

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

**AN ORDINANCE** transferring \$150,000.00 within and appropriating \$330,681.00 from the undesignated fund balance of the 2018 Park Fund to cover the cost of the Fort Osage Fire Restoration Project.

**ORDINANCE NO. 5101**, June 4, 2018

**INTRODUCED BY** Tony Miller, County Legislator

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 a Reserve Account within the 2018 Park Fund are needed to cover of the costs of repairing damages caused by a grass fire at Fort Osage; 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 Park Fund are required to be designated for use by the Parks + Rec Department for the Fort Osage Fire Restoration Project; and,

WHEREAS, the Chief Administrative Officer has requested that \$150,000.00 in funds identified in this Ordinance be made available for such use by the Parks + Rec Department within the 2018 budget; and,

WHEREAS the Legislature agrees that funds described in this Ordinance should be made available for such use by posting to a certain budget line item in the Parks + Rec Department budget or otherwise for calendar year 2018 by the County's Finance and Purchasing Department; and,

WHEREAS, it is also recommended that certain casualty insurance proceeds received by the County be appropriated at this time for this project; 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>
Park Fund Non-Specific 003-9999 Contingency 003-8006	47040 – Reimb Damage Claims	\$180,681	
	56837- Reserve- Capital	\$150,000	
003-2810	Undesignated Fund Balance		\$330,681
003-2810	Undesignated Fund Balance	\$330,681	
Non-Departmental Park Fund 003-5103	58020- Building & Improvementss		\$330,681

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, Ordinance No. 5101 of June 4, 2018, was duly passed on June 18, 2018 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 6                      Nays 0  
Abstaining 0                Absent 3


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

6-18-18  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No.5101.

6/19/2018  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Frank White, Jr., County Executive

Funds sufficient for the above-described 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 source indicated below.

ACCOUNT NUMBER: 003 8006 56837  
ACCOUNT TITLE: Park Fund  
Contingency  
Reserve Capital  
NOT TO EXCEED: \$150,000.00

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

ACCOUNT NUMBER: 003 2810  
ACCOUNT TITLE: Park Fund  
Undesignated Fund Balance  
NOT TO EXCEED: \$330,681.00

5/31/18  
Date

  
Chief Administrative Officer