

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

**A RESOLUTION** partially rescinding Resolution 17279, dated May 20, 2010, and awarding the remainder of a twelve-month term and supply contract for the furnishing of professional mortuary (cremation) services to Charter Funeral Home of Grandview, MO, under the terms and conditions of Request for Proposals No. 6-09.

**RESOLUTION #17535**, March 7, 2011

**INTRODUCED BY** Scott Burnett, County Legislator

WHEREAS, by Resolution 17279, dated May 20, 2010, the Legislature did award twelve-month term and supply contracts for the furnishing of professional mortuary services to Marts Memorial Services of Kansas City (Jackson County), MO, to provide cremation services and Slider Funeral Home of Kansas City, KS, to provide burial services for individuals who die within the County and have no means of paying a funeral expense; and,

WHEREAS, the Missouri Board of Embalmers and Funeral Directors has revoked the license for Marts Memorial Services and the 16<sup>th</sup> Circuit Court has upheld that revocation, effective March 11, 2011; and,

WHEREAS, the second lowest bidder on Request for Proposal 6-09 has declined to accept the remainder of the contract for cremation services; and,

WHEREAS, the Director of Finance and Purchasing recommends the re-award of the cremation services contract to Charter Funeral Home, of Grandview, MO, as the third

lowest cost proposal for cremation services received under RFP No. 6-09; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the portion of Resolution 17279, dated May 20, 2010, awarding a contract for the furnishing of cremation services to Marts Memorial Services of Kansas City, MO, is hereby rescinded; and,

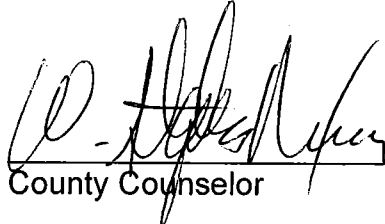
BE IT FURTHER RESOLVED that award be made as recommended by the Director of Finance and Purchasing and that the Director be, and is hereby, authorized to execute for the County any documents necessary for the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to make all payments, including final payment on the contract, to the extent that sufficient appropriations to the using spending agency have been made in the then current Jackson County budget.

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, Resolution # 17535 of March 7, 2011, was duly passed on March 7, 2011 by the Jackson County Legislature. The votes thereon were as follows:

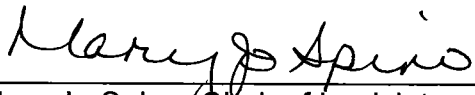
Yeas 9

Nays 0

Abstaining 0

Absent 0

3.7.11  
\_\_\_\_\_  
Date

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

This award is made on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.

March 4, 2011  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Director of Finance and Purchasing

# REQUEST FOR LEGISLATIVE ACTION

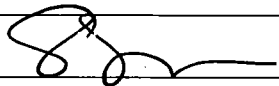
Completed by County Counselor's Office:

Res/Ord No.: 17535

Sponsor(s): Scott Burnett

Date: March 7, 2011

<p><b>SUBJECT</b></p>	<p>Action Requested  <input checked="" type="checkbox"/> Resolution  <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Partially rescinding Resolution No. 17279 dated May 20, 2010 for a Twelve Month Term and Supply Contract for the furnishing of Professional Mortuary Services to Marts Memorial Services of Kansas City, Missouri and re-awarding that portion of the Term and Supply Contract to Charter Funerals of Kansas City, Missouri under the terms and conditions of Request for Proposal No. 6-09</u></p>										
<p><b>BUDGET INFORMATION</b>  <i>To be completed By Requesting Department and Finance</i></p>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td> <td>FROM ACCT  TO ACCT</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p><b>OTHER FINANCIAL INFORMATION:</b></p> <p><input type="checkbox"/> No budget impact (no fiscal note required)  <input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract:          Department: Estimated Use: \$54,770.00</p> <p>This RLA only approves the Term and Supply Contract; the funds were already appropriated through the annual budget adoption. Figures included in the background section are for informational purposes to provide an estimate of the contract value.</p> <p>Prior Year Budget (if applicable):          Prior Year Actual Amount Spent (if applicable): \$33,045</p>	Amount authorized by this legislation this fiscal year:	\$	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT  TO ACCT
Amount authorized by this legislation this fiscal year:	\$										
Amount previously authorized this fiscal year:	\$										
Total amount authorized after this legislative action:	\$										
Amount budgeted for this item * (including transfers):	\$										
Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT  TO ACCT										
<p><b>PRIOR LEGISLATION</b></p>	<p>Prior ordinances and (date):          Prior resolutions and (date): 17279, May 20, 2010</p>										
<p><b>CONTACT INFORMATION</b></p>	<p>RLA drafted by (name, title, &amp; phone): Barbara Casamento, Purchasing Supervisor, 881-3253</p>										
<p><b>REQUEST SUMMARY</b></p>	<p>On June 28, 2010, Resolution No. 17279 was passed awarding a Twelve Month Term and Supply Contract for the furnishing of Professional Mortuary Services to Marts Memorial Services of Kansas City, Missouri and Slider Funeral Home of Kansas City, Kansas. The Missouri Board of Embalmers and Funeral Directors has revoked the license for Marts Memorial Services; the business must close by March 11, 2011. Marts Memorial Services was awarded the Cremation Services portion of the Contract and Slider Funeral Home was awarded the Burial Services portion of the Contract for decedents who die in Jackson County, Missouri and without sufficient means available to provide for the expense of cremation or burial. Slider Funeral Home was the second low bid on Cremation Services but has declined to assume the contract. Charter Funerals was the third low bidder and has agreed to assume the balance of the contract.</p> <p>Pursuant to Section 1054.6 of the Jackson County Code, 1984, the Director of Finance and Purchasing recommends the re-award of the Cremation Services portion of this contract to Charter Funerals of Kansas City, Missouri as the third lowest proposal received under Request for Proposal No. 6-09.</p> <p>This award is made on an "as needed" basis.</p>										

CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input type="checkbox"/> Business License Verified (Purchasing & Department) N/A <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)	
ATTACHMENTS	A copy of Resolution No. 17279 and the Abstract of Bids.	
REVIEW	Department Director:	Date:
	Finance (Budget Approval): <i>If applicable</i>	Date:
	Division Manager: 	Date: 3/4/11
	County Counselor's Office:	Date:

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the \_\_\_\_\_ Fund in \_\_\_\_\_.
- 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.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # \_\_\_\_\_
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

**Barbara J. Casamento**

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**From:** Jim Radovich [jradovich@charterfunerals.com]  
**Sent:** Thursday, March 03, 2011 3:54 PM  
**To:** Barbara J. Casamento  
**Subject:** County Contract

Barb,

It was nice speaking with you today. To confirm our conversation, Charter Funerals of Missouri, LLC is willing to assist Jackson County during the Marts turmoil and subsequent termination of his agreement. Charter Funerals, for remaining term of contract, will perform the indigent services at the pricing Charter Funerals had previously submitted.

As I explained, Charter Funerals will put forth substantial effort to get set up to provide these services. In order to justify our effort and commitment, I am requesting that the Jackson County Legislature consider setting the term of this agreement for a minimum of one year.

Charter Funerals is committed to performing Distinctive Services at Exceptional Savings. We will treat all of these people with the same respect.

Sincerely,

Jim Radovich  
Charter Funerals

ABSTRACT OF BIDS

NO	DESCRIPTION	UNIT	QTY	Slider	Marts	Charter	AMOUNT	AMOUNT	AMOUNT
				Funeral Home	Memorial Services	Funerals	AMOUNT	AMOUNT	AMOUNT
1	Total base bid			See bid	see bid	See bid			

CERTIFICATION OF BID OPENING  
 BIDS WERE PUBLICLY  
 OPENED AND RECORDED  
 ON July 14 2009 BY  
 Clerk of the Legislature  
 Purchasing