary.

3.10.030 Community development fund.

There is hereby established a fund to be know as the “community development fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used generally by the City of Bingen for planning, establishing, maintaining and constructing projects and improvements as designated in the City’s Community Action Plan.

3.10.040 Police car fund.

There is hereby established a fund to be known as the “police car fund”. The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the purchase of police vehicles and accompanying equipment.

3.10.050 Fire equipment fund.

There is hereby established a fund to be known as the “fire equipment fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the purchase of fire equipment. Fire equipment may include uniforms.

3.10.060 Street equipment fund.

There is hereby established a fund to be known as the “street equipment fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the purchase of equipment necessary for the maintenance and operations of the city’s streets.

3.10.070 Fire fund.

There is hereby established a fund to be known as the “fire fund.” The city council may appropriate monies to the fund as may be deemed necessary. All monies for the fund are kept in a separate checking account to which the mayor, clerk/treasurer, fire chief and assistant fire chief shall be signers. Monies in the fund shall be used for miscellaneous expenses incurred while fighting a fire.

3.10.080 General equipment fund.

There is hereby established a fund to be known as the “general equipment fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the purchase of general equipment, including but not limited to computers, furniture, telephone systems, etc. General equipment does not include police vehicles, fire equipment, water equipment, sewer equipment, park equipment, street equipment or treatment plant equipment.

3.10.090 Street construction and maintenance fund.

There is hereby established a fund to be known as the “street construction and maintenance fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the planning, construction, improvements and maintenance of city streets.

3.10.100 Real estate excise tax (REET) fund.

There is hereby established a fund to be known as the “real estate excise tax (REET) fund.” Monies coming from real estate excise taxes authorized per RCW 82.46.010 shall be placed in the REET fund. Monies in the fund shall only be used for the planning, acquisition, construction, reconstruction, repair, replacement, rehabilitation or improvements of capital projects identified in the city’s capital improvements plan.

3.10.110 Building construction and maintenance fund.

There is hereby established a fund to be known as the “building construction and maintenance fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the planning, construction, improvements and maintenance of city facilities of a general nature. These facilities do not include street facilities, water facilities, or wastewater facilities.

3.10.120 Park construction and maintenance fund.

There is hereby established a fund to be known as the “park construction and maintenance fund.” The city council may appropriate monies to the fund as may be deemed necessary. Monies in the fund shall be used for the planning, construction, improvements and maintenance of park facilities.

3.10.130 Water fund.

There is hereby established a fund to be known as the “water fund.” All monies earned by the water system from established rates, system connection charges, and other sources authorized by the city council shall be placed in the water fund. Monies in the fund shall be used for the operations, maintenance, planning, construction, and improvements of the water system.

3.10.140 Sewer fund.

There is hereby established a fund to be known as the “sewer fund.” All monies earned by the sewer system from established rates, system connection charges, and other sources authorized by the city council except those monies identified in BMC 3.10.260 shall be placed in the sewer fund except as otherwise noted in this chapter. Monies in the fund shall be used for the operations, maintenance, planning, construction and improvements of the collection and transmission portion of the sewer system.

3.10.150 Treatment plant fund.

There is hereby established a fund to be known as the “treatment plant fund.” Monies are provided by the City of Bingen and the City of White Salmon per interlocal agreement. Funds from the City of Bingen are appropriated from the sewer fund. Monies in the fund shall be used for the operations and maintenance of the wastewater treatment plant.

3.10.160 1973 bond reserve fund.

There is hereby established a fund to be known as the “1973 bond reserve fund.” Monies in this fund are used to meet the reserve requirement of the city’s 1973 water and sewer revenue bond.

3.10.170 1995 bond reserve fund.

There is hereby established a fund to be known as the “1995 bond reserve fund.” Monies in this fund are used to meet the reserve requirement of the city’s 1995 water and sewer revenue bonds.

3.10.180 1973 bond redemption fund.

There is hereby established a fund to be known as the “1973 bond redemption fund.” The city council shall appropriate monies to this fund from the Treatment Plant Fund to meet the principal and interest payment requirements of the 1973 water and sewer revenue bonds. Monies

in the fund are to be used to meet the 1973 water and sewer revenue bonds principal and interest payments.

**3.10.190 1995 bond redemption fund.**

There is hereby established a fund to be known as the “1995 bond redemption fund.” The city council shall appropriate monies to this fund from the Sewer Fund to meet the principal and interest payment requirements of the 1995 water and sewer revenue bonds. Monies in the fund are to be used to meet the 1995 water and sewer revenue bonds principal and interest payments.

**3.10.200 Public works trust fund loan fund.**

There is hereby established a fund to be known as the “public works trust fund loan fund.” The city council shall appropriate funds from the Sewer Fund to pay the City of Bingen’s portion of the Public Works Trust Fund loan. Monies paid by the City of White Salmon for its share of the Public Works Trust Fund loan shall be paid into the fund. Monies in the fund are to be used to meet the Public Works Trust Fund loan principal payment.

**3.10.210 Water construction and maintenance fund.**

There is hereby established a fund to be known as the “water construction and maintenance fund.” The city council may appropriate monies to the fund as may be deemed necessary. The source of the monies shall be from the water fund. Monies in the fund shall be used for the planning, construction, improvements, and maintenance of the water system.

**3.10.220 Water equipment fund.**

There is hereby established a fund to be known as the “water equipment fund.” The city council may appropriate monies to the fund as may be deemed necessary. The source of the monies shall be from the water fund. Monies in the fund shall be used for the purchase of equipment necessary for the operation and maintenance of the water system.

**3.10.230 Sewer construction and maintenance fund.**



There is hereby established a fund to be known as the “sewer construction and maintenance fund.” The city council may appropriate monies to the fund as may be deemed necessary. The source of the monies shall be from the sewer fund. Monies in the fund shall be used for the planning, construction, improvements, and maintenance of the collection and transmission portion of the sewer system.

3.10.240 Sewer equipment fund.

There is hereby established a fund to be known as the “sewer equipment fund.” The city council may appropriate monies to the fund as may be deemed necessary. The source of the monies shall be from the sewer fund. Monies in the fund shall be used for the purchase of equipment necessary for the operation and maintenance of the collection and transmission portion of the sewer system.

3.10.250 Treatment plant improvement fund.

There is hereby established a fund to be known as the “treatment plant improvement fund.” The city council may appropriate monies to the fund as may be deemed necessary. The source of the monies shall be from the treatment plant fund. Monies in the fund shall be used for the planning, construction, improvements, and maintenance of the treatment plant and shall include equipment purchases.

3.10.260 Treatment plant expansion fund.

There is hereby established a fund to be known as the “treatment plant expansion fund.” Per the interlocal agreement between the City of Bingen and the City of White Salmon, \$1,500 of each sewer hookup fee paid to Bingen must be deposited in the treatment plant expansion fund. The monies in the fund are to be used towards future expansion and/or replacement of the treatment plant. Agreement between the two cities is required for use of the monies. Additional monies may be deposited into the fund upon agreement between the two cities.

**PASSED BY THE CITY COUNCIL OF THE CITY OF BINGEN**, and effective five  
(5) days after the first date of posting or publication.

**DATED** this 5<sup>th</sup> day of February, 2013.

ATTEST:

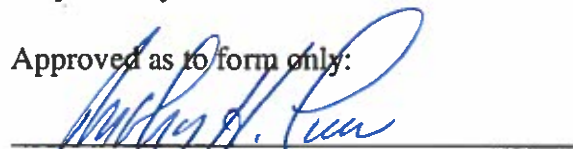


Mayor Betty J. Barnes



Jan Brending, City Clerk

Approved as to form only:



Anthony H. Connors  
City Attorney