

**IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI**

**A RESOLUTION** transferring \$15,245.00 within the 2018 Park Fund to cover the cost of repair and replacement of fencing at the neighborhood park at 35<sup>th</sup> and Wabash, Kansas City, MO.

**RESOLUTION NO.19852**, May 7, 2018

**INTRODUCED BY** Tony Miller, County Legislator

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 Reserve Account within the 2018 Park Fund are needed to cover the cost of repair and replacement of fencing at the neighborhood park at 35<sup>th</sup> and Wabash of Kansas City, MO; 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 repair and replacement of fencing; 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 Legislature agrees that funds described in this Resolution should be made available for such use by posting to certain budget line items in the non-departmental budget or otherwise for calendar year 2018 by the County's Finance and Purchasing Department; and,

WHEREAS, the Department of Finance and Purchasing proposes to procure the needed fencing via a City of Independence contract, at a cost to the County below that requiring Legislative approval; 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	56837 – Reserve Operating	\$15,245	
Non-Departmental 003-5103	58060 – Other Improvements		\$15,245

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

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Chief Deputy County Counselor

  
\_\_\_\_\_  
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 19852 of May 7, 2018, was duly passed on May 14, 2018 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9                      Nays 0  
Abstaining 0                      Absent 0

5.14.18  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
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    56837  
ACCOUNT TITLE:        Park Fund  
                                 Reserve Operating  
NOT TO EXCEED:       \$15,245.00

5/3/18  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Chief Administrative Officer