

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

~~Res~~/Ord No.: 4828

Sponsor(s): Tony Miller

Date: February 29, 2016

SUBJECT	<p>Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Permanent Easement to the City of Kansas City -Water Services Department for the Swope Park Industrial Area Flood Damage Reduction Project</u></p>																		
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="326 541 1458 856"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$4,930.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$0</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$4,930.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$0</td> </tr> <tr> <td>Source of funding (name of fund) and account code number;</td> <td></td> </tr> <tr> <td>FROM: 003-9999-47020 Park Fund – Sale of Fixed Assets</td> <td>4,930.00</td> </tr> <tr> <td>TO: 003-2810 Park Fund - Undesignated Fund Balance</td> <td>4,930.00</td> </tr> <tr> <td>FROM: 003-2810 Park Fund - Undesignated Fund Balance</td> <td>4,930.00</td> </tr> <tr> <td>TO: 1608-58060 Park Fund – Maintenance & Operations and Other Improvements</td> <td>4,930.00</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required) <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: Estimated Use: \$</p> <p>Prior Year Budget (if applicable): NA Prior Year Actual Amount Spent (if applicable): NA</p>	Amount authorized by this legislation this fiscal year:	\$4,930.00	Amount previously authorized this fiscal year:	\$0	Total amount authorized after this legislative action:	\$4,930.00	Amount budgeted for this item * (including transfers):	\$0	Source of funding (name of fund) and account code number;		FROM: 003-9999-47020 Park Fund – Sale of Fixed Assets	4,930.00	TO: 003-2810 Park Fund - Undesignated Fund Balance	4,930.00	FROM: 003-2810 Park Fund - Undesignated Fund Balance	4,930.00	TO: 1608-58060 Park Fund – Maintenance & Operations and Other Improvements	4,930.00
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PRIOR LEGISLATION	<p>Prior ordinances and (date):</p> <p>Prior resolutions and (date): Res. 18089 Feb. 20, 2013</p>																		
CONTACT INFORMATION	<p>RLA drafted by (name, title, & phone): Bruce Wilke, Landscape Architect, 503-4802</p>																		
REQUEST SUMMARY	<p>We are requesting that the County Executive be authorized to execute the attached Permanent Easement in favor of the City of Kansas City. Their Water Services Department is requesting the permanent easement on 0.33 acres of County park land for river bank maintenance purposes in conjunction with the Swope Park Industrial Area Flood Damage Reduction Project and bank stabilization. The Easement lies next to the Blue River within the Blue River Parkway adjacent to the Southeast Landfill. Granting the easement will not interfere with park operations and will not adversely impact the park. The parks department therefore has no objections to granting these transactions. The City has agreed to pay the \$0.20/square foot easement fee, (\$2,930.00) and the \$2,000.00 easement processing fee. We further request the fees from this action be accepted and appropriated into account 003-1608-58060.</p>																		
CLEARANCE	<p><input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>																		
ATTACHMENTS	<p>Water Services Department Cover Letter, Legislative Memorandum, Location Map, Exhibit Tracts 14c & 14d Permanent Easement Document</p>																		

REVIEW	Department Director: Michele Newman <i>Michele Newman</i>	Date: February 12, 2016
	Finance (Budget Approval): <i>If applicable</i> <i>Approved</i>	Date: <i>2/18/16</i>
	Division Manager: <i>Mary Ann Brown</i>	Date: <i>2/24/16</i>
	County Counselor's Office:	Date:

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the _____ Fund in _____.
- 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.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:
003-1608-58060	Park Fund – Maintenance & Operations and Other Improvements	4,930.00

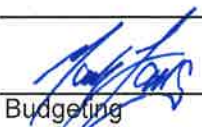
- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

Supplemental Appropriation Request Jackson County, Missouri

Funds sufficient for this appropriation are available from the source indicated below.

Date: February 18, 2016

ORD #4828

<u>Department / Division</u>	<u>Character/Description</u>	<u>From</u>	<u>To</u>
Parks Fund - 003			
9999	47020 - Sale of Fixed Assets	4,930	
2810	Undesignated Fund Balance		4,930
2810	Undesignated Fund Balance	4,930	
1608 - Maintenance & Operations	58060 - Other Improvements		4,930
			
Budgeting			



KANSAS CITY WATER SERVICES

Ord. 4828

WATERWAYS DIVISION
4800 E. 63rd Street
Kansas City, MO 64130

P: 816-513-0490 F: 816-513-0272

February 12, 2015

**Mr. Bruce Wilke
Jackson County Parks and Recreation Department
22807 Woods Chapel Road
Lee's Summit, Missouri 64015**

Mr. Wilke:

Pursuant to our discussion of Wednesday February 10, 2016, we would like to reference Jackson County Resolution 18089 recorded in Instrument Number 2013E0022726. Despite our best efforts to accommodate the needs of our engineer of record in the design of the Swope Park Flood Risk Reduction Project, we are being asked to acquire additional real estate adjacent to the Permanent Channel Improvement / Maintenance Easement described in the above referenced document.

We have made it very clear that this will be the last endeavor regarding this project. Attached is the conveyance document for your use and review. We do understand that the two parcels of 12,650 square feet and 2,000 square feet totaling 14,650 square feet will be charged at \$.20 per square foot to total \$2,930.00. In addition, there will be an administration fee of \$2,000.00 for a grand total due to the County of \$4,930.00 payable upon completion of the filing.

Please advise when the matter will be brought before the board and provide us a copy of the approved resolution so we can order a check to exchange for the executed documents. The City of Kansas City, Missouri wishes to take this opportunity to express our appreciation for your cooperation in these efforts. Should you have any further questions regarding these matters please do not hesitate to contact us.

Sincerely,

**Mickey Ray Cruse
Project Manager**

Attachment

Memorandum

Ord. 4828

Date: February 12, 2016

To: Legislative Committee

From: Michele Newman, Director of Parks & Recreation

Sub: Permanent Easement in Blue River Parkway

The City of Kansas City through their Water Services Department is requesting passage of an Ordinance approving a Permanent Easement for stream bank maintenance of the Blue River in the Blue River Parkway. These actions are necessary for completion of the Swope Park Industrial Area Flood Damage Reduction Project.

Background:

- In 2013, the County sold three parcels of the Blue River Parkway totaling 30.093 acres lying on the opposite side of the river from the rest of the park property adjoining the old Southeast Landfill.
- The City needed the parcels as a part of the Swope Park Industrial Area Flood Damage Reduction Project for construction of floodwalls, levees, interior storm water drainage and detention, a railroad flyover bridge for safe ingress/egress, and environmental mitigation as required to reduce flood risks during high rainfall events.
- The City is also was granted a Permanent Easement on 2.90 acres for stream bank stabilization as necessary.
- The City has now determined they need an additional 14,650 sq. feet of Permanent Easement.
- The City has agreed to pay \$2,930.00 for the easement and \$2,000.00 processing fee.
- Approval of the transaction will not have a negative impact on the usability of the Blue River Parkway.

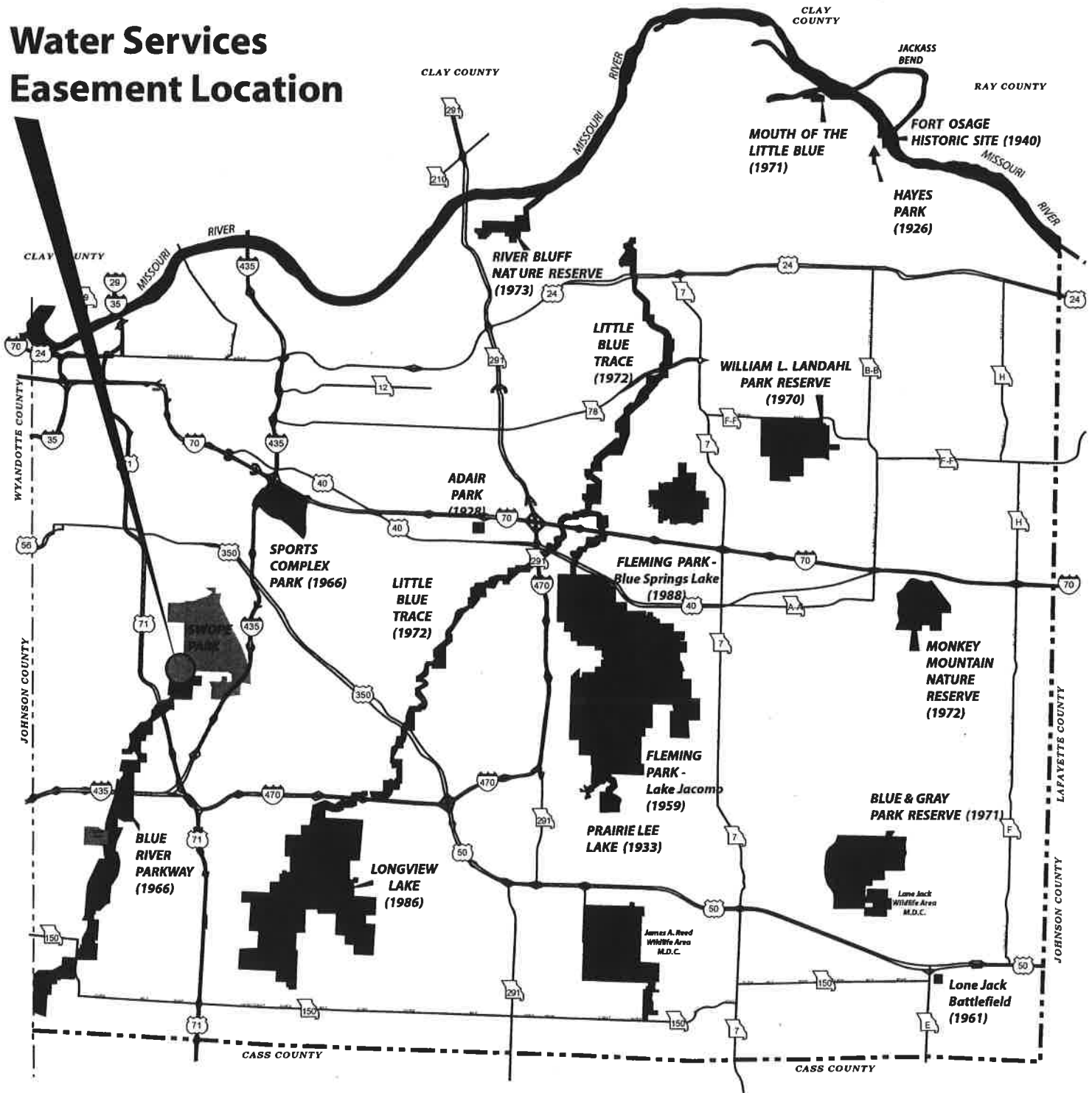
Please let me know if any additional information is required. I would be most happy to meet with you prior to the next Committee meeting to answer any remaining questions.

Jackson County Park System

Ord. 4828

Blue River Parkway

Water Services Easement Location



Jackson County, Missouri