

RESOLUTION NO. 11999

SUBJECT: Authorizing the County Executive to execute an Agreement with the Jackson County Sports Complex Authority to provide for the participation of the Authority's employees in the County's Cafeteria Benefits Plan.

INTRODUCED: December 19, 1997

ADOPTED: December 19, 1997

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute an Agreement with the Jackson County Sports Complex Authority to provide for the participation of the Authority's employees in the County's Cafeteria Benefits Plan.

RESOLUTION # 11999, December 19, 1997

INTRODUCED BY John Patrick Burnett, County Legislator

WHEREAS, the three employees of the Jackson County Sports Complex Authority are currently members of the Jackson County Employees' Pension Plan and the Disability Plan and enjoy certain other of the benefits offered to County employees; and,

WHEREAS, the Authority has requested that its employees be allowed to participate in the County's cafeteria benefits plan; and,

WHEREAS, in order to participate in the plan, it is necessary for the Authority's employees to be added to the County payroll; and,

WHEREAS, under this arrangement, the employees would continue to be employees of the Authority and not of the County, the Authority and County would remain separate legal entities, and the Authority would provide the County Finance Department with the funds necessary to meet the Authority's payroll obligation; and,

WHEREAS, this arrangement will have the additional benefit of saving the funds the

Authority now expends to have a private firm prepare its payroll; and,

WHEREAS, the attached agreement provides a suitable mechanism by which to implement this arrangement; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the County Executive be and hereby is authorized to execute the attached Agreement with the Jackson County Sports Complex Authority.

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

APPROVED AS TO FORM:

Jay P. Hilde

Sandra L. Schumacher
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #11999 of December 19, 1997 was duly passed on December 19, 1997 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

12.19.97
Date

Mary Jo Brogato
Mary Jo Brogato, Clerk of Legislature



AGREEMENT

THIS AGREEMENT, by and Jackson County, Missouri, a Constitutional Home Rule Chapter County of the State of Missouri hereinafter referred to as "the County," and the Jackson County Sports Complex Authority, a political subdivision of the State of Missouri, hereinafter referred to as "the Authority," is made and entered into this 31st day of December, 1997.

WITNESSETH:

WHEREAS, the three employees of the Authority are currently members of the County's Employees' Pension Plan and its Disability Plan and enjoy certain of the other benefits offered to the County's employees; and,

WHEREAS, the Authority has requested that its employees be allowed to participate in the County's cafeteria benefits plan; and

WHEREAS, in order to participate in the plan, it is necessary for the Authority's employees to be added to the County's payroll; and

WHEREAS, the attached Agreement provides a suitable mechanism by which to implement the agreement and understanding of the parties in this regard; now therefore

IT IS AGREED by and between the parties as follows:

1. Effective January 1, 1998, the County shall be responsible for meeting the bi-weekly payroll of the Authority. The County will pay the Authority's employees on the same dates as the County's employees are paid, by payroll check or by electronic funds transfer, at the option of each Authority employee.

2. In advance of each payday, the Authority shall transfer to the County funds sufficient to allow the County's Finance Department to meet the Authority's payroll. The fund transfers shall be made at such times and by whatever method is agreeable to the Authority's Executive Director and the County's Director of Finance.

3. Effective with the 1998 calendar year, the Authority's employees shall be entitled to participate in the County's Cafeteria Benefits Plan, under the same rules, and guidelines as have been established for the County's employees.

4. The County's Personnel Director shall be responsible for administering the Authority's participation in the County's payroll and Cafeteria Benefits Plan. To the extent practicable, the Personnel Director shall treat the Authority's employees as County employees for purposes related to payroll, cafeteria plan and other benefits, leave, etc.

5. This Agreement shall not in any way alter any obligations that the County and Authority may have to each other under any other agreement or contract.

6. This Agreement shall not be construed to in any way affect or alter the legal status of the County or the Authority, which shall hereafter continue to exist as separate and distinct legal entities.

7. This Agreement shall be effective upon its execution and continue thereafter until terminated by either party. Each party may terminate this Agreement by giving 30 day's advance written notice to the other party.

WHEREFORE, the parties hereto have set their hands and seal on the date first above written.

ATTEST:

JACKSON COUNTY, MISSOURI



Mary Jo Brogato
Clerk of County Legislature

BY 

Katheryn J. Shields
County Executive

APPROVED AS TO FORM



Sandra L. Schermerhorn
County Counselor

JACKSON COUNTY SPORTS
COMPLEX AUTHORITY

BY 

John Bondon, Chairman