



## Agenda

**ENDOWMENT BOARD  
CITY OF LENEXA, KANSAS  
17101 W. 87th STREET PARKWAY**

**August 1, 2017**  
7:30 PM or at the conclusion of the Council Meeting, whichever is later  
**COMMUNITY FORUM**

### CALL TO ORDER

### ROLL CALL

### MODIFICATION OF AGENDA

### NEW BUSINESS

1. Approve resolution transferring all income and principal in the Endowment Fund to the Lenexa Foundation.

*The Endowment Board is dissolved effective August 17, 2017 and prior to dissolution, the Board is meeting to modify the terms of all gifts and bequests received by the Endowment Board as provided by City ordinance and to transfer all funds to the newly established Lenexa Foundation.*

### ADJOURN

Dist. Governing Body; Management Team; Agenda & Minutes Distribution List

IF YOU NEED ANY ACCOMMODATIONS FOR THE MEETING, PLEASE CONTACT THE CITY ADA COORDINATOR, 913/477-7550. KANSAS RELAY SERVICE 800/766-3777. PLEASE GIVE 48 HOURS NOTICE



**ENDOWMENT BOARD  
MEMORANDUM**

**ITEM 1**

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**SUBJECT:** Approve resolution transferring all income and principal in the Endowment Fund to the Lenexa Foundation.

**CONTACT:** Peter Simonsen, Assistant City Attorney

**DATE:** August 1, 2017

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**ACTION NEEDED:**

Approval of resolution.

**PROJECT BACKGROUND/DESCRIPTION:**

On July 18, 2017, the City Council passed Ordinance No. 5605 which established the Lenexa Foundation and repealed the existing City Code Article 1-5-D creating the Endowment Board. The Ordinance will take effect on August 17, 2017. The Foundation's authority is set forth in the City Code and in bylaws, which may be adopted in the future. The Foundation's purpose is to: lessen the burdens of government, specifically those of the City; support community beautification and maintenance; promote social welfare; promote environmental conservation; advance education and science; and promote the arts. This purpose is consistent with the purpose of the Endowment Board, which is to accept gifts and donations and administer those gifts and donations for the benefit of the City for the use of the City which, in the opinion of the Board, will contribute to the general welfare of the City and its inhabitants. Monetary donations to the Endowment Board are maintained within a separate line item in the City's general fund referred to by the Finance Department as the "Endowment Fund"

Because the Endowment Board will cease to exist on August 17, 2017, all funds currently being held in the Endowment Fund, approximately \$42,376.33, need to be transferred to the Lenexa Foundation on or before August 17, 2017. In order to carry out this transfer, the Endowment Board must exercise its authority set forth in City Code Section 1-5-D-3 and vote to modify the terms of all gifts and bequests received by the Endowment Board and direct all funds be transferred to the Lenexa Foundation. The Resolution directs the Foundation to respect the wishes and desires of the donor wherever possible, but practically speaking some of the individual line items may be combined to allow the Foundation to maximize the impact of the funds.

Approval of the resolution requires a vote by no less than seven (7) of the Endowment Board Members. The board president is allowed to vote.

**STAFF RECOMMENDATION:**

Approval of Resolution.

## **ATTACHMENTS**

1. Resolution
2. Exhibit A - Endowment Fund Balance Report

**A RESOLUTION BY THE ENDOWMENT BOARD OF THE CITY OF LENEXA,  
KANSAS APPROVING THE TRANSFER OF ALL INCOME AND PRINCIPAL  
IN THE ENDOWMENT FUND TO THE LENEXA FOUNDATION**

**WHEREAS**, pursuant to City Code Sections 1-5-D-1 and 1-5-D-3 the Lenexa Endowment Board is authorized to accept and administer for the benefit and on behalf of the City all kinds of property acquired by gift and bequest; and

**WHEREAS**, currently, there is approximately \$42,376.33 in the Endowment Fund under the control of the Endowment Board; and

**WHEREAS**, on July 18, 2017, the City Council passed Ordinance No. 5605 establishing the Lenexa Foundation and repealing existing City Code Article 1-5-D which created the Endowment Board; and

**WHEREAS**, Ordinance No. 5605 will take effect on August 17, 2017; and

**WHEREAS**, the Lenexa Foundation's purpose is consistent with the purpose and intent of the Endowment Board; and

**WHEREAS**, the Endowment Board desires to transfer the income and principal in the Endowment Fund to the Lenexa Foundation, to be used consistent with the Foundation's purpose; and

**WHEREAS**, because the Endowment Board will cease to exist on August 17, 2017, the terms of the original gifts and bequests to the Endowment Board have become impossible. Therefore, the Endowment Board desires to exercise its authority set forth in City Code Section 1-5-D-3 and vote to modify the terms of all gifts and bequests received by the Endowment Board and direct all income and principal be transferred to the Lenexa Foundation to be used to lessen the burdens of government, specifically those of the City; support community beautification and maintenance; promote social welfare; promote environmental conservation; advance education and science; and promote the arts; and

**WHEREAS**, the Lenexa Foundation is authorized to use the funds in any manner consistent with its purpose but will attempt to respect the wishes and desires of the donors wherever possible.

**NOW, THEREFORE, BE IT RESOLVED BY THE ENDOWMENT BOARD OF THE CITY OF LENEXA, KANSAS:**

**SECTION ONE:** The Lenexa Endowment Board approves the transfer to the Lenexa Foundation of all income and principal currently in the Endowment Fund to the Foundation effective August 17, 2017. A list of all gifts and bequests received by the Endowment Board with existing balances (the "funds") is attached hereto as Exhibit A and incorporated herein by reference.

**SECTION TWO:** In accordance with its authority set forth in City Code Section 1-5-D-3, the Endowment Board modifies the terms of all gifts and bequests received by the Endowment Board with existing balances to provide that the Lenexa Foundation is authorized to use such funds in any manner consistent with its purpose but shall attempt to respect the wishes and desires of the donors wherever possible.

ADOPTED by at least seven (7) members of the Lenexa Endowment Board this 1st day of August, 2017.

SIGNED by the President of the Endowment Board this 1st day of August, 2017.

LENEXA ENDOWMENT BOARD

ATTEST:

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Michael A. Boehm, President

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Katy Crow, Secretary

APPROVED AS TO FORM:

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Peter C. Simonsen, Assistant City Attorney

## Endowment Fund

Org Code	GL Project	Source of Funds:	Use of Funds:	Balance	Revenue	Expense/	Balance
				5/31/2017		Transfer	6/30/2017
02100000	02002	Contributors	Art Show	1,700.16	0.00	0.00	1,700.16
02100000	02003	Sprint	Gallery/Mini festivals	450.00	0.00	0.00	450.00
02100000	02004	Ardee Inc.	Rose Ice Rink	14,200.45	0.00	0.00	14,200.45
02100000	02005	Lenexa Lions Club	Blackhoof Park Gazebo	2,750.00	0.00	0.00	2,750.00
02100000	02006	Lenexa Lions Club	Blackhoof Park Amphitheatre	1,750.00	0.00	0.00	1,750.00
02100000	02010	Donations	Police Public Emergency Funds	3,359.07	0.00	78.63	3,280.44
02100000	02011	Happy Feet Shoe Service	Red Bag donation - Police	108.10	0.00	0.00	108.10
02100000	02019	Fireman's Fund	CPR Supplies	12.15	0.00	0.00	12.15
02100000	02020	Various	Memorial Donation	10,261.01	0.00	0.00	10,261.01
02100000	02021	Various	Latino Arts Bravisimo	1,000.00	0.00	0.00	1,000.00
02100000	02022	Donations for Marie Hormann	Community Garden	371.00	0.00	0.00	371.00
02100000	02023	Various	Arts Council	600.00	0.00	0.00	600.00
02100000	02024	Sears	Lenexa Fire Department	998.00	0.00	0.00	998.00
02100000	02025	Gunavantrai	Recumbent Bike plus maint.	450.02	0.00	0.00	450.02
02100000	02026	Donations	Evan Knaus Memorial	3,745.00	0.00	0.00	3,745.00
02100000	02027	Lenexa Chamber	Theater Hike	600.00	0.00	0.00	600.00
02100000	02028	Donations	Police Department	100.00	0.00	0.00	100.00
<b>TOTAL</b>				<b>42,454.96</b>	<b>0.00</b>	<b>78.63</b>	<b>42,376.33</b>