

BILL NO. _____

RESOLUTION NO. _____

A RESOLUTION APPROVING AN EXECUTIVE ORDER PROVIDING FOR THE METHOD OF APPOINTING MEMBERS OF THE TIF COMMISSION IN CLAY COUNTY AND AUTHORIZING THE MAYOR TO EXECUTE THE ORDER ON BEHALF OF THE CITY.

WHEREAS, a small portion of the City of Independence, Missouri (the “City”) lies within Clay County, Missouri (“Clay County”); and,

WHEREAS, Clay County adopted a new Constitution which became effective on January 1, 2021; and,

WHEREAS, the most recent 2020 Census data puts the population of Clay County at 253,335 inhabitants, and therefore cities within Clay County are subject to the provisions of 99.820.3, RSMo, as of July 1, 2021 (per RSMO Section 1.100.1 relating to the effective date of population changes) with respect to the appointment of members of the Tax Increment Financing Commission (“TIF Commission”) in Clay County; and,

WHEREAS, Section 99.820.3 provides that three members of the TIF Commission are appointed by the cities, towns, or villages in the county which have tax increment financing districts in a manner in which the chief elected officials of such cities, towns, or villages agree; and,

WHEREAS, the cities within Clay County that currently have tax increment financing districts (“TIF Districts”) include Excelsior Springs, Independence, Kansas City, Kearney, Liberty, North Kansas City, Pleasant Valley and Smithville; and,

WHEREAS, it has been proposed that the chief elected officials of the cities of Excelsior Springs, Independence, Kansas City, Kearney, Liberty, North Kansas City, Pleasant Valley and Smithville execute an Executive Order which declares that every City within Clay County with a TIF District will defer to the City bringing forth a TIF plan for the members to be appointed to a TIF Commission; and,

WHEREAS, Section 2.10 of the City’s Charter provides that the City Council has the power to appoint members to any advisory authority and to provide the method of appointing them.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. That the Independence City Council approves the Executive Order attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2. That the Mayor is hereby authorized to execute the Executive Order on behalf of the City.

PASSED THIS _____ DAY OF _____, 2022, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:

City Clerk

APPROVED AS TO FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager

EXHIBIT A

EXECUTIVE ORDER

(see attached)