



# Jackson County Missouri

Jackson County Courthouse  
415 E. 12th Street, 2nd floor  
Kansas City, Missouri 64106  
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## Legislation Details (With Text)

**File #:** 15576      **Version:** 0      **Name:** Restitution for loss of parkland.  
**Type:** Resolution      **Status:** Defeated  
**File created:** 7/25/2005      **In control:** Legislature As A Whole  
**On agenda:** 7/25/2005      **Final action:** 8/8/2005  
**Title:** A RESOLUTION for restitution for loss of parkland.  
**Sponsors:** Robert Stringfield  
**Indexes:** DEFEATED, PARKLAND LOSS  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/8/2005	0	County Legislature	adopt	Fail
8/2/2005	0	County Legislature	Go To 1st Meeting	Pass
8/1/2005	0	County Legislature	assign to committee	
7/29/2005	0	Land Use Committee		
7/29/2005	0	County Legislature	Go To 1st Meeting	Pass
7/25/2005	0	County Legislature	assign to committee	

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

**A RESOLUTION** for restitution for loss of parkland.

**RESOLUTION # 15576**, July 25, 2005

**INTRODUCED BY** Robert A. Stringfield, County Legislator

WHEREAS, the County Counselor has filed a Petition For Damages in the Circuit Court of Jackson County, Missouri at Independence Against McClain Enterprises, Inc. and Bill House Excavating Co. (Case No. 0516-CV14771); and,

WHEREAS, the lawsuit alleges that the defendants trespassed on county parkland and dug a pit approximately two acres in size and removed approximately 73,778 cubic yards of soil; therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that in no event shall said lawsuit be settled without trial by jury unless and until payment to the County of an amount equal to no less than the price of restoring the property to its original condition plus legal fees and court costs.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:

\_\_\_\_\_  
Acting Chief Deputy \_\_\_\_\_ County Counselor  
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #15576 of July 25, 2005 was DEFEATED on \_\_\_\_\_ August 8 \_\_\_\_\_, 2005 by the Jackson County Legislature. The votes thereon were as follows:

Yeas \_\_\_\_\_ 1 \_\_\_\_\_ Nays \_\_\_\_\_ 0 \_\_\_\_\_

Abstaining \_\_\_\_\_ 5 \_\_\_\_\_ Absent \_\_\_\_\_ 3 \_\_\_\_\_

\_\_\_\_\_  
Date

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