

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE establishing the New Detention Center Capital Project Fund as a dedicated special revenue fund within the County's financial system, transferring \$22,000,000.00 within the 2023 General Fund, appropriating \$99,017,979.00 from the Undesignated Fund Balance of the 2023 New Detention Center Capital Project Fund, authorizing the County Executive to execute three contract amendments to the contract with J.E. Dunn-Axiom of Kansas City, MO, for the construction of the new Jackson County Detention Center to cover the guaranteed maximum price, Component 2 (Site Demolition, Site Development, and Earthwork), and Component 2a (Engineering, Detailing, Mockups, and Early Procurement) at an aggregate cost to the County not to exceed \$99,017,979.00, and declaring the intent of the County to reimburse itself for this expense from future bond proceeds.

ORDINANCE NO. 5743, May 9, 2023

INTRODUCED BY DaRon McGee, County Legislator

WHEREAS, after a two-phase nationwide procurement process for qualified design-build teams to design and construct a new Jackson County Detention Center, consisting of RFQ 70-21 distributed to 500 firms, with two firms responding, and RFP 7-22, which resulted in an evaluation of the two detailed proposals by a selection committee consisting of representatives designated by the County Executive, County Legislature, Prosecuting Attorney, Sheriff, and 16th Circuit Court, the joint-venture of J.E. Dunn-Axiom of Kansas City (Jackson County), MO, was recommended by the selection committee; and

WHEREAS, as authorized by Ordinance 5621, dated April 25, 2022, a multiple-phase Design/Build Agreement was approved to cover the entire project, as was a preliminary maximum budget for the design and construction of the entire project and the funding of Phase I of the project, Pre-design and Preliminary Construction Services, at a cost to the County not to exceed \$2,871,621.00; and,

WHEREAS, in order to advance the project it is now appropriate to execute three separate amendments to the contract with J.E. Dunn- Axiom, concerning the guaranteed maximum price for a one thousand bed facility (\$301,162,067.00), Component Package 2 (Site Demolition, Site Development, and Earthwork), and Component Package 2a (Engineering, Detailing, Mockups, and Early Procurement); and,

WHEREAS, in order to properly manage and monitor the financial aspects of the project, it is now also appropriate that a New Detention Center Capital Project Fund be established as a dedicated special revenue fund within the County's financial system; and,

WHEREAS, the County proposes to pay a substantial portion of the costs of this contract out of the proceeds of a special revenue bond issuance which was authorized pursuant to Ordinance 5732, dated April 17, 2023; and,

WHEREAS, an appropriation is necessary to place the funds required to implement this Ordinance in the proper spending account; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County MO, that the New Detention Center Capital Project Fund be and hereby is established as a dedicated special revenue fund within the financial system of the County; and,

BE IT FURTHER ORDAINED by the County Legislature of Jackson County MO, that the following transfer and appropriation be and hereby are made:

<u>DEPARTMENT/DIVISON</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
General Fund 001-9999	32810- Undesignated Fund Balance	\$22,000,000	
Operating Transfers 001-9100	56105- Operating Transfers Out		\$22,000,000
New Detention Center Capital Project Fund 024-9999	47070- Inter Fund Transfer	\$22,000,000	
024-9999	48010- Bond Proceeds	\$77,017,979	
024-9999	32810- Undesignated Fund Balance		\$99,017,979
024-9999	32810- Undesignated Fund Balance	\$99,017,979	
Fac Mgmt – New Detention Center 024-1214	58020- Buildings & Improvements		\$99,017,979

and,

BE IT FURTHER ORDAINED that the County Executive be and hereby is authorized to execute three amendments to the contract with J.E. Dunn- Axiom of Kansas City, MO for the New Detention Center project as described in this Ordinance, in forms approved by the County Counselor; and,

BE IT FURTHER ORDAINED that the Director of Finance and Purchasing is authorized to make all payments, including final payment on the contracts, to the extent that appropriated funds are available for this purpose; and,


BE IT FURTHER ORDAINED that the Legislature hereby expresses the intent of the County to reimburse itself for a portion of this expense out of the proceeds of the bond issuance authorized by Ordinance 5732, dated April 17, 2023.

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. 5743 introduced on May 9, 2023, was duly passed on May 9, 2023 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

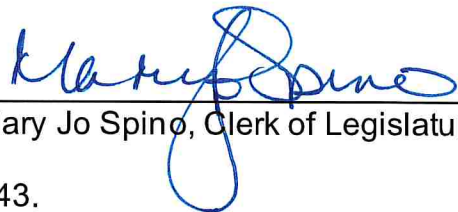
Abstaining 0

Absent 0

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

5.9.2023

Date

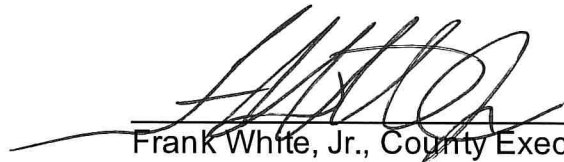


Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5743.

5/8/23

Date



Frank White, Jr., County Executive

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

ACCOUNT NUMBER: 001 9999 38810
ACCOUNT TITLE: General Fund
Undesignated Fund Balance
NOT TO EXCEED: \$22,000,000.00

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

ACCOUNT NUMBER: 024 9999 32810
ACCOUNT TITLE: New Detention Center Capital Project Fund
Undesignated Fund Balance
NOT TO EXCEED: \$99,017,979.00

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.

ACCOUNT NUMBER: 024 1214 58020
ACCOUNT TITLE: New Detention Center Capital Project Fund
Fac MgMt – New Detention Center
Building & Improvements
NOT TO EXCEED: \$99,017,979.00

5/3/2023
Date


Chief Administrative Officer