

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2017.

ORDINANCE NO. 4932, November 14, 2016

INTRODUCED BY Theresa Galvin, County Legislator

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following amounts are appropriated for the fiscal year ending December 31, 2017, from the funds designated below for the spending agencies receiving funds therefrom:

<u>APPROPRIATIONS</u>	<u>AMOUNT</u>
General Fund	\$92,246,360
Health Fund	26,538,928
Park Fund	16,764,058
Special Road and Bridge Fund	28,417,825
Sewer Fund	128,301
Convention and Sports Complex Fund	6,861,711
Anti-Drug Sales Tax Fund	26,345,446
Law Enforcement Training Fund	51,426
911 System Fund	2,220,335
Inmate Security Fund	141,000
Domestic Abuse Fund	182,421
Recorder's Technology Fund	252,961
Homeless Assistance Fund	361,614
Recorders Fees Fund	267,924
Assessment Fund	8,337,842
Collector's Maintenance Fund	1,016,824
County Urban Road System Fund	593,343
Criminal Justice Improvement-Capital Projects Fund	278
Special Obligation-Capital Projects Fund	2,360,363
Public Building Corporation - Capital Projects Fund	864,728
Sports Complex Sales Tax-Capital Projects Fund	25,800,000
Sports Complex/Park Debt-Service Fund	3,377,000
Public Building Corporation-Debt Service Fund	1,124,000
Obligations to U.S. Government - Debt Service Fund	642,693
Sports Complex Sales Tax-Debt Service Fund	48,042,250
Special Obligation Bonds – Debt Service Fund	11,734,741
Park Enterprise Fund	<u>5,663,490</u>
	<u>\$ 310,337,862</u>

Said funds are appropriated to each agency in accordance with the 2017 "Estimated Revenues, Recommended Appropriations, and Fund Balances - Fiscal Year 2017" as set out in the County Executive's 2017 Proposed Budget for Jackson County, in the detail and for the purposes contained and set forth therein, which is submitted to and approved by the Legislative and incorporated herein, as modified by the document attached hereto as "Exhibit A" and designated "2017 Budget Adjustments."

Effective Date: This Ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

[Signature]
Chief Deputy County Counselor

[Signature]
County Counselor

I hereby certify that the attached Ordinance, Ordinance No. 4932 introduced on November 14, 2016, was duly passed on December 20, 2016 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 6

Nays 3

Abstaining 0

Absent 0

This Ordinance is hereby transmitted to the County Executive for his signature.

12.21-16
Date

[Signature]
Mary Jo Spino
Clerk of Legislature

I hereby approve the attached Ordinance No. 4932.

1/3/17
Date

[Signature]
Frank White, Jr.
County Executive

see attached

Org #	Department	Account	Description	From	To
General Fund - 001					
5101	Non-Departmental	5090	Salary Adjustment	1,054,114	
0101	First at Large	5010	Regular Salaries		1,815
		5040	FICA		139
		5050	Pension		163
0102	Second at Large	5010	Regular Salaries		1,656
		5040	FICA		127
		5050	Pension		149
0103	Third at Large	5010	Regular Salaries		1,730
		5040	FICA		132
		5050	Pension		156
0104	First District	5010	Regular Salaries		1,497
		5040	FICA		115
		5050	Pension		135
0105	Second District	5010	Regular Salaries		1,645
		5040	FICA		126
		5050	Pension		148
0106	Third District	5010	Regular Salaries		1,752
		5040	FICA		134
		5050	Pension		158
0107	Fourth District	5010	Regular Salaries		750
		5040	FICA		57
		5050	Pension		67
0108	Fifth District	5010	Regular Salaries		1,618
		5040	FICA		124
		5050	Pension		146
0109	Sixth District	5010	Regular Salaries		1,729
		5040	FICA		132
		5050	Pension		156
0112	Legislature as a Whole	5010	Regular Salaries		674
		5040	FICA		52
		5050	Pension		61
0201	County Clerk	5010	Regular Salaries		6,867
		5040	FICA		525
		5050	Pension		618
0301	Legislative Auditor	5010	Regular Salaries		4,848
		5040	FICA		371
		5050	Pension		436
1001	County Executive	5010	Regular Salaries		10,157
		5040	FICA		777
		5050	Pension		914
1101	County Counselor	5010	Regular Salaries		13,215
		5040	FICA		1,011
		5050	Pension		1,189
1202	Human Resources	5010	Regular Salaries		7,487
		5040	FICA		573
		5050	Pension		674
1204	Facilities Kansas City	5010	Regular Salaries		15,121
		5040	FICA		1,157
		5050	Pension		1,361
1205	Facilities Independence	5010	Regular Salaries		6,299
		5040	FICA		482

		5050	Pension		567
1206	Facilities - Truman Courthouse	5010	Regular Salaries		466
		5040	FICA		36
		5050	Pension		42
1210	Facilities - Detention Center	5010	Regular Salaries		8,441
		5040	FICA		646
		5050	Pension		760
1220	Economic Development	5010	Regular Salaries		1,386
		5040	FICA		106
		5050	Pension		125
1221	Communications	5010	Regular Salaries		2,533
		5040	FICA		194
		5050	Pension		228
1305	Information Technology	5010	Regular Salaries		18,007
		5040	FICA		1,378
		5050	Pension		1,621
1403	Collection	5010	Regular Salaries		17,254
		5040	FICA		1,320
		5050	Pension		1,553
1404	Finance	5010	Regular Salaries		19,009
		5040	FICA		1,454
		5050	Pension		1,711
1801	Records	5010	Regular Salaries		12,249
		5040	FICA		937
		5050	Pension		1,102
2701	Correction	5010	Regular Salaries		171,999
		5040	FICA		13,158
		5050	Pension		15,480
2702	RCC & KCPD	5010	Regular Salaries		40,092
		5040	FICA		3,067
		5050	Pension		3,608
3004	Municipal Court	5010	Regular Salaries		2,421
		5040	FICA		185
		5050	Pension		218
3501	Public Administrator	5010	Regular Salaries		2,967
		5040	FICA		227
		5050	Pension		267
4101	Prosecuting Attorney	5010	Regular Salaries		52,818
		5040	FICA		4,041
		5050	Pension		4,754
4103	Family Support	5010	Regular Salaries		36,278
		5040	FICA		2,775
		5050	Pension		3,265
4201	Sheriff	5010	Regular Salaries		28,692
		5040	FICA		2,195
		5050	Pension		2,582
4501	EHRCC Commission	5010	Regular Salaries		1,637
		5040	FICA		125
		5050	Pension		147
5401	Kansas City Election Board	5010	Regular Salaries		11,212
		5040	FICA		858
		5050	Pension		1,009
5501	Jackson County Election Board	5010	Regular Salaries		21,389
		5040	FICA		1,636
		5050	Pension		1,925

		5050	Pension		573
3501	Public Administrator	5010	Regular Salaries		19,450
		5040	FICA		1,488
		5050	Pension		3,215
				87,659	87,659
8005	Non-Mandated Contingency	6830	Contingency Fund	132,017	
9000	Allowance for Outside Agencies	6789	Outside Agency Funding	2,797,195	
5024	Black Health Care Coalition	6789	Outside Agency Funding		50,000
7401	Children's Mercy Hospital	6789	Outside Agency Funding		100,000
7601	Swope Health Services - Homeless Healthca	6789	Outside Agency Funding		43,508
7601	Swope Health Services - Mental Health	6789	Outside Agency Funding		29,341
7601	Swope Health Services - Chronic Disease	6789	Outside Agency Funding		72,561
7601	Swope Health Services - Low Birth	6789	Outside Agency Funding		108,778
7605	KC Care Clinic - Dental	6789	Outside Agency Funding		140,000
7704	KC Care Clinic - AIDS	6789	Outside Agency Funding		60,000
7705	Ad Hoc	6789	Outside Agency Funding		78,000
7706	One Good Meal	6789	Outside Agency Funding		25,000
7707	Calvary Community Outreach	6789	Outside Agency Funding		30,000
7711	Community Services League	6789	Outside Agency Funding		30,000
7713	Samuel Rogers Health Center	6789	Outside Agency Funding		387,488
7713	Samuel Rogers Health Center - Cabot	6789	Outside Agency Funding		72,000
7718	Rose Brooks	6789	Outside Agency Funding		5,000
7731	Palestine Senior Citizen Academy	6789	Outside Agency Funding		90,000
7736	United Inner City Services	6789	Outside Agency Funding		238,930
7742	NW Communities Develop Corp	6789	Outside Agency Funding		60,000
7743	Operation Breakthrough - Speech Therapy	6789	Outside Agency Funding		37,164
7743	Operation Breakthrough - Psychiatric Supp	6789	Outside Agency Funding		22,557
7743	Operation Breakthrough - Food Assistance	6789	Outside Agency Funding		15,279
7750	Swope Ridge Geriatric Center	6789	Outside Agency Funding		94,573
7759	Union Station - Unverpriv Child Science City	6789	Outside Agency Funding		36,300
7761	Spay & Neuter Great Plains SPCA	6789	Outside Agency Funding		230,000
7765	Mattie Rhodes	6789	Outside Agency Funding		35,000
7767	Cornerstones of Care	6789	Outside Agency Funding		47,500
7769	River of Refuge	6789	Outside Agency Funding		70,000
7770	Empower KC Community Development	6789	Outside Agency Funding		30,000
7771	Giving the Basics	6789	Outside Agency Funding		20,000
7773	Raytown Emergency Assistance Program	6789	Outside Agency Funding		20,000
7774	Sheffield Place	6789	Outside Agency Funding		10,000
7775	MidWest Foster Care & Adoption Association	6789	Outside Agency Funding		25,000
7778	MidWest Music Foundation	6789	Outside Agency Funding		20,000
7779	Bishop Sullivan Center	6789	Outside Agency Funding		30,000
7780	Don Bosco Community Center	6789	Outside Agency Funding		40,000
7781	Guadalupe Centers	6789	Outside Agency Funding		34,390
7782	Redemptorist Center	6789	Outside Agency Funding		40,000
7783	Shepard's Center of KC Central	6789	Outside Agency Funding		20,000
7784	Whatever Community Center	6789	Outside Agency Funding		30,000
7785	Connecting for Good	6789	Outside Agency Funding		5,000
7786	Mount Pleasant Education and Development	6789	Outside Agency Funding		20,000
7787	The Help	6789	Outside Agency Funding		10,000
7788	Urban Summit - Crim & Re-entry Mini Summi	6789	Outside Agency Funding		5,000
7789	Urban Summit - Health/Mental Mini Summit	6789	Outside Agency Funding		5,000
7790	Working Families Friend	6789	Outside Agency Funding		15,000
7902	MARC - Older Americans Act Match	6789	Outside Agency Funding		25,947
7902	MARC - Nutrition Incentive Program	6789	Outside Agency Funding		5,000
7902	MARC - Supplemental Aging Services	6789	Outside Agency Funding		91,858
7903	Seton Medical Center	6789	Outside Agency Funding		35,000
8001	JC University of MO Extension	6789	Outside Agency Funding		123,038
8002	Harvesters	6789	Outside Agency Funding		60,000
				2,929,212	2,929,212
8005	Non-Mandated Contingency	6830	Contingency Fund	75,000	
8001	JC University of MO Extension	6789	Outside Agency Funding		25,000
7770	Empower KC Community Development	6789	Outside Agency Funding		20,000
7713	Samuel Rogers Health Center	6789	Outside Agency Funding		20,000
7793	Lee's Summit Cares	6789	Outside Agency Funding		10,000
				75,000	75,000

0112	Legislature as a Whole	6080	Other Professional Services - CA		100,000
0112	Legislature as a Whole	6790	Other Contractual Services		250,000
8005	Non-Mandated Contingency	6830	Contingency Fund	350,000	
8005	Non-Mandated Contingency	6830	Contingency Fund	55,000	
9999		2810	Undesignated Fund Balance		55,000
			SUBTOTAL	3,496,871	3,496,871

Option 3

Org #	Department	Account	Description	From	To
Park Fund - 003					
5103	Non-Departmental			117,238	
0112	Legislature as a Whole	5010	Regular Salaries		253
		5040	FICA		19
		5050	Pension		42
0201	County Clerk	5010	Regular Salaries		180
		5040	FICA		14
		5050	Pension		30
1101	County Counselor	5010	Regular Salaries		599
		5040	FICA		46
		5050	Pension		99
1202	Human Resources	5010	Regular Salaries		1,422
		5040	FICA		109
		5050	Pension		235
1220	Economic Development	5010	Regular Salaries		135
		5040	FICA		10
		5050	Pension		22
1305	Information Technology	5010	Regular Salaries		1,958
		5040	FICA		150
		5050	Pension		324
1404	Finance	5010	Regular Salaries		3,062
		5040	FICA		234
		5050	Pension		506
1601	Director - Parks	5010	Regular Salaries		13,781
		5040	FICA		1,054
		5050	Pension		2,278
1602	Park Operations	5010	Regular Salaries		37,857
		5040	FICA		2,896
		5050	Pension		6,258
1603	Heritage Programs	5010	Regular Salaries		8,694
		5040	FICA		665
		5050	Pension		1,437
1605	Park Safety	5010	Regular Salaries		15,755
		5040	FICA		1,205
		5050	Pension		2,604
1606	Special Recreation	5010	Regular Salaries		4,048
		5040	FICA		310
		5050	Pension		669
1614	Equipment Service Center	5010	Regular Salaries		1,842
		5040	FICA		141
		5050	Pension		304

1624	Natural Resources	5010	Regular Salaries		4,824
		5040	FICA		369
		5050	Pension		797
9000	Allowance for Outside Agencies	6789	Outside Agency Funding	167,000	
1608	Construction Services	8165	Boats & Motors		56,228
1614	Equipment Service Center	5010	Regular Salaries		77,928
		5040	FICA		5,962
		5050	Pension		12,862
		5060	Insurance Benefits		14,000
9000	Allowance for Outside Agencies	6789	Outside Agency Funding	372,309	
7301	Lees Summit Underwater Recovery	6789	Outside Agency Funding		20,000
7302	Cave Springs Park Association	6789	Outside Agency Funding		22,677
7736	United Inner City Services	6789	Outside Agency Funding		119,070
7758	Kansas City Sports Commission	6789	Outside Agency Funding		3,500
7759	Union Station - Underpriv Children/Scholar- Sci	6789	Outside Agency Funding		11,700
7776	aSTEAM Village	6789	Outside Agency Funding		20,000
7791	Guadalupe Center - Youth Recreation	6789	Outside Agency Funding		20,400
7792	Recreation Council of GKC	6789	Outside Agency Funding		20,000
8001	JC Univ Of Mo Extension Center	6789	Outside Agency Funding		134,962
8005	Non-Mandated Contingency	6830	Contingency Fund	250,000	
5103	Non-Departmental	6798	Grant Match	60,000	
1608	Construction Services	8060	Other Improvements	65,000	
1601	Director of Parks - Special Events	6210	Advertising	25,000	
8001	JC Univ Of Mo Extension Center	6789	Outside Agency Funding	25,000	
0112	Legislature as A Whole	6790	Other Contractual Services - Freedom Wall		200,000
7794	KC Symphony Field Trips	6789	Outside Agency Funding		50,000
7776	aSTEAM Village	6789	Outside Agency Funding		15,000
7768	Black Economic Union of GKC	6789	Outside Agency Funding		10,000
7735	MorningStar	6789	Outside Agency Funding		150,000
				SUBTOTAL	1,081,547
					1,081,547

Org #	Department	Account	Description	From	To
Road and Bridge Fund - 004					
5104	Non-Departmental	5090	Salary Adjustment	190,380	
0112	Legislature as a Whole	5010	Regular Salaries		253
		5040	FICA		19
		5050	Pension		42
0201	County Clerk	5010	Regular Salaries		180
		5040	FICA		14
		5050	Pension		30
1101	County Counselor	5010	Regular Salaries		1,651
		5040	FICA		126
		5050	Pension		273
1202	Human Resources	5010	Regular Salaries		1,686
		5040	FICA		129
		5050	Pension		279
1231	Facilities - Tech Center	5010	Regular Salaries		1,295
		5040	FICA		99
		5050	Pension		214
1305	Information Technology	5010	Regular Salaries		4,668
		5040	FICA		357
		5050	Pension		772
1404	Finance	5010	Regular Salaries		3,102
		5040	FICA		237
		5050	Pension		513
1501	Director - Public Works	5010	Regular Salaries		10,799
		5040	FICA		826
		5050	Pension		1,785
1502	Engineering	5010	Regular Salaries		11,687

		5050	Pension		3,423
2304	Population Control	6790	Other Contractual Services	5,007	
		5010	Regular Salaries		4,032
		5040	FICA		308
		5050	Pension		666
2701	Corrections	5090	Salary Adjustments	44,163	
		5010	Regular Salaries		35,563
		5040	FICA		2,721
		5050	Pension		5,879
3001	Circuit Court	5090	Salary Adjustments	12,487	
		5010	Regular Salaries		10,056
		5040	FICA		769
		5050	Pension		1,662
4102	Prosecutor Anti-Violence	6790	Other Contractual Services	-	
		5010	Regular Salaries		-
		5040	FICA		-
		5050	Pension		-
4151	Drug Task Force	5090	Salary Adjustments	7,128	
		5010	Regular Salaries		5,740
		5040	FICA		439
		5050	Pension		949
4152	Criminal Prosecution	5090	Salary Adjustments	35,797	
		5010	Regular Salaries		28,827
		5040	FICA		2,205
		5050	Pension		4,765
4154	Deferred Prosecution	5090	Salary Adjustments	4,174	
		5010	Regular Salaries		3,361
		5040	FICA		257
		5050	Pension		556
4156	Pros Comm Crim/Drug Prev	5090	Salary Adjustments	4,936	
		5010	Regular Salaries		3,975
		5040	FICA		304
		5050	Pension		657
4401	COMBAT Administration	5090	Salary Adjustments	12,359	
		5010	Regular Salaries		9,953
		5040	FICA		761
		5050	Pension		1,645
5108	Non-Departmental	5060	Insurance Benefits	1,474	
		5010	Regular Salaries		1,187
		5040	FICA		91
		5050	Pension		196
5108	Non-Departmental	6790	Other Contractual Services	163,394	
1200	Prescription Drug Monitoring Program	5010	Regular Salaries		73,320
		5040	FICA		5,609
		5050	Pension		12,120
		5060	Insurance Benefits		12,345
		56661	Software Purchases		60,000
9000	Allowance for Outside Agencies	6789	Outside Agency Funding	185,000	
5014	Southern Christian Leadership Conference	6789	Outside Agency Funding		60,000
5023	Westside CAN	6789	Outside Agency Funding		45,000
7009	Lees Summit Youth/ Peer Court	6789	Outside Agency Funding		60,000
7716	MOCSA - Metro Org to Counter Sexual Asslt	6789	Outside Agency Funding		20,000
8005	Non-Mandated Contingency	6830	Contingency Fund	200,000	
9999		2810	Undesignated Fund Balance	500,000	
5108	Non-Departmental	6080	Other Professional Services - AnitViolence		500,000
0112	Legislature as a Whole	6790	Other Contracutal Services		200,000
			SUBTOTAL	1,204,418	1,204,418

Org #	Department	Account	Description	From	To
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Pros. Atty. Bad Check - 029				
4101	Prosecuting Attorney	5090	Salary Adjustments	2,345
		5010	Regular Salaries	1,888
		5040	FICA	144
		5050	Pension	312
			SUBTOTAL	2,345

Org #	Department	Account	Description	From	To
Delinquent Sales Tax Fund - 030					
4101	Prosecuting Attorney	5090	Salary Adjustment	2,065	
		5010	Regular Salaries		1,663
		5040	FICA		127
		5050	Pension		275
			SUBTOTAL	2,065	2,065

Org #	Department	Account	Description	From	To
E-911 System - 031					
5031	Emergency 911	6430	Telephone Utility	60,895	
		6790	Other Contractual Services		60,895
			SUBTOTAL	60,895	60,895

Org #	Department	Account	Description	From	To
Recorders Technology - 042					
1305	Information Technology	5090	Salary Adjustment	458	
1305	Information Technology	5010	Regular Salaries		369
		5040	FICA		28
		5050	Pension		61
			SUBTOTAL	458	458

Org #	Department	Account	Description	From	To
Homeless Assistance - 043					
7001	Housing Resource Commission	5090	Salary Adjustment	316	
7001	Housing Resource Commission	5010	Regular Salaries		254
		5040	FICA		19
		5050	Pension		42
			SUBTOTAL	316	316

Org #	Department	Account	Description	From	To
Recorders Fee - 044					
1804	Records Center	5090	Salary Adjustment	2,216	
1804	Records Center	5010	Regular Salaries		1,784
		5040	FICA		136
		5050	Pension		295
			SUBTOTAL	2,216	2,216

Org #	Department	Account	Description	From	To
Assessment Fund - 045					
4500	Non-Departmental	5090	Salary Adjustment	76,576	
0112	Legislature as a Whole	5010	Regular Salaries		132
		5040	FICA		10
		5050	Pension		22
1101	County Counselor	5010	Regular Salaries		1,706
		5040	FICA		131
		5050	Pension		282
1220	Economic Development	5010	Regular Salaries		2,442
		5040	FICA		187
		5050	Pension		404

1305	Information Technology	5010	Regular Salaries		7,683
		5040	FICA		588
		5050	Pension		1,270
1403	Collections	5010	Regular Salaries		1,750
		5040	FICA		134
		5050	Pension		289
1404	Finance	5010	Regular Salaries		65
		5040	FICA		5
		5050	Pension		11
1902	Assessment	5010	Regular Salaries		46,611
		5040	FICA		3,566
5007	Board of Equalization	5010	Regular Salaries		1,277
		5040	FICA		98
		5050	Pension		211
9999		2810	Undesignated Fund Balance	261,450	
4500	NonDepartmental	6790	Other Contractual Services - Land Trust		261,450
			SUBTOTAL	338,026	338,026

Org #	Department	Account	Description	From	To
Sheriff Revolving Fund - 048					
4201	Sherriff	5090	Salary Adjustment	1,644	
		5010	Regular Salaries		1,324
		5040	FICA		101
		5050	Pension		219
			SUBTOTAL	1,644	1,644

Org #	Department	Account	Description	From	To
Collector's Maintenance Fund - 049					
1403	Collections	5090	Salary Adjustment	6,772	
		5010	Regular Salaries		5,454
		5040	FICA		417
		5050	Pension		901
1101	County Counselor	5090	Salary Adjustment	1,620	
		5010	Regular Salaries		1,305
		5040	FICA		100
		5050	Pension		216
			SUBTOTAL	8,392	8,392

Org #	Department	Account	Description	From	To
Park Enterprise - 300					
5300	Non-Departmental	5090	Salary Adjustment	33,155	
1305	Information Technology	5010	Regular Salaries		2,760
		5040	FICA		211
		5050	Pension		456
1652	Registration/Permits	5010	Regular Salaries		2,548
		5040	FICA		195
		5050	Pension		421
1653	Marinas	5010	Regular Salaries		5,648
		5040	FICA		432
		5050	Pension		934
1654	Recreation Programs	5010	Regular Salaries		3,400
		5040	FICA		260
		5050	Pension		562
1666	Fred Arbanas Golf Course	5010	Regular Salaries		10,545
		5040	FICA		807

		5050	Pension		1,743
1682	Adair Softball Complex	5010	Regular Salaries		1,799
		5040	FICA		138
		5050	Pension		297
1652	Registration & Permits	5020	Part Time Salaries	4,639	
		5010	Regular Salaries		4,639
1670	Special Events	6080	Other Professional Services	65,000	
		6210	Advertising	25,000	
		6230	Printing	800	
		6670	Rent - Misc	27,000	
		6676	Rent - Outside Sanitation Fac	2,800	
		6790	Other Contractual Services	65,100	
		6793	Catering Services	900	
		7160	Food	6,500	
		7190	Wearing Apparel	2,600	
		7230	Other Operating Supplies	9,750	
		7340	Paint & Supplies	500	
		7350	Lumber Wood & Supplies	1,000	
		7360	Electrical Supplies	21,200	
8005	Non-Mandated Contingency Fund	6830	Contingency Fund	105,317	
999		2810	Undesignated Fund Balance		333,467
			SUBTOTAL	371,261	371,261



FRANK WHITE, JR.
Jackson County Executive

Tuesday, January 3, 2017

Mary Jo Spino
Jackson County Clerk
415 E. 12th Street
Kansas City, MO 64106

Dear Mary Jo,

I affix my signature to Ordinance # 4932 (2016) as it relates to all sections legally passed. Specifically, excluding the Anti-Drug Sales Tax Fund.

Please see the attached memorandum from Jackson County Counselor, Stephen Nixon.

Sincerely,

Frank White, Jr.
Jackson County Executive



OFFICE OF THE COUNTY COUNSELOR

JACKSON COUNTY COURTHOUSE
415 EAST 12TH STREET
KANSAS CITY, MISSOURI 64106

816-881-3355
Fax: 816-881-3398

MEMORANDUM

TO: FRANK WHITE, JR.
COUNTY EXECUTIVE

FROM: W. STEPHEN NIXON
COUNTY COUNSELOR

WSN

DATE: JANUARY 3, 2017

RE: POTENTIAL ILLEGALITY WITH ORDINANCE 4932, ADOPTING THE
2017 ANNUAL JACKSON COUNTY BUDGET

You have asked for the opinion of this office as to the legality of Ordinance 4932, by which the County Legislature purportedly adopted the County's 2017 annual budget on December 21, 2016. It is the opinion of this office that this ordinance improperly increased the total appropriations from the County Anti-Drug Sales Tax Fund, so that those appropriations exceeded 95% of the income and revenue of that fund, as estimated by you as County Executive in your recommended budget, in violation of section 532. of the County Code. The total appropriations from this fund in Ordinance 4932 are thus a legal nullity.

BACKGROUND

The County Executive's recommended budget for 2017 was outlined in Ordinance 4932 as originally introduced on November 14, 2016. It recommended the appropriation of \$25,845,446 from the Anti-Drug Sales Tax Fund. You have advised that this amount was already in excess of 95% of the available income and revenue estimated by you as County Executive for this funds in 2017. On December 21, 2016, the County Legislature amended, and then adopted Ordinance 4932. The amendment increased the appropriation from the Anti-Drug Sales Tax Fund by \$500,000. Ordinance 4932 was presented to you by the Clerk of the County Legislature for your action on December 23, 2016.

APPLICABLE COUNTY CODE PROVISIONS

Section 532., Jackson County Code, 1984, provides as follows:

532. Appropriations, Limitation on.

The County Legislature shall not increase the total appropriation from any fund as proposed by the County Executive in the budget so that the total appropriations shall exceed ninety-five percent (95%) of the income and revenue as estimated by the County Executive in the budget.

532.1 Exception, New Revenue.

If the County Executive shall propose and the County Legislature shall enact a measure that will provide additional income and revenues, and if the County Executive shall propose additional expenditures, the County Legislature may appropriate an amount equal to not more than ninety-five percent (95%) of the estimated income and revenue from the new source or sources.

DISCUSSION

Section 532. of the code presents a clear restriction on the County Legislature's appropriation authority. The Legislature is thereby prohibited from appropriating from any fund additional monies above and beyond the level of appropriation recommended by the County Executive, so long as the County Executive has recommended the appropriation of 95% of the County Executive's estimated income and revenue for that fund. Since the County Executive's proposed budget already recommended appropriation of at least 95% of the County Executive's estimated income and revenue for the Anti-Drug Sales Tax Fund, the County Legislature was without power or authority to increase the level of appropriations. Unless, as County Executive, you are willing to increase your recommended appropriations from this fund, it is my opinion that the total appropriations from the fund are legally flawed and thus a legal nullity. The County Legislature would have the power to reconsider the appropriation from this fund, but cannot increase the total appropriation beyond the level originally proposed by you in the version of Ordinance 4932 originally introduced.

Frank White, Jr.
Memorandum
January 3, 2017
Page 3

CONCLUSION

It is the opinion of this office that the appropriations from the County's Anti-Drug Sales Tax Fund, contained in Ordinance 4932 as finally adopted on December 21, 2016, are legally defective and therefore a legal nullity. Unless and until the County Legislature reduces such appropriations to the level recommended by the County Executive, or below, there is no authority for any expenditures from the affected funds except for salaries pursuant to section 530.2 of the County Code.

cc
Mary Jo Spino
Members of the County Legislature