

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION transferring \$84,591.00 within the 2018 Park Fund and awarding a contract for roof replacement on park structures for the Parks + Rec Department to Construction Management Services of Olathe, KS, under the terms and conditions of Invitation to Bid No. 46-18, at an actual cost to the County not to exceed \$84,591.00.

RESOLUTION NO. 19991, September 24, 2018

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, the Purchasing Director has solicited formal written bids on Bid No. 46-18 for roof replacement on park structures within the Parks + Rec Department; and,

WHEREAS, a total of seventy-nine notifications were distributed and one response was received; and,

WHEREAS, pursuant to section 1054. of the Jackson County Code, the Department of Finance and Purchasing recommends the award of a contract for roof replacement on park structures for the Parks + Rec Department to Construction Management Services of Olathe, KS, in the amount of \$84,591.00, as the lowest and best bid received; and,

WHEREAS, by Ordinance 5062, dated December 6, 2017, the Legislature did establish certain Reserve Accounts for certain budget lines within the 2018 County budget; and,

WHEREAS, certain funds appropriated in such a Reserve Account within the 2018 Park Fund are needed to cover the roof replacement on park structures for the Parks + Rec Department; and,

WHEREAS, there are numerous disputes between the County Executive and the Legislature regarding the validity of Ordinance 5062, relating to its construction and interpretation, and multiple related issues; and,

WHEREAS, the Chief Administrative Officer has recommended the adoption of this Resolution, without waiving any previous position taken in reliance upon the memorandum of the County Counselor dated December 22, 2017, regarding Ordinance 5062, and without waiving any position taken in reliance upon other legal memorandums provided by the Office of the County Counselor; and,

WHEREAS, the Legislature recognizes that funds identified as Reserve Funds in the adopted 2018 Budget within the Park Fund are required to be designated for use by the Parks + Rec Department for roof replacement on park structures; and,

WHEREAS, the Chief Administrative Officer has requested that the funds identified in this Resolution be made available for such use by the Parks + Rec Department within the 2018 budget; and,

WHEREAS the County Legislature agrees that funds described in this Resolution should be made available for such use by posting to a certain budget line item in the Parks + Rec Department budget or otherwise for calendar year 2018 by the County's Finance and Purchasing Department; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the following transfer or equivalent documentation/identification, to accomplish posting of the funds in the Jackson County Budget management system so that the funds are available for immediate use and expenditure within the 2018 budget, be and hereby is authorized:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Park Fund Reserve 003-8006	56835 – Reserve Operating	\$84,591	
Non-Departmental-Park 003-5103	58020-Buildings & Improvements		\$84,591

and,

BE IT FURTHER RESOLVED by the County Legislature of Jackson County, Missouri, that award be made as recommended by the Director of Finance and Purchasing, and that the Director be, and is hereby, authorized to execute for the County any documents necessary to the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of the Department of Finance is authorized to make all payments, including final payment on the contract.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:

Jay P. Hilder
Chief Deputy County Counselor

W. Stephen Neff
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 19991 of September 24, 2018 was duly passed on October 1, 2018 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 7

Nays 0

Abstaining 0

Absent 2

10-1-18
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

Funds sufficient for the above-described transfer or equivalent documentation and/or identification to accomplish posting of the funds in the Jackson County Budget management system so that the funds are available for immediate use and expenditure are available in the source indicated below.

ACCOUNT NUMBER: 003 8006 56835
ACCOUNT TITLE: Park Fund
Reserve Operating
NOT TO EXCEED: \$84,591.00

There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.

ACCOUNT NUMBER: 003 5103 58020
ACCOUNT TITLE: Park Fund
Non-Departmental- Park
Bldgs & Improvements
NOT TO EXCEED: \$84,591.00

9/20/18
Date

[Signature]
Chief Administrative Officer