

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute an Intergovernmental Agreement and Mutual Release and Cooperative Agreement with the City of Kansas City, MO, and other public entities relating to the Winchester Tax Increment Financing Plan and the Youth Soccer Facility Improvements Project.

RESOLUTION NO. 18104, February 19, 2013

INTRODUCED BY Scott Burnett, Theresa Garza Ruiz, and Crystal Williams,
County Legislators

WHEREAS, the Kansas City, MO Tax Increment Financing (TIF) Commission submitted notice of its intent to amend its Winchester TIF plan for the purpose of constructing a youth soccer complex; and,

WHEREAS, Consolidated School District #2 (Raytown) objected to portions of the proposed amendment and the District, Jackson County, and the Mid-Continent Public Library desire to resolve these issues amicably; and

WHEREAS, at its meeting February 13, 2013, the Kansas City TIF Commission approved the Sixth Amendment to the Winchester TIF which, if approved by the Kansas City, MO City Council, Jackson County, the District, and the Library, will terminate the TIF Plan; and

WHEREAS, termination of the Winchester TIF will allow the release of the funds in the Special Allocation Fund, which will be held by the City for infrastructure improvements and an additional account will be established for the construction of the nearby youth

soccer facility; and,

WHEREAS, additionally, the City is requesting that the Legislature authorize the County Executive to execute the attached Cooperative Agreement – Youth Soccer Facility Improvements, which sets out each entity's obligations related to the construction of the soccer complex; and,

WHEREAS, under this Agreement, the county's share of the released TIF funds will be applied to the youth soccer facility improvements; and,

WHEREAS, the execution of these Agreements is in the best interest 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 Intergovernmental Agreement and Mutual Release and the Cooperative Agreement – Youth Soccer Facility Improvements with the City of Kansas City, MO, and other public entities; and,

BE IT FURTHER RESOLVED that all County officials be and hereby are authorized to execute any and all documents and take any other actions necessary to give effect to this Resolution.

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. 18104 of February 19, 2013, was duly passed on February 25, 2013 by the Jackson County Legislature. The votes thereon were as follows:


Yeas 8

Nays 0

Abstaining 0

Absent 1

2/25/13
Date



Mary Jo Spino, Clerk of Legislature

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 18104

Sponsor(s): Scott Burnett

Date: Feb. 19, 2013

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: The administration requests approval of the Intergovernmental Agreement and Mutual Release related to the Winchester Tax Increment Financing Plan and approval of the Cooperative Agreement –Youth Soccer Facility Improvements.</p>										
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>NA</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>NA</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>NA</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>NA</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO NA</td> <td>FROM ACCT TO ACCT</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): Prior Year Actual Amount Spent (if applicable):</p>	Amount authorized by this legislation this fiscal year:	NA	Amount previously authorized this fiscal year:	NA	Total amount authorized after this legislative action:	NA	Amount budgeted for this item * (including transfers):	NA	Source of funding (name of fund) and account code number; FROM / TO NA	FROM ACCT TO ACCT
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Amount previously authorized this fiscal year:	NA										
Total amount authorized after this legislative action:	NA										
Amount budgeted for this item * (including transfers):	NA										
Source of funding (name of fund) and account code number; FROM / TO NA	FROM ACCT TO ACCT										
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): NA</p> <p>Prior resolutions and (date): NA</p>										
<p>CONTACT INFORMATION</p>	<p>RLA drafted by: Calvin Williford, Chief of Staff, 881-3333</p>										
<p>REQUEST SUMMARY</p>	<p>The administration requests approval of the intergovernmental agreement and mutual release related to the Winchester Tax Increment Financing Plan. This document corresponds with the Kansas City TIF Commission's February 13, 2013 vote, approving the 6th Amendment and terminating the Winchester TIF Plan. Additionally, this agreement establishes a funding mechanism to complete infrastructure improvements in the vicinity of the recently terminated TIF plan. All monies used are former TIF Special Allocation Funds which are being held by the City to complete the final project improvements. The total costs of the infrastructure improvements is \$900,000.00. The County's share is \$37,016.99 for the infrastructure improvements. Additionally, the County's will contribute other Special Allocation Fund dollars of \$326,812.37 for the Youth Soccer Facility. This agreement was negotiated as a compromise in the face of potential litigation.</p> <p>The administration requests approval of the Cooperative Agreement –Youth Soccer Facility Improvements. This agreement establishes a funding mechanism for the City of Kansas City</p>										

	and Jackson County to jointly build a Youth Soccer Facility in Swope Park. The City and County will fund these improvements by contributing new revenues from the termination of the Winchester Tax Increment Finance Plan. In addition to the new revenues already contributed, the City of Kansas City and Jackson County will contribute annual amounts equal to the amount of TIF revenues that would have been attributable to Kansas City and Jackson County under the TIF Plan for the period through December 31, 2024 had the TIF plan remained in effect for such period. The new taxes generated on these properties will contribute to the County's contribution for the soccer field. The County's annual contribution of \$117,400 reflects the estimated amount of the new taxes for 2013. This \$117,400 amount will remain fixed through 2024 regardless of actual tax collection for the affected parcels. No additional County revenues are needed for this project, as all revenues are new and are generated as part of this settlement agreement.	
CLEARANCE	<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)	
ATTACHMENTS	Intergovernmental Agreement and Mutual Release Cooperative Agreement of Youth Soccer Facility Improvements 6 th Amendment to the Winchester TIF Plan	
REVIEW	Department Director:	Date:
	Finance (Budget Approval): <i>If applicable</i>	Date:
	Division Manager:	Date:
	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:

- 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.