

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

**A RESOLUTION** authorizing the County Executive to execute a Memorandum of Understanding and Declaration of Restrictive Covenant with University Health relating to the construction of a new exterior canopy, at no cost to the County.

**RESOLUTION NO. 21338**, July 10, 2023

**INTRODUCED BY** DaRon McGee, County Legislator

WHEREAS, the Hospital Declarant is the owner of that real estate described "University Health Tract" and the County Declarant is the owner of that real estate described as Jackson County Tract; and,

WHEREAS, the Declarants have executed and recorded that certain Declaration of Restrictive Covenant be established, the purpose of the Declaration of Restrictive Covenant is the plan of the Hospital Declarant to construct a new exterior canopy that will attach to the parking garage structure located on the University Health Tract, cross the Plaza, and cross the shared property line thereafter attaching to the building located on the Jackson County Tract; and,

WHEREAS, the parties desire to confirm that if the new exterior canopy ever needs to be moved or removed for any reason whatsoever, the County Declarant will not be responsible for any of the costs directly or indirectly related to such action; and,

WHEREAS, the execution of the attached MOU is in the best interests of the health, safety, and welfare of the citizens of Jackson County; 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 Memorandum of Understanding and Declaration of Restrictive Covenant with University Health, at no cost to the County.

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

APPROVED AS TO FORM:

Bryan D. Worshy

County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 21338 of July 10, 2023, was duly passed on July 17, 2023 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

7.17.2023

Date

Mary Jo Spino

Mary Jo Spino, Clerk of Legislature