

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

**AN ORDINANCE** appropriating \$2,800.00 from the fund balance of the 2008 Grant Fund and authorizing the County Executive to execute a contract with the Missouri Safety Center in acceptance of the Jackson County Sheriff's Office's You Drink and Drive, You Lose enforcement grant, awarded by the Missouri Safety Center.

**ORDINANCE #4016**, August 4, 2008

**INTRODUCED BY** Theresa Garza Ruiz, County Legislator

WHEREAS, driving while intoxicated remains one of the top causes of fatal automobile accidents in Missouri; and,

WHEREAS, in 2006, 273 people died in more than 7,900 alcohol-related traffic accidents, resulting in death or injury every 1.6 hours; and,

WHEREAS, to combat this situation, the Sheriff's Office has been awarded a grant in the amount of \$2,800.00 by the Missouri Safety Center in furtherance of the Center's You Drink and Drive, You Lose Enforcement program for the period August 15, 2008, through September 1, 2008; and,

WHEREAS, the Sheriff recommends the use of funds for reimbursement of overtime used for the You Drink and Drive, You Lose Enforcement program pursuant to a contract with the Missouri Safety Center, a copy of which is attached hereto; and,

WHEREAS, an appropriation is necessary to place the grant funds in the proper spending account; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation from the fund balance of the 2008 Grant Fund be and hereby is made:

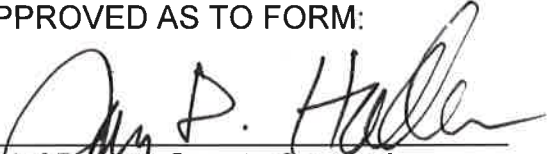
<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
DWI Enforcement Wave 010-4261	45365 - Increase Revenue	\$2,800	
010-2810	Fund Balance		\$2,800
010-2810	Fund Balance	\$2,800	
Grant Fund DWI Enforcement Wave 010-4261	55030-Overtime		\$2,800

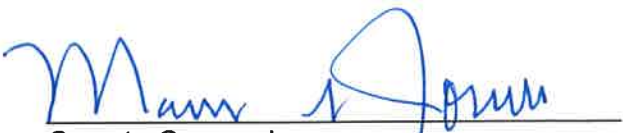
and,

BE IT FURTHER ORDAINED that the County Executive be and hereby is authorized to execute the attached contract with the Missouri Safety Center.

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 #4016, introduced on August 4, 2008, was duly passed on August 18, 2008 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.

8-19-08  
Date

  
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance #4016.

8-19-2008  
Date

  
Michael D. Sanders, County Executive

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

ACCOUNT NUMBER: 010 2810

ACCOUNT TITLE: Grant Fund  
Undesignated Fund Balance

NOT TO EXCEED: \$2,800.00

  
Date

  
Director of Finance and Purchasing

0.#4016

**DWI (YD&DYL) Enforcement Wave  
Contract for August 15 - September 1, 2008**

This contract is between Jackson County Sheriff's Department and the Missouri Safety Center for the time period of **August 15 - September 1, 2008**, to conduct overtime enforcement activities in DWI Enforcement. The above named agency shall be defined as a sub-contractor to the Missouri Safety Center for this identified activity. This enforcement will include Saturation Patrols, Special DWI Operations, Wolf Packs and Sobriety Checkpoints.\*

**Agreements & Duties:**

The Jackson County Sheriff's Department agrees to provide staffing for the overtime enforcement for a period of 18 days, for a total claim not to exceed **\$2,800**, which is the total funding provided for the enforcement period. The enforcement agency agrees to submit activity and manpower reports to the Missouri Safety Center no later than 23 days following the enforcement, and to **fax Enforcement Activity and Manpower Reports on or before September 24, 2008 prior to 9:00 AM**. Prompt submission of the manpower report will allow the reimbursement check to be processed in a timely manner and sent to the agency for payment/recovery of paid salaries for officers doing overtime enforcement. The enforcement agency agrees to submit as part of the request for reimbursement the summary sheet outlining which officers worked the enforcement program and their overtime rate and benefits paid as well as a summary sheet showing the numbers of violations sited during the effort. **The enforcement agency also agrees to provide only P.O.S.T. Certified law enforcement officers that are SFST Certified, for this overtime enforcement activity. (Note: this now allows part time officers to participate in the enforcement program).** In addition, the enforcement agency agrees to provide to local media a pre & post press release (samples in packet) to notify the public of their DWI enforcement efforts. All enforcement will be tied to Missouri's current campaign, called "**You Drink & Drive. You Lose!**"

The Missouri Safety Center agrees to provide the reimbursement to the agency up to the allocated amount of funding provided for the enforcement period and to analyze and tally all participating agencies data into a statewide report to be submitted to Missouri Department of Transportation - Highway Safety Division. Further, this data will be used to assess the statewide plan for addressing DWI problems in Missouri.

Specifically, we are asking your agency to conduct this special enforcement operation during **August 15 - September 1, 2008**. This special DWI enforcement is a statewide effort to increase observed enforcement in areas where DWI Crashes are occurring.

As part of the effort to reduce DWI related crashes, the agency may make use of any electronic message boards and speed trailers. We request that any electronic display read as follows: **You Drink & Drive. You Lose.**

**Notices: Right of Termination**, If through any clause, the enforcement agency shall fail to fulfill in a timely and proper manner its obligations under this contact, or if the enforcement agency violates any of the agreements, or stipulations of this contact, the Missouri Safety Center shall have the right to terminate this contact and withhold further payment of any kind by giving written notice to the enforcement agency. The Missouri Safety Center and University of Central Missouri shall be the sole arbitrator of whether the enforcement agency is performing its obligations in a proper manner with reference to the quality performed by

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SEP 1 0 2008

MARY JO SPINO  
COUNTY CLERK

the terms of the contract. Either party may terminate this contract by giving written notice of such termination and specifying the effective date of the action. **All parties must comply with the provisions of 41 CFR Chapter 60 as defined by the U.S. Department of Labor.**

We the undersigned agree to the terms of the contract, and agree to participate in this statewide enforcement effort to keep our roadways safe for the citizens who travel them.

  
Department Authorized Signature

  
Assistant Director  
Missouri Safety Center, UCM

Date 8-29-08

Date: August 11, 2008

The NHTSA CFDA # for this project is 20.607

Please complete:

The contact person representing our agency will be:

SGT. Lane T. Eitel #14  
Print name

816-524-4302 Phone #      Leitel@jacksongov.org E-Mail

\* Sobriety Checkpoint's require checkpoint supervisors.

APPROVED AS TO FORM:

JACKSON COUNTY, MO

  
Mark S. Jones, County Counselor

  
Michael D. Sanders, County Executive

ATTEST:

  
Mary Jo Spino, Clerk of the Legislature