

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE appropriating \$92,762.00 from the undesignated fund balance of and transferring \$391,870.00 within the 2018 Health Fund, transferring \$7,600.00 within the 2018 General Fund and \$492,232.00 within the 2018 Park Fund, and authorizing certain additional actions with regard to seven contracts with outside agencies previously authorized by the Legislature.

ORDINANCE NO. 5134, August 27, 2018

INTRODUCED BY Alfred Jordan, County Legislator

WHEREAS, by Resolution 19682, dated December 28, 2017, and Resolution 19855, dated May 7, 2018, the Legislature did authorize contracts with certain identified outside agencies to provide various public health and recreation programs for the citizens of Jackson County, to be funded out of the proceeds of the County's Health and Park Funds; and,

WHEREAS, subsequent to the adoption of these Resolutions, it was determined, after a legal review, that section 64.320, RSMo, does not allow for the expenditure of Park Fund proceeds for recreation programs that are conducted at locations other than County park property; and,

WHEREAS, this determination thus now requires that the County identify alternative funding sources for the contracts authorized by Resolutions 19682 and 19855 with the St. Patrick's Day Parade Committee, the Kansas City Sports Commission, Morningstar Community Development, Science City, United Inner City Services, the University of Missouri Extension Center, and Guadalupe Center (Youth Recreation Program); and,

WHEREAS, as the Legislature has previously found, the funding of these programs is in the best interests of the health, welfare, and safety of the citizens of Jackson County; 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 Reserve Accounts within the 2018 General and Health Funds are needed to cover the costs of the identified outside agencies contracts; 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 Ordinance, 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 General and Health Funds are required to be designated for outside agency contracts; and,

WHEREAS, the Chief Administrative Officer has requested that the funds identified in this Ordinance be made available for such use within the 2018 budget; and,

WHEREAS the County Legislature agrees that funds described in this Ordinance should be made available for such use by posting to certain budget line items for calendar year 2018 by the County's Finance and Purchasing Department; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation and 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 are authorized:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Health Fund 002-2810	Undesignated Fund Balance	\$ 92,762	
Reserve 002-8006	56835- Reserve- Operating	\$391,870	
Kansas City Sports Commission 002-7758	56789- Outside Agency Funding		\$ 3,500
Morningstar Development 002-7738	56789- Outside Agency Funding		\$100,000
Underpriv Children/Scholar Science 002-7759	56789- Outside Agency Funding		\$ 11,700
United Inner City Services 002-7736	56789- Outside Agency Funding		\$229,070
JC Univ of Mo Extension Center 002-8001	56789- Outside Agency Funding		\$119,962
Guadalupe Center Youth Recreation 002-7791	56789- Outside Agency Funding		\$ 20,400
General Fund 001-8006	56835- Reserve- Operating	\$ 7,600	
Office of Economic Development 001-1220	56789- Outside Agency Funding		\$ 7,600
Park Fund 003-1220	56789- Outside Agency Funding	\$ 7,600	

Kansas City Sports Commission 003-7758	56789- Outside Agency Funding	\$ 3,500
Morningstar Development 003-7738	56789- Outside Agency Funding	\$100,000
Underpriv Children/Scholar Science 003-7759	56789- Outside Agency Funding	\$ 11,700
United Inner City Services 003-7736	56789- Outside Agency Funding	\$229,070
JC Univ of Mo Extension 003-8001	56789- Outside Agency Funding	\$119,962
Guadalupe Center Youth Recreation 003-7791	56789- Outside Agency Funding	\$ 20,400
Park Fund Reserve 003-8006	56835- Reserve- Operating	\$492,232

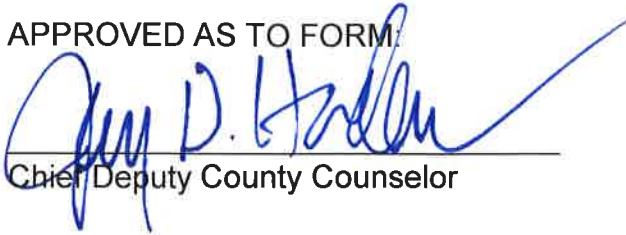
and,

BE IT FURTHER ORDAINED that the County Executive, Chief Administrative Officer, and/or all other County officials be and hereby are authorized to execute appropriate contracts and/or contract amendments with the outside agencies identified in this Ordinance, and any and all other documents necessary to give effect to the intent of this Ordinance; and,

BE IT FURTHER ORDAINED that the Chief Administrative Officer, the Director of the Department of Finance and Purchasing, and/or all other County officials be and hereby are authorized to make any and all administrative adjustments to the County's finance records and accounts relating to the 2018 contracts with the outside agencies identified in this Ordinance, as are necessary to give effect to the intent of this Ordinance.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:



Chief Deputy County Counselor



County Counselor

I hereby certify that the attached ordinance, Ordinance No. 5134, introduced on August 27, 2018, was duly passed on August 27, 2018 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

Nays 0

Abstaining 0

Absent 1

This Ordinance is hereby transmitted to the County Executive for his signature.

8/28/18

Date



Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5134.

8/28/2018

Date



Frank White, Jr., County Executive

Funds sufficient for the above-described appropriation, 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 sources indicated below.

ACCOUNT NUMBER:	002 2810
ACCOUNT TITLE:	Health Fund Undesignated Fund Balance
NOT TO EXCEED:	\$92,762.00
ACCOUNT NUMBER:	002 8006 56835
ACCOUNT TITLE:	Reserve Reserve- Operating
NOT TO EXCEED:	\$391,870.00
ACCOUNT NUMBER:	001 8006 56835
ACCOUNT TITLE:	Reserve Reserve- Operating
NOT TO EXCEED:	\$7,600.00
ACCOUNT NUMBER:	003 1220 56789
ACCOUNT TITLE:	Park Fund Office of Economic Development Outside Agency Funding
NOT TO EXCEED:	\$7,600.00
ACCOUNT NUMBER:	003 7758 56789
ACCOUNT TITLE:	Park Fund Kansas City Sports Commission Outside Agency Funding
NOT TO EXCEED:	\$3,500.00
ACCOUNT NUMBER:	003 7738 56789
ACCOUNT TITLE:	Park Fund Morningstar Development Outside Agency Funding
NOT TO EXCEED:	\$100,000.00
ACCOUNT NUMBER:	003 7759 56789
ACCOUNT TITLE:	Park Fund Underpriv Children/Scholar- Science Outside Agency Funding
NOT TO EXCEED:	\$11,700.00

ACCOUNT NUMBER: 003 7736 56789
ACCOUNT TITLE: Park Fund
United Inner City Services
Outside Agency Funding
NOT TO EXCEED: \$229,070.00

ACCOUNT NUMBER: 003 8001 56789
ACCOUNT TITLE: Park Fund
JC Univ of Mo Extension Center
Outside Agency Funding
NOT TO EXCEED: \$119,962.00

ACCOUNT NUMBER: 003 7791 56789
ACCOUNT TITLE: Park Fund
Guadalupe Center- Youth Recreation
Outside Agency Funding
NOT TO EXCEED: \$20,400.00

8/23/18
Date


Chief Administrative Officer