



Jackson County Health Department

Oct. 20-27, 2021

COVID-19

Data

More in depth data can be found on the [JACOHD dashboard](#).

JACOHD

- Total Cases – 39,908
- Total Deaths – 521

Totals by Week:

- Cases – 355
- Deaths – 8

**Note: Cases from Independence, MO have been removed from the Jackson County Health Department data dashboard. There has been a delay in data reporting from the state level. Therefore, these data are provisional and are subject to change.

Current Outbreaks

- Cedarhurst of Blue Springs – 7
- Harmony House – 8
- Village at Carrol Park – 16
- Shanahan Group Home – 6

**Outbreaks are considered concluded after two incubation periods (28 days) since the onset date of the last case of COVID-19, and are thus removed from the list.

JACOHD/Jackson County Vaccine Data

**Jackson County vaccine data can be found [here](#).

JACOHD

- Total doses administered – 78,656
- Jackson County
 - 52.4% of Jackson County residents have initiated vaccination; 47.4% have completed vaccination
 - Jackson County’s population: 269,503
 - 141,153 first doses have been administered; 272,043 total doses have been administered

JACOHD/TMC Sponsored Testing

Tuesday, Nov. 2, 2021	10 a.m. - 2 p.m. – 616 NE Douglas St, Lee’s Summit
Weds., Nov. 3, 2021	10 a.m. - 2 p.m. – 616 NE Douglas St, Lee’s Summit
Symptomatic Testing:	Call 816-404-CARE

JACOHD Vaccine Clinics

Everyone over the age of 12 is eligible for vaccination. Residents can visit jacohd.org/events to find clinic registration and walk-in hours.

Thursday, Oct. 28, 2021	9 a.m. – 4 p.m. – Ralph Powell Road, Lee’s Summit 4 p.m. – 7 p.m. – Lone Jack Library
Friday, Oct. 29, 2021	9 a.m. – 4 p.m. – Ralph Powell Road, Lee’s Summit
Monday, Nov. 1, 2021	9 a.m. – 4 p.m. – Ralph Powell Road, Lee’s Summit
Tuesday, Nov. 2, 2021	9 a.m. – 4 p.m. – Ralph Powell Road, Lee’s Summit 11:30 a.m. – 1 p.m. – Hawthorne Place Apartments
Wednesday, Nov. 3, 2021	9 a.m. – 4 p.m. – Ralph Powell Road, Lee’s Summit 4 p.m. – 7 p.m. – Grain Valley Library

PPE Supply

The supply rate meets the demand rate.

JCDC Testing

JACOHD is continually working with JCDC on reporting and investigation.

Regional Coordination Meetings

Health Care Coalition Steering Committee Meeting, Public Health Risk Communication Coordination Meeting, Hospitals & Public Health Meeting, Communicable Disease COVID-19 Update Meeting, Missouri Center for Public Health Excellence Meeting, Public Health Coordination Meeting, Public Health Directors Meeting, Multi Agency Coordination Resource Section Support Meeting, Community Organizations Active in Disaster Meeting



COUNTY LEGISLATURE JACKSON COUNTY, MISSOURI

MARY JO SPINO

CLERK OF THE COUNTY LEGISLATURE
415 East 12th Street
Kansas City, MO 64106

201 West Lexington, 2nd Floor
Independence, MO 64050

October 29 – November 4, 2021

10-29-2021 Friday

NO MEETINGS –

11-01-2021 Monday

NO JUSTICE & LAW ENFORCEMENT, INTER-GOVERNMENTAL AFFAIRS, HEALTH & ENVIRONMENT, LAND USE, PUBLIC WORKS, RULES, OR SITE PREPARATION OVERSIGHT COMMITTEE MEETINGS

9:30 A.M.

Budget Committee Meeting –
Jackson County Courthouse, 415 East 12th Street,
2nd Floor, Kansas City Legislative Assembly Area

9:50 A.M.

Anti-Crime Committee Meeting –
Jackson County Courthouse, 415 East 12th Street,
2nd Floor, Kansas City Legislative Assembly Area

9:55 A.M.

Finance & Audit Committee Meeting –
Jackson County Courthouse, 415 East 12th Street,
2nd Floor, Kansas City Legislative Assembly Area

10:00 A.M.

**LEGISLATIVE MEETING –
Jackson County Courthouse, 415 East 12th Street,
2nd Floor, Kansas City Legislative Assembly Area**

11-02-2021 Tuesday

2:05 P.M.

Bid Opening Purchasing Department –
Hila “Dutch” Newman Legislative Conference Room
415 East 12th Street, 2nd Floor, Kansas City, MO

4:00 P.M.

Medicare Advantage Information Session for Jackson County Associates.
Jackson County Courthouse, 415 East 12th Street,
2nd Floor, Kansas City Legislative Assembly Area

11-03-2021 Wednesday

NO MEETINGS –

11-04-2021 Thursday 10:30 A.M. Housing Resources Commission Meeting –
Jackson County Courthouse, 415 East 12th Street,
2nd Floor, Kansas City Legislative Assembly Area

Persons with disabilities wishing to participate in the above meetings and who require a reasonable accommodation may call the County Clerk's Office at 881-3242 or 1-800-735-2466 (Missouri Relay). Forty-eight (48) hour notice is required. To put information on Activity Calendar, please contact the County Clerk's Office by NOON Wednesday of each week

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION ending the County's current mask mandate order effective upon adoption of this Resolution.

RESOLUTION NO. 20798, October 25, 2021

INTRODUCED BY Dan Tarwater III, Theresa Cass Galvin, and Jeanie Lauer, County Legislators

WHEREAS, Resolution No. 20781, dated October 4, 2021, extended the County's mask mandate order (the "Renewed Public Health Order") until November 7, 2021; and,

WHEREAS, the County's COVID-19 cases are declining in eastern Jackson County, Missouri, with an 8% positivity rate which is below the 10% threshold, as reported by the Jackson County Health Department; and,

WHEREAS, according to the COVID dashboard produced by the Mid-America Regional Council, daily average new cases of COVID-19 in eastern Jackson County are well below peak levels reported in August 2021; and [now therefore],

WHEREAS, it is strongly encouraged that those who are not eligible to be vaccinated, including children and people who are immunocompromised, continue to wear a mask in public; now therefore,

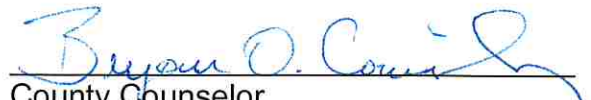
BE IT RESOLVED by the County Legislature of Jackson County, Missouri, as authorized by section 67.265.2, RSMo, that the Renewed Public Health Order be and hereby is terminated upon the adoption of this Resolution.

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 No. 20798 of October 25, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE authorizing the issuance of not to exceed \$13,300,000 principal amount of special obligation refunding bonds (Truman Medical Center d/b/a University Health Project), series 2021B, of Jackson County, Missouri, and authorizing certain other documents and actions by the County.

ORDINANCE NO. 5559, November 1, 2021

INTRODUCED BY Dan Tarwater III, County Legislator

WHEREAS, Jackson County, Missouri (the “County”), operates pursuant to a County Charter and is a political subdivision of the State of Missouri, duly created, organized and existing under and by virtue of the Constitution and laws of the State of Missouri; and,

WHEREAS, the County previously issued the Special Obligation Refunding Bonds (Truman Medical Center Projects), Series 2012 (the “Series 2012 Bonds”), for the purpose of refinancing certain capital improvements; and,

WHEREAS, the County is authorized under the provisions of the Constitution of Missouri and its Charter to issue and sell special obligation bonds and desires to issue its Special Obligation Refunding Bonds (Truman Medical Center d/b/a University Health Project), Series 2021B (the “Bonds”) for the purposes of providing funds, together with other available funds, (i) to current refund the Series 2012 Bonds maturing on December 1, 2023, and thereafter (the “Refunded Bonds”) and (ii) to pay costs of issuing the Bonds and refunding the Refunded Bonds; and,

WHEREAS, it is hereby found and determined that it is necessary and advisable and in the best interest of the County and of its inhabitants that the Bonds be issued and secured in the form and manner as hereinafter provided to provide funds for such purposes and to provide that the principal of and interest on such special obligations bonds shall be payable solely from amounts appropriated on an annual basis by the Legislature; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, as follows:

Section 101. Definitions of Words and Terms. In addition to words and terms defined elsewhere herein, the following words and terms as used in this Ordinance shall have the following meanings:

“Arbitrage Instructions” means the arbitrage investment and rebate instructions contained in the County’s Federal Tax Certificate, as the same may be amended or supplemented in accordance with the provisions thereof.

“Bond Counsel” means Gilmore & Bell, P.C., Kansas City, Missouri, or other attorneys or firm of attorneys with a nationally recognized standing in the field of municipal bond financing selected by the County.

“Bond Payment Date” means any date on which principal of or interest on any Bond is payable.

“Bond Purchase Agreement” means the Forward Delivery Bond Purchase Agreement between the County and the Purchaser with respect to the Bonds.

“Bond Register” means the books for the registration, transfer and exchange of Bonds kept at the office of the Paying Agent.

“Bondowner” or **“Registered Owner”** means, when used with respect to any Bond, the Person in whose name such Bond is registered on the Bond Register.

“Bond” or **“Bonds”** means the Special Obligation Refunding Bonds (Truman Medical Center d/b/a University Health Project), Series 2021B, authorized and issued by the County pursuant to this Ordinance.

“Business Day” means a day, other than a Saturday, Sunday or holiday, on which the Paying Agent is scheduled in the normal course of its operations to be open to the public for conduct of its banking operations.

“Cede & Co.” means Cede & Co., as nominee name of The Depository Trust Company, New York, New York or any successor nominee of the Securities Depository with respect to the Bonds.

“Code” means the Internal Revenue Code of 1986, as amended.

“County” means Jackson County, Missouri, and any successors or assigns.

“Costs of Issuance Fund” means the fund by that name referred to in **Section 501** hereof.

“Debt Service Fund” means the fund by that name referred to in **Section 501** hereof.

“Defaulted Interest” means interest on any Bond that is payable but not paid on any Interest Payment Date.

“Defeasance Obligations” means any of the following obligations:

(a) United States Government Obligations that are not subject to redemption in advance of their maturity dates;

(b) obligations of any state or political subdivision of any state, the interest on which is excluded from gross income for federal income tax purposes and that meet the following conditions:

(1) the obligations are (i) not subject to redemption prior to maturity or (ii) the trustee for such obligations has been given irrevocable instructions

concerning their calling and redemption and the issuer of such obligations has covenanted not to redeem such obligations other than as set forth in such instructions;

(2) the obligations are secured by cash or United States Government Obligations that may be applied only to principal of, premium, if any, and interest payments on such obligations;

(3) such cash and the principal of and interest on such United States Government Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the obligations;

(4) such cash and United States Government Obligations serving as security for the obligations are held in an escrow fund by an escrow agent or a trustee irrevocably in trust; and

(5) such cash and United States Government Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; or

(c) Cash.

“Escrow Agreement” means the Escrow Letter of Instructions from the County to BOKF, N.A., as paying agent for the payment of the Refunded Bonds.

“Escrow Fund” means the debt service fund created under Ordinance #4432 of Jackson County, Missouri, adopted August 13, 2012, related to the Refunded Bonds.

“Federal Tax Certificate” means the Federal Tax Certificate delivered by the County with respect to the Bonds, as from time to time amended in accordance with the provisions thereof.

“Fiscal Year” means the fiscal year of the County, currently the twelve-month period beginning January 1 and ending December 31.

“Interest Payment Date” means the Maturity of an installment of interest on any Bond.

“Maturity” means, when used with respect to any Bond, the date on which the principal of such Bond becomes due and payable as therein and herein provided, whether at the Stated Maturity thereof or call for redemption in whole or otherwise.

“Ordinance” means this Ordinance adopted by the governing body of the County, authorizing the issuance of the Bonds, as amended from time to time.

“Outstanding” means, when used with reference to the Bonds, as of any particular date of determination, all Bonds theretofore authenticated and delivered hereunder, except the following Bonds:

(a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;

(b) Bonds deemed to be paid in accordance with the provisions of **Section 701** hereof; and

(c) Bonds in exchange for or in lieu of which other Bonds have been authenticated and delivered hereunder.

“Participants” means those financial institutions for whom the Securities Depository effects book-entry transfers and pledges of securities deposited with the Securities Depository, as such listing of Participants exists at the time of such reference.

“Paying Agent” means the paying agent to be designated by the County for the Bonds.

“Permitted Investments” means any of the following securities if and to the extent the same are at the time legal for investment of the County’s funds:

(a) United States Government Obligations;

(b) bonds, notes or other obligations of the State of Missouri, or any political subdivision of the State of Missouri, that at the time of their purchase are rated in either of the two highest rating categories by a nationally recognized rating service;

(c) repurchase agreements with any bank, bank holding company, savings and loan association, trust company, or other financial institution organized under the laws of the United States or any state, that are continuously and fully secured by any one or more of the securities described in clause (a), (b) or (d) and that have a market value at all times at least equal to the principal amount of such repurchase agreement and are held in a custodial or trust account for the benefit of the County;

(d) obligations of Government National Mortgage Association, the Federal Financing Bank, the Federal Intermediate Credit Corporation, Federal Banks for Cooperatives, Federal Land Banks, Federal Home Loan Banks, Farm Service Agency and Federal Home Loan Mortgage Association;

(e) certificates of deposit or time deposits, whether negotiable or nonnegotiable, issued by any bank or trust company organized under the laws of the United States or any state, provided that such certificates of deposit or time

deposits shall be either (1) continuously and fully insured by the Federal Deposit Insurance Corporation, or (2) continuously and fully secured by such securities as are described above in clauses (a) through (d), inclusive, which shall have a market value at all times at least equal to the principal amount of such certificates of deposit or time deposits;

(f) money market mutual funds (1) that invest in Government Obligations, and (2) that are rated in either of the two highest categories by a nationally recognized rating service; and

(g) any other securities or investments that are lawful for the investment of moneys held in such funds or accounts under the laws of the State of Missouri.

“Person” means any natural person, corporation, partnership, limited liability company, joint venture, association, firm, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof or other public body.

“Placement Agents” means Hilltop Securities, Inc., and Valdes & Moreno.

“Purchase Price” means the principal amount of the Bonds plus any accrued interest to the delivery date and plus any premium or less any discount as set forth in the bid of the Purchaser.

“Purchaser” means the original purchasers of the Bonds selected by the County Executive within the parameters provided in this Ordinance for the issuance of the Bonds in response to proposals submitted for the benefit of the County requested by the Placement Agents for the County.

“Record Date” means, for the interest payable on any Interest Payment Date, the 15th day (whether or not a Business Day) of the calendar month next preceding such Interest Payment Date.

“Redemption Date” means, when used with respect to any Bond to be redeemed, the date fixed for the redemption of such Bond pursuant to the terms of this Ordinance.

“Redemption Price” means, when used with respect to any Bond to be redeemed, the price at which such Bond is to be redeemed pursuant to the terms of this Ordinance, including the applicable redemption premium, if any, but excluding installments of interest whose Stated Maturity is on or before the Redemption Date.

“Refunded Bonds” means the Series 2012 Bonds maturing on December 1, 2023 and thereafter.

“Replacement Bonds” means Bonds issued to the beneficial owners of the Bonds in accordance with **Section 210** hereof.

“Series 2012 Bonds” means the Special Obligation Refunding Bonds (Truman Medical Center Project) Series 2012 issued by the County.

“Securities Depository” means, initially, The Depository Trust Company, New York, New York, and its successors and assigns.

“Special Record Date” means the date fixed by the Paying Agent pursuant to **Section 204** hereof for the payment of Defaulted Interest.

“Stated Maturity” means, when used with respect to any Bond or any installment of interest thereon, the date specified in such Bond and this Ordinance as the fixed date on which the principal of such Bond or such installment of interest is due and payable.

“United States Government Obligations” means bonds, notes, certificates of indebtedness, treasury bills or other securities constituting direct obligations of, or obligations the principal of and interest on which are fully and unconditionally guaranteed as to full and timely payment by, the United States of America, including evidences of a direct ownership interest in future interest or principal payments on obligations issued or guaranteed by the United States of America (including the interest component of obligations of the Resolution Funding Corporation), or securities that represent an undivided interest in such obligations, and such obligations are held in a custodial account for the benefit of the County.

Section 201. Authorization of Bonds. There shall be issued and hereby are authorized and directed to be issued the Special Obligation Refunding Bonds (Truman Medical Center d/b/a University Health Project), Series 2021B of the County in a principal amount of not to exceed \$13,300,000 (the “Bonds”), for the purpose of (1) refunding the Refunded Bonds and (2) paying costs related to the issuance of the Bonds and the refunding of the Refunding Bonds.

Section 202. Description of Bonds. The Bonds shall consist of a single fully registered bonds without coupons, numbered from R-1 upward in order of issuance, and shall be issued in denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof or, if the Outstanding principal amount of the Bonds is less than \$100,000, an amount equal to the Outstanding principal amount of the Bonds. The Bonds shall be substantially in the form set forth in **Exhibit A** attached hereto, and shall be subject to registration, transfer and exchange as provided in **Section 205** hereof.

All of the Bonds shall be dated their date of delivery, shall become due as set forth below, shall be subject to redemption and payment prior to their Stated Maturities, and shall bear interest at the respective rates per annum, as set forth in the Bond Purchase Agreement; provided that (1) the principal amount of the Bonds shall not exceed \$13,300,000, (2) the Bonds shall have a final maturity not later than 2027, (3) the Bonds shall have a weighted average maturity of not less than 2 years and not more than 5 years, (4) the Bonds shall bear interest at various interest rates not to exceed a true interest cost

of 1.50% per annum, and (5) the refunding of the Refunded Bonds will provide present value savings of at least 3% of the principal amount of the Refunded Bonds. The final terms of the Bonds shall be specified in the Bond Purchase Agreement upon the execution thereof, and the signatures of the officers of the County executing the Bond Purchase Agreement shall constitute conclusive evidence of their approval and the County's approval thereof.

The Bonds shall bear interest at the rates specified above (computed on the basis of a 360-day year of twelve 30-day months) from the date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, payable semiannually on June 1 and December 1 in each year, beginning on June 1, 2023.

Section 203. Designation of Paying Agent. The County Executive will designate the paying agent for the payment of principal of and interest on the Bonds and bond registrar with respect to the registration, transfer and exchange of Bonds (the "Paying Agent") based on the best proposal submitted to the County.

The County will at all times maintain a Paying Agent meeting the qualifications herein described for the performance of the duties hereunder. The County reserves the right to appoint a successor Paying Agent by (1) filing with the Paying Agent then performing such function a certified copy of the proceedings giving notice of the termination of such Paying Agent and appointing a successor, and (2) causing notice of the appointment of the successor Paying Agent to be given by first class mail to each

Bondowner. The Paying Agent may resign upon giving written notice by first class mail to the County and the Registered Owners not less than 60 days prior to the date such resignation is to take effect. No resignation or removal of the Paying Agent shall become effective until a successor acceptable to the County has been appointed and has accepted the duties of Paying Agent.

Every Paying Agent appointed hereunder shall at all times be a commercial banking association or corporation or trust company authorized to do business in the State of Missouri organized and doing business under the laws of the United States of America or of the State of Missouri, authorized under such laws to exercise trust powers and subject to supervision or examination by federal or state regulatory authority.

Section 204. Method and Place of Payment of Bonds. The principal or Redemption Price of each Bond shall be paid at Maturity by check or draft to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the payment office of the Paying Agent.

The principal of and Redemption Price of each Bond shall be paid at Maturity by check or draft to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the payment office of the Paying Agent. The principal or Redemption Price of and interest on the Bonds shall be paid other than at Maturity to the Person in whose name the Bonds are registered on the Bond Register on the Record Date thereof by check or draft or electronic transfer

as described herein for the payment of interest. Upon payment other than at Maturity without presentation of the Bond, the Paying Agent shall record the amount of such principal payment on the registration books for the Bonds maintained by the Paying Agent on behalf of the County. If any Bond is presented to the Paying Agent for such payment, the Paying Agent shall also record the amount of such principal payment on the registration books for the Bonds maintained by the Paying Agent on behalf of the County. Notwithstanding the foregoing, the registration books maintained by the Paying Agent shall be the official record of the principal amount on the Bonds at any time, and the Bondowner is not required to present the Bonds for action by the Paying Agent with each payment of principal on the Bond other than for payments at Maturity. The records of the Paying Agent related to the principal amount Outstanding from time to time shall be conclusive, absent manifest error.

The principal of and interest on each Bond payable on any payment date shall be paid to the Registered Owner of such Bond as shown on the Bond Register at the close of business on the Record Date by check or draft mailed by the Paying Agent to such Registered Owner at the address shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by any Registered Owner of Bonds, or by electronic transfer to such Registered Owner upon written notice signed by such Registered Owner given to the Paying Agent not less than 5 days prior to the Record Date, and containing the electronic transfer instructions including the bank (which shall be in the continental United States), ABA routing number, address and account name and

account number to which such Registered Owner wishes to have such transfer directed and an acknowledgment that an electronic transfer fee is payable.

Notwithstanding the foregoing provisions of this Section, any Defaulted Interest with respect to any Bond shall cease to be payable to the Registered Owner of such Bond on the relevant Record Date and shall be payable to the Registered Owner in whose name such Bond is registered at the close of business on the Special Record Date for the payment of such Defaulted Interest, which Special Record Date shall be fixed as hereinafter specified in this paragraph. The County shall notify the Paying Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment (which date shall be at least 30 days after receipt of such notice by the Paying Agent) and shall deposit with the Paying Agent at the time of such notice an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Paying Agent for such deposit prior to the date of the proposed payment. Following receipt of such funds the Paying Agent shall fix a Special Record Date for the payment of such Defaulted Interest that shall be not more than 15 nor less than 10 days prior to the date of the proposed payment. The Paying Agent shall promptly notify the County of such Special Record Date and, in the name and at the expense of the County, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, by first class mail, postage prepaid, to each Registered Owner of a Bond entitled to such notice at the address of such Registered Owner as it appears on the Bond Register not less than 10 days prior to such Special Record Date.

Section 205. Registration, Transfer and Exchange of Bonds. The County covenants that, as long as any of the Bonds remain Outstanding, it will cause the Bond Register to be kept at the office of the Paying Agent as herein provided. Each Bond when issued shall be registered in the name of the owner thereof on the Bond Register.

Bonds may be transferred and exchanged only on the Bond Register as provided in this Section. Upon surrender of any Bond at the payment office of the Paying Agent, the Paying Agent shall transfer or exchange such Bond for a new Bond or Bonds in any authorized denomination of the same series and Stated Maturity and in the same aggregate principal amount as the Bond that was presented for transfer or exchange. Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form and with guarantee of signature satisfactory to the Paying Agent, duly executed by the Registered Owner thereof or by the Registered Owner's duly authorized agent.

Bonds may be transferred and exchanged only on the Bond Register as provided in this Section. Upon surrender of any Bond at the payment office of the Paying Agent, the Paying Agent shall transfer or exchange such Bond for a new Bond or Bonds in any authorized denomination of the same Stated Maturity and in the same aggregate principal amount as the Bond that was presented for transfer or exchange. Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form satisfactory to the Paying Agent, duly

executed by the Registered Owner thereof or by the Registered Owner's duly authorized agent. The registered owner of the Bonds shall have the right at any time to assign, transfer or convey Bonds or any interest therein or portion thereof, but no such assignment, transfer or conveyance shall be effective as against the County unless and until such registered owner has delivered to the County and the Paying Agent written notice thereof that discloses the name and address of the assignee and such assignment, transfer or conveyance shall be made only to (i) an affiliate of the registered owner, (ii) a "qualified institutional buyer" under Rule 144A promulgated under the Securities Act of 1933 or (iii) an "accredited investor" under Rule 501(a) of Regulation D promulgated under the Securities Act of 1933. Nothing herein shall limit the right of the registered owner or its assignees to sell or assign the Bonds to one or more entities listed in (i), (ii) or (iii).

In all cases in which the privilege of transferring or exchanging Bonds is exercised, the Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The County shall pay the fees and expenses of the Paying Agent for the registration, transfer and exchange of Bonds provided for by this Ordinance and the cost of printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Paying Agent, are the responsibility of the Registered Owners of the Bonds. In the event any Registered Owner fails to provide a correct taxpayer identification number to the Paying Agent, the Paying Agent may make a charge against such Registered Owner sufficient to pay any governmental charge required to be paid as a result of such failure. In compliance with

Section 3406 of the Code, such amount may be deducted by the Paying Agent from amounts otherwise payable to such Registered Owner hereunder or under the Bonds.

The County and the Paying Agent shall not be required (a) to register the transfer or exchange of any Bond that has been called for redemption after notice of such redemption has been mailed by the Paying Agent pursuant to **Section 303** hereof and during the period of 15 days next preceding the date of mailing of such notice of redemption, or (b) to register the transfer or exchange of any Bond during a period beginning at the opening of business on the day after receiving written notice from the County of its intent to pay Defaulted Interest and ending at the close of business on the date fixed for the payment of Defaulted Interest pursuant to **Section 204** hereof.

The County and the Paying Agent may deem and treat the Person in whose name any Bond is registered in the Bond Register as the absolute owner of such Bond, whether such Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal or Redemption Price of and interest on said Bond and for all other purposes. All payments so made to any such Registered Owner or upon the Registered Owner's order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the County nor the Paying Agent shall be affected by any notice to the contrary.

Section 206. Execution, Registration, Authentication and Delivery of Bonds.

Each of the Bonds, including any Bonds issued in exchange or as substitutions for the

Bonds initially delivered, shall be signed by the manual or facsimile signature of the County Executive and attested by the manual or facsimile signature of the County Clerk and shall have the official seal of the County affixed or imprinted thereon. In case any officer whose signature appears on any Bond ceases to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, as if such person had remained in office until delivery. Any Bond may be signed by such persons who at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

The County Executive and County Clerk are hereby authorized and directed to prepare and execute the Bonds in the manner herein specified, and, when duly executed and registered, to deliver the Bonds to the Paying Agent for authentication.

The Bonds shall have endorsed thereon a certificate of authentication substantially in the form set forth in **Exhibit A** attached hereto, which shall be manually executed by an authorized officer or employee of the Paying Agent, but it shall not be necessary that the same officer or employee sign the certificate of authentication on all of the Bonds that may be issued hereunder at any one time. No Bond shall be entitled to any security or benefit under this Ordinance or be valid or obligatory for any purpose unless and until such certificate of authentication has been duly executed by the Paying Agent. Such executed certificate of authentication upon any Bond shall be conclusive evidence that such Bond has been duly authenticated and delivered under this Ordinance. Upon

authentication, the Paying Agent shall deliver the Bonds to the Purchaser upon payment of the Purchase Price of the Bonds plus accrued interest thereon to the date of their delivery.

Section 207. Mutilated, Destroyed, Lost and Stolen Bonds. If (a) any mutilated Bond is surrendered to the Paying Agent or the Paying Agent receives evidence to its satisfaction of the destruction, loss or theft of any Bond, and (b) there is delivered to the Paying Agent such security or indemnity as may be required by the Paying Agent, then, in the absence of notice to the Paying Agent that such Bond has been acquired by a bona fide purchaser, the County shall execute and the Paying Agent shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of the same series and Stated Maturity and of like tenor and principal amount.

If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Paying Agent, in its discretion, may pay such Bond instead of issuing a new Bond.

Upon the issuance of any new Bond under this Section, the County may require the payment by the Registered Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith.

Every new Bond issued pursuant to this Section shall constitute a replacement of the prior obligation of the County and shall be entitled to all the benefits of this Ordinance equally and ratably with all other Outstanding Bonds.

Section 208. Cancellation and Destruction of Bonds Upon Payment. All Bonds that have been paid or redeemed or that otherwise have been surrendered to the Paying Agent, either at or before Maturity, shall be canceled by the Paying Agent immediately upon the payment, redemption and surrender thereof to the Paying Agent and subsequently destroyed in accordance with the customary practices of the Paying Agent. The Paying Agent shall execute a certificate describing the Bonds so canceled and shall file an executed counterpart of such certificate with the County.

Section 209. Reserved.

Section 210. Reserved.

Section 211. Bond Purchase Agreement. The County is authorized to enter into the Bond Purchase Agreement between the County and the Purchaser, in substantially the form presented to the County Legislature and attached as **Exhibit B**. The County Executive is authorized to execute the Bond Purchase Agreement with such changes therein as such official deems appropriate, for and on behalf of and as the act and deed of the County. The Bonds shall be sold to the Purchaser at the Purchase Price set forth in the Bond Purchase Agreement and subject to the terms provided in **Section 202** herein. Delivery of the Bonds

shall be made to the Purchaser as soon as practicable after the adoption of this Ordinance, upon payment therefor in accordance with the Bond Purchase Agreement.

Section 212. Placement Agents. The Placement Agents are hereby selected as placement agents for the Bonds. The Placement Agents shall be paid an aggregate fee of not to exceed 0.50% of the principal amount of the Bonds for their services as placement agents for the County.

Section 301. Redemption of the Bonds.

(a) The Bonds shall not be subject to optional redemption prior to maturity.

(b) The Bonds shall be subject to mandatory sinking fund redemption upon the terms provided in the Bond Purchase Agreement.

Section 302. Selection of Bonds to Be Redeemed.

(a) The Paying Agent shall call Bonds for redemption and payment and shall give notice of such redemption as herein provided upon receipt by the Paying Agent at least 35 days prior to the Redemption Date of written instructions of the County specifying the principal amount, Stated Maturities, Redemption Date and Redemption Prices of the Bonds to be called for redemption. If the Bonds are refunded more than 90 days in advance of such Redemption Date, any escrow agreement entered into by the County in connection with such refunding shall provide that such written instructions to the Payment

Agent shall be given by or on behalf of the County not more than 90 days prior to the Redemption Date. The Paying Agent may in its discretion waive such notice period so long as the notice requirements set forth in **Section 303** hereof are met. The foregoing provisions of this paragraph shall not apply to the mandatory redemption of Bonds hereunder, and Bonds shall be called by the Paying Agent for redemption pursuant to such mandatory redemption requirements without the necessity of any action by the County and whether or not the Paying Agent shall hold moneys available and sufficient to effect the required redemption.

(b) Bonds shall be redeemed only in the principal amount of \$5,000 or any integral multiple thereof; provided, however, in all events the principal amount of the Bonds shall remain outstanding in authorized denominations as provided in this Ordinance. When less than all of the Outstanding Bonds are to be redeemed, such Bonds shall be redeemed from the Stated Maturities selected by the County, and Bonds of less than a full Stated Maturity shall be selected by the Paying Agent in \$5,000 units of principal amount by lot or in such other equitable manner as the Paying Agent may determine.

(c) In the case of a partial redemption of Bonds when Bonds of denominations greater than \$5,000 are then Outstanding, then for all purposes in connection with such redemption each \$5,000 of face value shall be treated as though it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of face value represented by any Bond are selected for redemption, then

upon notice of intention to redeem such \$5,000 unit or units, the Registered Owner of such Bond or the Registered Owner's duly authorized agent shall present and surrender such Bond to the Paying Agent (1) for payment of the Redemption Price and interest to the Redemption Date of such \$5,000 unit or units of face value called for redemption, and (2) for exchange, without charge to the Registered Owner thereof, for a new Bond or Bonds of the aggregate principal amount of the unredeemed portion of the principal amount of such Bond. If the Registered Owner of any such Bond fails to present such Bond to the Paying Agent for payment and exchange as aforesaid, such Bond shall, nevertheless, become due and payable on the redemption date to the extent of the \$5,000 unit or units of face value called for redemption (and to that extent only).

Section 303. Notice and Effect of Call for Redemption. Unless waived by any Registered Owner of Bonds to be redeemed, official notice of any redemption shall be given by the Paying Agent on behalf of the County by mailing a copy of an official redemption notice by first class mail at least 20 days prior to the Redemption Date to the Purchaser of the Bonds and each Registered Owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register.

All official notices of redemption shall be dated and shall contain (i) the date of issue of the Bonds as originally issued; (ii) the rate of interest borne by each Bond being redeemed; (iii) the maturity date of each Bond being redeemed; and the following information:

(a) the Redemption Date;

(b) the Redemption Price;

(c) if less than all Outstanding Bonds are to be redeemed, the identification of the Bonds to be redeemed (such identification to include interest rates, maturities, CUSIP numbers and such additional information as the Paying Agent may reasonably determine);

(d) a statement that on the Redemption Date the Redemption Price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after the Redemption Date; and

(e) the place where such Bonds are to be surrendered for payment of the Redemption Price, which shall be the payment office of the Paying Agent.

The failure of any Registered Owner to receive notice given as heretofore provided or a defect therein shall not invalidate any redemption.

With respect to redemptions, such notice may be conditioned upon moneys being on deposit with the Paying Agent on or prior to the redemption date in an amount sufficient to pay the Redemption Price on the Redemption Date. If such notice is conditional and either the Paying Agent receives written notice from the County that moneys sufficient to

pay the Redemption Price will not be on deposit on the Redemption Date, or such moneys are not received on the Redemption Date, then such notice shall be of no force and effect, the Paying Agent shall not redeem such Bonds and the Paying Agent shall give notice, in the same manner in which the notice of redemption was given, that such moneys were not or will not be so received and that such Bonds will not be redeemed.

On or prior to any Redemption Date, the County shall deposit with the Paying Agent an amount of money sufficient to pay the Redemption Price of all the Bonds or portions of Bonds that are to be redeemed on that date.

Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall become due and payable on the Redemption Date, at the Redemption Price therein specified, and from and after the Redemption Date (unless the County defaults in the payment of the Redemption Price) such Bonds or portion of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with such notice, the Redemption Price of such Bonds shall be paid by the Paying Agent. Installments of interest due on or prior to the Redemption Date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the Registered Owner a new Bond or Bonds of the same series and Stated Maturity in the amount of the unpaid principal as provided herein. All Bonds that have been surrendered for redemption shall be canceled and destroyed by the Paying Agent as provided herein and shall not be reissued.

The Paying Agent is also directed to comply with any mandatory standards then in effect for processing redemptions of municipal securities established by the Securities and Exchange Commission. Failure to comply with such standards shall not affect or invalidate the redemption of any Bond.

For so long as the Securities Depository is effecting book-entry transfers of the Bonds, the Paying Agent shall provide the notices specified in this Section to the Securities Depository. It is expected that the Securities Depository shall, in turn, notify its Participants and that the Participants, in turn, will notify or cause to be notified the beneficial owners. Any failure on the part of the Securities Depository or a Participant, or failure on the part of a nominee of a beneficial owner of a Bond (having been mailed notice from the Paying Agent, the Securities Depository, a Participant or otherwise) to notify the beneficial owner of the Bond so affected, shall not affect the validity of the redemption of such Bond.

Section 401. Security for the Bonds. The Bonds shall be special obligations of the County payable as to both principal and interest solely from annual appropriations of funds by the County for such purpose to be deposited in the Debt Service Fund. The obligation of the County to make payments into the Debt Service Fund and for any other obligations of the County under this Ordinance do not constitute a general obligation or indebtedness of the County for which the County is obligated to levy or pledge any form of taxation, or for which the County has levied or pledged any form of taxation and shall not be construed to be a debt of the County in contravention of any applicable constitutional, statutory or charter debt limitation or restriction but in each Fiscal Year

shall be payable solely from the amounts pledged or appropriated therefor (i) out of the income and revenues provided for such year, plus (ii) any unencumbered balances for previous years. Subject to the preceding sentence, the obligations of the County to make payments hereunder and to perform and observe any other covenant and agreement contained herein shall be absolute and unconditional.

The Bonds do not constitute a debt of the County, the State of Missouri or any political subdivision thereof, and do not constitute an indebtedness, within the meaning of any constitutional, statutory or charter debt limitation or restriction.

No recourse shall be had for the payment of the principal of or interest on any of the Bonds or for any claim based thereon or upon any obligation, covenant or agreement in this Ordinance contained, against any past, present or future elected official of the County or any trustee, officer, official, employee or agent of the County, as such, either directly or through the County or any successor to the County, under any rule of law or equity, statute or constitution or by the enforcement of any assessment or penalty or otherwise.

The covenants and agreements of the County contained herein and in the Bonds shall be for the equal benefit, protection and security of the legal owners of any or all of the Bonds, all of which Bonds shall be of equal rank and without preference or priority of one Bond over any other Bond in the application of the funds to the payment of the

principal of and the interest on the Bonds, or otherwise, except as to the rate of interest and Stated Maturity as provided in this Ordinance.

Section 402. Covenant to Request Appropriations. The County Legislature hereby directs that from and after delivery of the Bonds and so long as any of the Bonds remain Outstanding, subject to **Section 401** hereof, the County Executive, the Director of Finance or any other officer of the County at any time charged with the responsibility of formulating budget proposals to include in each annual budget an appropriation of the amount necessary (after taking into account any moneys legally available for such purpose) to pay debt service on the Bonds and to make other payments required pursuant to this Ordinance. The County is not required or obligated to make any such annual appropriation, and the decision whether or not to appropriate such funds will be solely within the discretion of the then current County Legislature.

Section 501. Establishment of Funds. There have been or shall be established with the County and shall be held and administered by the County the following funds for the Bonds:

- (a) Series 2021B Costs of Issuance Fund (the “Costs of Issuance Fund”).
- (b) Series 2021B Debt Service Fund (the “Debt Service Fund”).

Each fund shall be maintained as a separate and distinct fund and the moneys therein shall be held, managed, invested, disbursed and administered as provided in this Ordinance. All moneys deposited in the funds shall be used solely for the purposes set forth in this Ordinance. The County shall keep and maintain adequate records pertaining to each fund and all disbursements therefrom.

The Escrow Fund is held by the Escrow Agent pursuant to the Escrow Agreement.

Section 502. Deposit of Bond Proceeds. The net proceeds received from the sale of the Bonds, together with other funds legally available for the following purposes, shall be deposited simultaneously with the delivery of the Bonds as follows:

(a) an amount from the sale of the Bonds shall be deposited in the Costs of Issuance Fund to provide for the payment of costs related to the issuance of the Bonds and the refunding of the Refunded Bonds, and any moneys remaining in the Costs of Issuance Fund after all costs of issuing the Bonds have been paid, shall be transferred to the Debt Service Fund.

(b) the remainder of the proceeds from the sale of the Bonds, together with other funds legally available for such purpose, shall be deposited in the Escrow Fund and used to pay the principal of and interest on the Refunded Bonds when due and when called for redemption, in accordance with the Escrow Agreement. Any moneys remaining in the Escrow Fund after the Refunded Bonds have been

redeemed and after all costs of issuing the Bonds have been paid, shall be transferred to the Debt Service Fund.

Section 503. Application of Moneys in Debt Service Fund. All amounts paid and credited to the Debt Service Fund shall be expended and used by the County for the purpose of paying the Bonds as and when the same become due and the usual and customary fees and expenses of the Paying Agent. The Paying Agent shall notify the County on or before the 10th day prior to each Payment Date of the amounts necessary to pay the principal of and interest on the Bonds when due. All amounts paid and credited to the Debt Service Fund shall be expended and used by the County for the sole purpose of paying the Bonds and the fees and expenses of the Paying Agent as and when the same become due. All moneys deposited with the Paying Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Ordinance and shall be held in trust by the Paying Agent for the benefit of the Registered Owners of the Bonds entitled to payment from such moneys.

Any moneys or investments remaining in the Debt Service Fund after the retirement of the Bonds shall be transferred and paid into the appropriate fund(s) of the County as permitted by law.

Section 504. Deposits and Investment of Moneys. Moneys in each of the funds created by and referred to in this Ordinance shall be deposited in a bank or banks or other legally permitted financial institutions located in the State of Missouri that are members

of the Federal Deposit Insurance Corporation. All such deposits shall be continuously and adequately secured by the financial institutions holding such deposits as provided by the laws of the State of Missouri. All moneys held in the funds created by this Ordinance shall be accounted for separate and apart from all other funds of the County.

Moneys held in any fund referred to in this Ordinance may be invested in accordance with the investment policy of the County, as such policy may be amended from time to time, in accordance with this Ordinance and the Arbitrage Instructions, in Permitted Investments; provided, however, that no such investment shall be made for a period extending longer than to the date when the moneys invested may be needed for the purpose for which such fund was created. All earnings on any investments held in any fund shall accrue to and become a part of such fund.

Section 505. Nonpresentment of Bonds. If any Bond is not presented for payment when the principal thereof becomes due at Maturity, if funds sufficient to pay such Bond have been made available to the Paying Agent all liability of the County to the Registered Owner thereof for the payment of such Bond shall forthwith cease, determine and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the Registered Owner of such Bond, who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Ordinance or on, or with respect to, said Bond. If any Bond is not presented for payment within one year following the date when such Bond becomes due at Maturity, the Paying Agent shall repay without liability for

interest thereon, to the County the funds theretofore held by it for payment of such Bond, and such Bond shall, subject to the defense of any applicable statute of limitation, thereafter be an unsecured obligation of the County, and the Registered Owner thereof shall be entitled to look only to the County for payment, and then only to the extent of the amount so repaid to it by the Paying Agent, and the County shall not be liable for any interest thereon and shall not be regarded as a trustee of such money.

Section 506. Payments Due on Saturdays, Sundays and Holidays. In any case where a Bond Payment Date is not a Business Day, then payment of principal, Redemption Price or interest need not be made on such Bond Payment Date but may be made on the next succeeding Business Day with the same force and effect as if made on such Bond Payment Date, and no interest shall accrue for the period after such Bond Payment Date.

Section 507. Redemption of Refunded Bonds. The Refunded Bonds are hereby called for redemption and payment when redeemable. The Refunded Bonds shall be redeemed at the office of the paying agent for said bonds, on the redemption date by the payment of the principal thereof, together with the redemption premium and accrued interest thereon to the redemption date. In accordance with the requirements of the ordinance authorizing the Refunded Bonds, the County Executive and/or the Clerk of the County Legislature are hereby directed to cause notice of the call for redemption and payment of the Refunded Bonds to be given in the manner provided in such ordinance. The officers of the County and the paying agent for said Refunded Bonds are hereby

authorized and directed to take such other action as may be necessary in order to effect the redemption and payment of the Refunded Bonds as herein provided.

Section 601. Default and Remedies. The County covenants and agrees that if it defaults in the payment of the principal of or interest on any of the Bonds as the same become due on any Bond Payment Date, or if the County or its governing body or any of the officers, agents or employees thereof fail or refuse to comply with any of the provisions of this Ordinance or of the constitution or statutes of the State of Missouri, and such default continues for a period of 30 days after written notice specifying such default has been given to the County by any Registered Owner of any Bond then Outstanding, or if the County declares bankruptcy, then, at any time thereafter and while such default continues, the Registered Owners of a majority in principal amount of the Bonds then Outstanding may, by written notice to the County filed in the office of the Clerk of the County Legislature or delivered in person to said Clerk, exercise any of the remedies specified below. This provision, however, is subject to the condition that if all arrears of interest upon all of said Bonds, except interest accrued but not yet due on such Bonds, and all arrears of principal upon all of said Bonds has been paid in full and all other defaults, if any, by the County under the provisions of this Ordinance and under the provisions of the statutes of the State of Missouri have been cured, then and in every such case the Registered Owners of a majority in principal amount of the Bonds then Outstanding, by written notice to the County given as hereinbefore specified, may rescind and annul such declaration and its consequences, but no such rescission or annulment shall extend to or affect any subsequent default or impair any rights consequent thereon.

The provisions of this Ordinance, including the covenants and agreements herein contained, shall constitute a contract among the County and the Registered Owners of the Bonds, and the Registered Owner or Owners of not less than a majority in principal amount of the Bonds at the time Outstanding shall have the right for the equal benefit and protection of all Registered Owners of Bonds similarly situated:

(a) by mandamus or other suit, action or proceedings at law or in equity to enforce the rights of such Registered Owner or Owners against the County and its officers, agents and employees, and to require and compel duties and obligations required by the provisions of this Ordinance or by the constitution and laws of the State of Missouri;

(b) by suit, action or other proceedings in equity or at law to require the County, its officers, agents and employees to account as if they were the trustees of an express trust; and

(c) by suit, action or other proceedings in equity or at law to enjoin any acts or things that may be unlawful or in violation of the rights of the Registered Owners of the Bonds.

Section 602. Limitation on Rights of Bondowners. The covenants and agreements of the County contained herein and in the Bonds shall be for the equal

benefit, protection and security of the legal owners of any or all of the Bonds. All of the Bonds shall be of equal rank and without preference or priority of one Bond over any other Bond in the application of the funds herein pledged to the payment of the principal of and the interest on the Bonds, or otherwise, except as to rate of interest, or date of Maturity or right of prior redemption as provided in this Ordinance. No one or more Bondowners secured hereby shall have any right in any manner whatever by their action to affect, disturb or prejudice the security granted and provided for herein, or to enforce any right hereunder, except in the manner herein provided, and all proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all Registered Owners of such Outstanding Bonds.

Section 603. Remedies Cumulative. No remedy conferred herein upon the Bondowners is intended to be exclusive of any other remedy, but each such remedy shall be cumulative and in addition to every other remedy and may be exercised without exhausting and without regard to any other remedy conferred herein. No waiver of any default or breach of duty or contract by the Registered Owner of any Bond shall extend to or affect any subsequent default or breach of duty or contract or shall impair any rights or remedies consequent thereon. No delay or omission of any Bondowner to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or acquiescence therein. Every substantive right and every remedy conferred upon the Registered Owners of the Bonds by this Ordinance may be enforced and exercised from time to time and as often as may be deemed expedient. If any suit, action or proceedings taken by any Bondowner on account

of any default or to enforce any right or exercise any remedy has been discontinued or abandoned for any reason, or has been determined adversely to such Bondowner, then, and in every such case, the County and the Registered Owners of the Bonds shall be restored to their former positions and rights hereunder, respectively, and all rights, remedies, powers and duties of the Bondowners shall continue as if no such suit, action or other proceedings had been brought or taken.

Section 604. No Acceleration. Notwithstanding anything herein to the contrary, the Bonds are not subject to acceleration upon the occurrence of an event of default hereunder.

Section 701. Defeasance. When any or all of the Bonds or scheduled interest payments thereon have been paid and discharged, then the requirements contained in this Ordinance and all other rights granted hereby shall terminate with respect to the Bonds or scheduled interest payments thereon so paid and discharged. Bonds or scheduled interest payments thereon shall be deemed to have been paid and discharged within the meaning of this Ordinance if there has been deposited with the Paying Agent, or other commercial bank or trust company having full trust powers, at or prior to the Stated Maturity or Redemption Date of said Bonds or the interest payments thereon, in trust for and irrevocably appropriated thereto, moneys and Defeasance Obligations that, together with the interest to be earned on any such Defeasance Obligations, will be sufficient for the payment of the principal of said Bonds and interest accrued to the Stated Maturity or Redemption Date, or if default in such payment has occurred on such date,

then to the date of the tender of such payments; provided, however, that if any such Bonds are to be redeemed prior to their Stated Maturity, (1) the County has elected to redeem such Bonds, and (2) either notice of such redemption shall have been given, or the County shall have given irrevocable instructions, or shall have provided for an escrow agent to give irrevocable instructions, to the Paying Agent to give such notice of redemption in compliance with **Section 303** hereof. Any money and Defeasance Obligations that at any time shall be deposited with the Paying Agent or other commercial bank or trust company by or on behalf of the County, for the purpose of paying and discharging any of the Bonds, shall be and are hereby assigned, transferred and set over to the Paying Agent or other bank or trust company in trust for the respective Registered Owners of the Bonds, and such moneys shall be and are hereby irrevocably appropriated to the payment and discharge thereof. All money and Defeasance Obligations deposited with the Paying Agent or other bank or trust company shall be deemed to be deposited in accordance with and subject to all of the provisions of this Ordinance.

In the event of an advance refunding providing for the payment of the Bonds more than 90 days prior to the payment or redemption date of the Bonds, the County shall cause to be delivered a verification report of an independent recognized public accountant verifying the sufficiency of the amounts on deposit with the Paying Agent or other escrow agent to provide for payment in full of the Bonds as provided herein.

Section 801. Tax Covenants.

(a) The County covenants and agrees that (1) it will comply with all applicable provisions of the Code, including Sections 103 and 141 through 150, necessary to maintain the exclusion from federal gross income of the interest on the Bonds, and (2) it will not use or permit the use of any proceeds of Bonds or any other funds of the County, nor take or permit any other action, or fail to take any action, that would adversely affect the exclusion from federal gross income of the interest on the Bonds. The County will also adopt such other ordinances and take such other actions as may be necessary to comply with the Code and with other applicable future laws, regulations, published rulings and judicial decisions, to the extent any such actions can be taken by the County, in order to ensure that the interest on the Bonds will remain excluded from federal gross income. The County covenants and agrees that it will not take any action or permit any action to be taken or omit to take any action or permit the omission of any action reasonably within its control that will cause the Bonds to be “arbitrage bonds” within the meaning of Section 148 of the Code, or that will cause the Bonds to be subject to treatment under Section 141 of the Code as “private activity bonds.”

(b) The County covenants and agrees that (1) it will use the proceeds of the Bonds as soon as practicable and with all reasonable dispatch for the purposes for which the Bonds are issued, and (2) it will not invest or directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the County in any manner, or take or omit to take any action, that would cause the Bonds to be “arbitrage bonds” within the meaning

of Section 148(a) of the Code. The County covenants and agrees that it will pay or provide for the payment from time to time of all rebatable arbitrage to the United States pursuant to Section 148(f) of the Code and the Arbitrage Instructions. This covenant shall survive payment in full or defeasance of the Bonds. The Arbitrage Instructions may be amended or replaced if, in the opinion of Bond Counsel nationally recognized on the subject of municipal bonds, such amendment or replacement will not adversely affect the federal income tax status of the Bonds.

(c) The covenants contained in this Section and in the Federal Tax Certificate shall remain in full force and effect notwithstanding the defeasance of the Bonds pursuant to **Article VII** hereof or any other provision of this Ordinance until the final maturity date of all Bonds Outstanding.

Section 802. Annual Audit. Annually, promptly after the end of the Fiscal Year, the County will cause an audit to be made of its funds and accounts for the preceding Fiscal Year by an independent public accountant or firm of independent public accountants.

Within 30 days after the completion of each such audit, a copy thereof shall be filed in the office of the Clerk of the County Legislature, and a duplicate copy of the audit shall be submitted to the Municipal Securities Rulemaking Board through the Electronic Municipal Market Access system. Such audits shall at all times during the usual business

hours be open to the examination and inspection by any Registered Owner of any of the Bonds, or by anyone acting for or on behalf of such Registered Owner.

As soon as possible after the completion of the annual audit, the Legislature shall review such audit, and if the audit discloses that proper provision has not been made for all of the requirements of this Ordinance, the County shall, subject to **Section 401** hereof, promptly cure such deficiency.

Section 803. Amendments. The rights and duties of the County and the Bondowners, and the terms and provisions of the Bonds or of this Ordinance, may be amended or modified at any time in any respect by ordinance of the County with the written consent of the Registered Owners of not less than a majority in principal amount of the Bonds then Outstanding, such consent to be evidenced by an instrument or instruments executed by such Registered Owners and duly acknowledged or proved in the manner of a deed to be recorded, and such instrument or instruments shall be filed with the County Clerk, but no such modification or alteration shall:

(a) extend the maturity of any payment of principal or interest due upon any Bond;

(b) effect a reduction in the amount that the County is required to pay as principal of or interest on any Bond;

(c) permit preference or priority of any Bond over any other Bond; or

(d) reduce the percentage in principal amount of Bonds required for the written consent to any modification or alteration of the provisions of this Ordinance.

Any provision of the Bonds or of this Ordinance may, however, be amended or modified by ordinance duly adopted by the County Legislature at any time in any legal respect with the written consent of the Registered Owners of all of the Bonds at the time Outstanding.

Without notice to or the consent of any Bondowners, the County may amend or supplement this Ordinance for the purpose of curing any formal defect, omission, inconsistency or ambiguity therein, or in connection with any other change therein that is not materially adverse to the security of the Bondowners.

Every amendment or modification of the provisions of the Bonds or of this Ordinance to which the written consent of the Bondowners is given, as above provided, shall be expressed in an ordinance adopted by the Legislature amending or supplementing the provisions of this Ordinance and shall be deemed to be a part of this Ordinance. A certified copy of every such amendatory or supplemental Ordinance, if any, and a certified copy of this Ordinance shall always be kept on file in the office of the Clerk of the County Legislature, shall be made available for inspection by the Registered Owner of any Bond or a prospective purchaser or owner of any Bond authorized by this

Ordinance, and upon payment of the reasonable cost of preparing the same, a certified copy of any such amendatory or supplemental Ordinance or of this Ordinance will be sent by the Clerk of the County Legislature to any such Bondowner or prospective Bondowner.

Any and all modifications made in the manner hereinabove provided shall not become effective until there has been filed with the County Clerk a copy of the ordinance of the County hereinabove provided for, duly certified, as well as proof of any required consent to such modification by the Registered Owners of the Bonds then Outstanding. It shall not be necessary to note on any of the Outstanding Bonds any reference to such amendment or modification.

The County shall furnish to the Paying Agent a copy of any amendment to the Bonds or this Ordinance that affects the duties or obligations of the Paying Agent under this Ordinance.

Section 804. Notices, Consents and Other Instruments by Bondowners. Any notice, consent, request, direction, approval or other instrument to be signed and executed by the Bondowners may be in any number of concurrent writings of similar tenor and may be signed or executed by such Bondowners in person or by agent appointed in writing. Proof of the execution of any such instrument or of the writing appointing any such agent and of the ownership of Bonds, other than the assignment of the ownership of a Bond, if made in the following manner, shall be sufficient for any of the purposes of this

Ordinance, and shall be conclusive in favor of the County and the Paying Agent with regard to any action taken, suffered or omitted under any such instrument, namely:

(a) The fact and date of the execution by any person of any such instrument may be proved by a certificate of any officer in any jurisdiction who by law has power to take acknowledgments within such jurisdiction that the person signing such instrument acknowledged before such officer the execution thereof, or by affidavit of any witness to such execution.

(b) The fact of ownership of Bonds, the amount or amounts, numbers and other identification of Bonds, and the date of holding the same shall be proved by the Bond Register.

In determining whether the Registered Owners of the requisite principal amount of Bonds Outstanding have given any request, demand, authorization, direction, notice, consent or waiver under this Ordinance, Bonds owned by the County shall be disregarded and deemed not to be Outstanding under this Ordinance, except that, in determining whether the Bondowners shall be protected in relying upon any such request, demand, authorization, direction, notice, consent or waiver, only Bonds that the Bondowners know to be so owned shall be so disregarded. Notwithstanding the foregoing, Bonds so owned that have been pledged in good faith shall not be disregarded as aforesaid if the pledgee establishes to the satisfaction of the Bondowners the pledgee's right so to act with respect to such Bonds and that the pledgee is not the County.

Section 805. Further Authority. The officers of the County, including the County Executive, are hereby authorized and directed to execute all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of this Ordinance and to make ministerial alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed that they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 806. Severability. If any section or other part of this Ordinance, whether large or small, is for any reason held invalid, the invalidity thereof shall not affect the validity of the other provisions of this Ordinance.

Section 807. Governing Law. This Ordinance shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 808. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the County Legislature and approval by the County Executive.

Section 809. Electronic Transaction. The transaction described herein may be conducted and related documents may be received, delivered or stored by electronic means. Copies, telecopies, facsimiles, electronic files and other reproductions of original executed documents shall be deemed to be authentic and valid counterparts of such


original documents for all purposes, including the filing of any claim, action or suit in the appropriate court of law.

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 No. 5559 introduced on November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

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

Date

Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5559.

Date

Frank White, Jr., County Executive

**EXHIBIT A
TO ORDINANCE**

(FORM OF BONDS)

EXCEPT AS OTHERWISE PROVIDED IN THE ORDINANCE (DESCRIBED HEREIN), THIS GLOBAL BOND MAY BE TRANSFERRED IN WHOLE BUT NOT IN PART, ONLY TO ANOTHER NOMINEE OF THE SECURITIES DEPOSITORY (DESCRIBED HEREIN) OR TO A SUCCESSOR SECURITIES DEPOSITORY OR TO A NOMINEE OF A SUCCESSOR SECURITIES DEPOSITORY.

**UNITED STATES OF AMERICA
STATE OF MISSOURI**

**Registered
No. _____**

**Registered
\$ _____**

**JACKSON COUNTY, MISSOURI
SPECIAL OBLIGATION REFUNDING BONDS
(TRUMAN MEDICAL CENTER D/B/A UNIVERSITY HEALTH PROJECT)
SERIES 2021B
(FORWARD DELIVERY)**

Interest Rate

Maturity Date

Dated Date

REGISTERED OWNER: _____

PRINCIPAL AMOUNT: _____ DOLLARS

JACKSON COUNTY, MISSOURI, a home rule county and political subdivision of the State of Missouri (the "County"), for value received, hereby acknowledges itself to be indebted and promises to pay to the registered owner shown above, or registered assigns, the principal amount shown above on the maturity date shown above unless called for redemption prior to said maturity date, and to pay interest thereon at the interest rate per annum shown above (computed on the basis of a 360-day year of twelve 30-day months) from the Dated Date shown above or from the most recent interest payment date to which interest has been paid or duly provided for, payable semiannually on June 1 and December 1 in each year, beginning on June 1, 2023, until said principal amount has been paid.

The principal or Redemption Price of this Bond shall be paid at Maturity by check or draft to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the payment office of the Paying Agent. The principal or

Redemption Price of the Bonds shall be paid other than at Maturity to the Person in whose name the Bonds are registered on the Bond Register on the Record Date thereof by check or draft or electronic transfer as described herein for the payment of interest. Upon payment other than at Maturity without presentation of this Bond, the Paying Agent shall record the amount of such principal payment on the registration books for the Bonds maintained by the Paying Agent on behalf of the County. If this Bond is presented to the Paying Agent for such payment, the Paying Agent shall also record the amount of such principal payment on the registration books for the Bonds maintained by the Paying Agent on behalf of the County. The registration books maintained by the Paying Agent shall be the official record of the principal amount on this Bond at any time, and the Bondowner is not required to present this Bond for action by the Paying Agent with each payment of principal on the Bond other than for payments at Maturity. The records of the Paying Agent related to the principal amount Outstanding from time to time shall be conclusive, absent manifest error.

The principal of and interest on this Bond payable on any payment date shall be paid to the person in whose name this Bond is registered on the Bond Register at the close of business on the Record Date by check or draft mailed by the Paying Agent to such registered owner at the address shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such registered owner or by electronic transfer to such registered owner upon written notice given to the Paying Agent signed by such registered owner not less than 5 days prior to the Record Date, and containing the electronic transfer instructions including the bank (which shall be in the continental United States), ABA routing number, address and account name and account number to which such Registered Owner wishes to have such transfer directed and an acknowledgment that an electronic transfer fee is payable.

The principal or redemption price of and interest on the Bonds shall be payable in any coin or currency that, on the respective dates of payment thereof, is legal tender for the payment of public and private debts.

This Bond is one of an authorized series of bonds of the County designated "Special Obligation Refunding Bonds (Truman Medical Center d/b/a University Health Project), Series 2021B," aggregating the principal amount of \$13,300,000 (the "Bonds"), issued by the County for the purpose of refunding the Refunded Bonds and paying the costs of issuance of the Bonds, under the authority of and in full compliance with the constitution and laws of the State of Missouri, and pursuant to an ordinance duly passed (the "Ordinance") and proceedings duly and legally had by the governing body of the County.

The Bonds will be subject to mandatory redemption and payment prior to maturity pursuant to the mandatory redemption requirements set forth in the Ordinance and the Bond Purchase Agreement at a Redemption Price equal to 100% of the principal amount thereof, plus accrued interest to the Redemption Date.

Bonds shall be redeemed only in the principal amount of \$5,000 or any integral multiple thereof; provided, however, in all events the principal amount of the Bonds shall remain outstanding in authorized denominations as provided in the Ordinance. When less than all of the Outstanding Bonds are to be redeemed, such Bonds shall be redeemed from the Stated Maturities selected by the County, and Bonds of less than a full Stated Maturity shall be selected by the Paying Agent in \$5,000 units of principal amount by lot or in such other equitable manner as the Paying Agent may determine.

Notice of redemption, unless waived, is to be given by the Paying Agent by mailing an official redemption notice by first class mail at least 20 days prior to the redemption date to the original purchaser of the Bonds and each registered owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register maintained by the Paying Agent. Notice of redemption having been given as aforesaid, the

Bonds or portions of Bonds to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the County defaults in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest.

With respect to redemptions, such notice may be conditioned upon moneys being on deposit with the Paying Agent on or prior to the redemption date in an amount sufficient to pay the Redemption Price on the Redemption Date. If such notice is conditional and either the Paying Agent receives written notice from the County that moneys sufficient to pay the Redemption Price will not be on deposit on the Redemption Date, or such moneys are not received on the Redemption Date, then such notice shall be of no force and effect, the Paying Agent shall not redeem such Bonds and the Paying Agent shall give notice, in the same manner in which the notice of redemption was given, that such moneys were not or will not be so received and that such Bonds will not be redeemed.

The Bonds shall be special obligations of the County payable as to both principal and interest solely from annual appropriations of funds by the County for such purpose. The obligation of the County to make payments into the Debt Service Fund and for any other obligations of the County under the Ordinance do not constitute a general obligation or indebtedness of the County for which the County is obligated to levy or pledge any form of taxation, or for which the County has levied or pledged any form of taxation and shall not be construed to be a debt of the County in contravention of any applicable constitutional, statutory or charter debt limitation or restriction but in each Fiscal Year shall be payable solely from the amounts pledged or appropriated therefor (i) out of the income and revenues provided for such year plus (ii) any unencumbered balances for previous years.

The Bonds are issuable in the form of fully registered Bonds without coupons in the denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof or, if the Outstanding principal amount of the Bonds is less than \$100,000, an amount equal to the Outstanding principal amount of the Bonds.

This Bond may be transferred or exchanged, as provided in the Ordinance, only on the Bond Register kept for that purpose at the payment office of the Paying Agent, upon surrender of this Bond together with a written instrument of transfer or authorization for exchange satisfactory to the Paying Agent duly executed by the Registered Owner or the Registered Owner's duly authorized agent, and thereupon a new Bond or Bonds in any authorized denomination of the same maturity and in the same aggregate principal amount shall be issued to the transferee in exchange therefor as provided in the Ordinance and upon payment of the charges therein prescribed. The County and the Paying Agent may deem and treat the Person in whose name this Bond is registered on the Bond Register as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or principal prepayment price hereof and interest due hereon and for all other purposes. No assignment, transfer or conveyance shall be effective as against the County unless and until such Registered Owner has delivered to the County and the Paying Agent written notice thereof that discloses the name and address of the assignee. Each holder of this Bond agrees that it will only sell, pledge, transfer or exchange the Bonds it purchases (1) in accordance with an available exemption from the registration requirements of Section 5 of the Securities Act of 1933, as amended, (2) in accordance with any applicable state securities laws, (3) to an institution that is an "accredited investor" as defined in Regulation D under the Securities Act of 1933 and/or a "qualified institutional buyer" under Rule 144A promulgated under the Securities Act of 1933, and (4) in accordance with the provisions of the Ordinance.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Ordinance until the Certificate of Authentication hereon has been executed by the Paying Agent.

IT IS HEREBY DECLARED AND CERTIFIED that all acts, conditions and things required to be done and to exist precedent to and in the issuance of the Bonds have been done and performed and do exist in due and regular form and manner as required by the constitution and laws of the State of Missouri.

IN WITNESS WHEREOF, JACKSON COUNTY, MISSOURI, has caused this Bond to be executed by the manual or facsimile signature of its County Executive and attested by the manual or facsimile signature of its County Clerk and its official seal to be affixed or imprinted hereon.

CERTIFICATE OF AUTHENTICATION

JACKSON COUNTY, MISSOURI

This Bond is one of the Bonds of the issue described in the within-mentioned Ordinance.

By: _____
County Executive

Registration Date: _____

BOKF, N.A.,
Paying Agent

(Seal)

ATTEST:

By: _____
Authorized Officer or Signatory

County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

Print or Type Name, Address and Social Security Number
or other Taxpayer Identification Number of Transferee

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ agent to transfer the within Bond on the books kept by the Paying Agent for the registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Bond in every particular.

Medallion Signature Guarantee:

LEGAL OPINION

The following is a true and correct copy of the approving legal opinion of Gilmore & Bell, P.C., Bond Counsel, which was dated and issued as of the date of original issuance and delivery of the Bonds:

GILMORE & BELL
A Professional Corporation
2405 Grand Blvd, Suite 1100
Kansas County, Missouri 64108

(LEGAL OPINION OF BOND COUNSEL)

**EXHIBIT B
TO ORDINANCE**

BOND PURCHASE AGREEMENT

Request for Legislative Action

Ord. #5559

Sponsor: Dan Tarwater III

Date: November 1, 2021

Completed by County Counselor's Office			
Action Requested:	Ordinance	Res.Ord No.:	5559
Sponsor(s):	Daniel T. Tarwater III	Legislature Meeting Date:	11/1/2021

Introduction
Action Items: ['Authorize']
Project/Title:
AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$13,300,000 PRINCIPAL AMOUNT OF SPECIAL OBLIGATION REFUNDING BONDS (UNIVERSITY HEALTH PROJECT), SERIES 2021B, OF JACKSON COUNTY, MISSOURI AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS BY THE COUNTY.

Request Summary
Administrative staff and the County's Financial Advisors are recommending the County refund the Series Series 2012 outstanding Special Obligation Bonds for interest rates savings and budgetary relief for Truman Medical Center d/b/a University Health. Refunding the Series 2012 bonds is estimated to save approximately \$583,000 in debt service through 2027 (4.60%). The final maturity for each series remains unchanged – 12/1/2027. All costs are absorbed in the refundings, there will be no impact to other County funds. A private placement of the securities is anticipated. The County has just completed all the actions required to refund the Series 2011B bonds so privately placing the refunding of the Series 2012 bonds saves issuance costs. An ordinance is required to implement the recommended refunding. Action is requested contemporaneously with introduction of the ordinance to allow acceptance of current bids from financial institutions.

Contact Information			
Department:	County Counselor	Submitted Date:	10/27/2021
Name:	Elizabeth Freeland	Email:	EFreeland@jacksongov.org
Title:	Litigation Paralegal	Phone:	816-881-3352

Budget Information			
Amount authorized by this legislation this fiscal year:			\$ 0
Amount previously authorized this fiscal year:			\$ 0
Total amount authorized after this legislative action:			\$
Is it transferring fund?			No
Single Source Funding:			
Fund:	Department:	Line Item Account:	Amount:
			!Unexpected End of Formula

Request for Legislative Action

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	No
Chapter 10 Justification:	
Core 4 Tax Clearance Completed:	
Certificate of Foreign Corporation Received:	
Have all required attachments been included in this RLA?	

Compliance	
Certificate of Compliance	
Not Applicable	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Not spending money	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none"> This legislative action does not impact the County financially and does not require Finance/Budget approval. 	

Request for Legislative Action

History

Elizabeth Freeland at 10/27/2021 11:30:36 AM - [Submitted | For the November 1 agenda. Please approve ASAP.]

Department Director: Jay D. Haden at 10/27/2021 11:39:02 AM - [Approved |]

Finance (Purchasing): Barbara J. Casamento at 10/28/2021 8:50:49 AM - [Not applicable |]

Compliance: Katie M. Bartle at 10/28/2021 9:15:21 AM - [Approved |]

Finance (Budget): Mark Lang at 10/28/2021 11:29:02 AM - [Not applicable |]

Executive: Sylvya Stevenson at 10/28/2021 11:46:27 AM - [Approved |]

Legal: Bryan O. Covinsky at 10/28/2021 12:11:15 PM - [Approved |]

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a contract for flotation and dock replacement at the Jacomo, Blue Springs, and Longview Marinas for use by the Parks + Rec Department to Ozark Barge and Dock Service of Gravois Mills, MO, under the terms and conditions of Invitation to Bid No. 44-21, at an actual cost to the County not to exceed \$1,627,595.00.

RESOLUTION NO. 20800, November 1, 2021

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, the Purchasing Director has solicited formal written bids on Bid No. 44-21 for flotation and dock replacement at the Jacomo, Blue Springs, and Longview Marinas for use by the Parks + Rec Department; and,

WHEREAS, a total of thirteen notifications were distributed and two responses were received and evaluated, with one rejected for non-compliance; and,

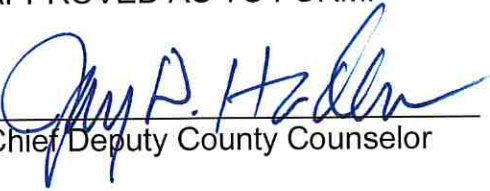
WHEREAS, pursuant to section 1054.6 of the Jackson County Code, the Directors of Parks + Rec and Finance and Purchasing recommend the award of a contract for flotation and dock replacement for use by the Parks + Rec Department to Ozark Barge and Dock Service of Gravois, MO, at an actual cost to the County not to exceed \$1,627,595.00, as the lowest and best bid received; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the award be made as recommended by the Directors of Parks + Rec and Finance and Purchasing, and that the Director of Finance and Purchasing be, and is hereby, authorized to execute for the County any documents necessary to the accomplishment of the award; and,

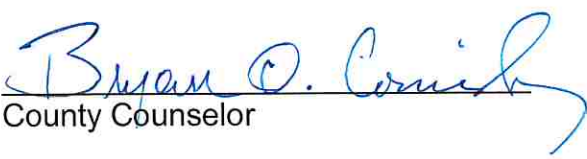
BE IT FURTHER RESOLVED that the Director of the Department of Finance and Purchasing is hereby authorized to make all payments, including final payment on the contract.

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 No. 20800 of November 1, 2021 was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

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.

ACCOUNT NUMBER: 003 1608 58060
ACCOUNT TITLE: Park Fund
Construction Services
Other Improvements
NOT TO EXCEED: \$1,292,595.00

ACCOUNT NUMBER: 300 1608 58060
ACCOUNT TITLE: Park Enterprise Fund
Construction Services
Other Improvements
NOT TO EXCEED: \$335,000.00

10/27/2021
Date


Chief Administrative Officer

Request for Legislative Action

Completed by County Counselor's Office			
Action Requested:	Resolution	Res.Ord No.:	20800
Sponsor(s):	Tony Miller	Legislature Meeting Date:	11/1/2021

Introduction
Action Items: ['Award']
Project/Title:
A Resolution Awarding a contract for floatation and dock replacement at the Jacomo, Blue Springs, and Longview marinas for use by the Parks + Rec Department to Ozark Barge and Dock Service of Gravois Mills, MO under the terms and conditions of Request for Proposals No. 44-21, at an actual cost to the County not to exceed \$1,627,595.

Request Summary
A total of thirteen notifications were distributed for RFP No. 44-21, with two responses recieved. One response was rejected due to non-compliance. The scope of work for the project includes replacement of underwater floatation on docks and marinas at Blue Springs, Jacomo, and Longview Lakes, and replacment of docks at the Lake Jacomo South Boat Dock. This project is a priority in the Parks Department's Five Year Capital Improvment Plan. Funds are available in the Department's 2021 Park Fund Budget 003-1608-58060 (\$1,292,595) and Enterprise Fund Budget 003-1608-58060 (\$335,000). This Legislative request is made consistent with Chapter 10, including Section 1054.6, as a competitively bid contract to be awarded to the lowest and best responder.

Contact Information			
Department:	Parks + Rec	Submitted Date:	10/11/2021
Name:	Brian P. Nowotny	Email:	BPNowotny@jacksongov.org
Title:	Deputy Director Park Operations	Phone:	816-503-4803

Budget Information	
Amount authorized by this legislation this fiscal year:	\$1,627,595
Amount previously authorized this fiscal year:	\$ 0
Total amount authorized after this legislative action:	\$1,627,595
Is it transferring fund?	No
Single Source Funding:	

Request for Legislative Action

Fund:	Department:	Line Item Account:	Amount:
003 (Park Fund)	1608 (Construction Services)	58060 (Other Improvements)	\$1,292,595
300 (Park Enterprise Fund)	1608 (Construction Services)	58060 (Other Improvements)	\$335,000

Request for Legislative Action

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	Yes
Chapter 10 Justification:	Formal Bid
Core 4 Tax Clearance Completed:	Yes
Certificate of Foreign Corporation Received:	Yes
Have all required attachments been included in this RLA?	Yes

Compliance	
Certificate of Compliance	
In Compliance	
Minority, Women and Veteran Owned Business Program	
Reviewed for Goals:	
MBE:	9.50%
WBE:	11.70%
VBE:	.00%
Prevailing Wage	
Construction projects over \$75000	['Separate bid']

Fiscal Information	
<ul style="list-style-type: none"> 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. 	

Request for Legislative Action

History

Brian P. Nowotny at 10/11/2021 1:23:47 PM - [Submitted |]
Department Director: Michele Newman at 10/11/2021 3:04:22 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/11/2021 3:36:25 PM - [Approved |]
Compliance: Katie M. Bartle at 10/12/2021 9:24:49 AM - [Approved | eRLA 273]
Finance (Budget): Mark Lang at 10/12/2021 1:20:34 PM - [Approved | The fiscal note has been attached.]
Executive: Sylvya Stevenson at 10/12/2021 1:36:51 PM - [Approved |]
Legal: Elizabeth Freeland at 10/13/2021 8:30:01 AM - [Returned for more information | Please change annual to actual. Thanks!]
Submitter: Brian P. Nowotny at 10/13/2021 11:28:13 AM - [Submitted | Title updated.]
Department Director: Michele Newman at 10/13/2021 5:11:22 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/14/2021 10:55:41 AM - [Approved |]
Compliance: Katie M. Bartle at 10/14/2021 12:54:34 PM - [Approved |]
Finance (Budget): Mary Rasmussen at 10/15/2021 11:46:04 AM - [Approved |]
Executive: Troy Schulte at 10/15/2021 12:48:19 PM - [Approved |]
Legal: Elizabeth Freeland at 10/19/2021 1:59:28 PM - [Returned for more information | Please include Chapter 10 justification in the request summary. Thx!]
Submitter: Brian P. Nowotny at 10/19/2021 2:16:11 PM - [Submitted | Chapter 10 references included.]
Department Director: Michele Newman at 10/19/2021 2:31:12 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/20/2021 9:08:03 AM - [Approved |]
Compliance: Katie M. Bartle at 10/20/2021 9:26:03 AM - [Approved |]
Finance (Budget): Mark Lang at 10/21/2021 11:16:07 AM - [Approved |]
Executive: Troy Schulte at 10/22/2021 11:43:25 AM - [Approved |]
Legal: Elizabeth Freeland at 10/27/2021 3:59:47 PM - [Approved |]

Fiscal Note:

This expenditure was included in the Annual Budget.

PC# 160821006 000

Date: October 12, 2021

RES # 20800

eRLA ID #: 273

<u>Org Code/Description</u>	<u>Object Code/Description</u>	<u>Not to Exceed</u>
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003 Park Fund

<u>1608 Construction Services</u>	<u>58060 Other Improvements</u>	<u>\$ 1,292,595</u>
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\$ 1,292,595

300 Park Enterprise Fund

<u>1608 Construction Services</u>	<u>58060 Other Improvements</u>	<u>\$ 335,000</u>
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\$ 335,000

\$ 1,627,595

APPROVED

By Mark Lang at 1:19 pm, Oct 12, 2021

Budget Office

ABSTRACT OF BIDS

Request for Proposal No. 44-21
 Flotation & Dock Replacement
 Opens: 2:00 PM, CDT on 9/7/2021

NO	DESCRIPTION	AMOUNT		AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT
	Ozark Barge and Dock Gravois Mills, MO		see bid					
	Martinsburg Shull Knob, MO		see bid					

CERTIFICATION OF BID OPENING
 BIDS WERE PUBLICLY
 OPENED AND RECORDED
 ON: September 7, 2021, BY
Karen Davis
 CLERK OF THE LEGISLATURE
K. Davis
 PURCHASING



JACKSON COUNTY
Parks + Rec

22807 Woods Chapel Road
Blue Springs, Missouri 64015
MakeYourDayHere.com

Michele Newman, Director
(816) 503-4800
Fax: (816) 795-1234

MEMORANDUM

TO: Barbara Casamento, Purchasing Administrator

FROM: Brian Nowotny, Deputy Director Park Operations
Dianne Kimzey, Deputy Director Enterprise Operation

DATE: September 30, 2021

SUBJECT: Recommendation – Request for Proposals No. 44-21, Dock & Floatation Replacement

Parks + Rec recommends award of the proposal for all scopes of work for the Dock & Floatation Replacement Project to the lowest and best responder, Ozark Barge and Dock of Gravois Mills, Missouri. Parks + Rec has extensive experience working with Ozark, who has consistently done good work for the Department.

Funding for this project has been included in the 2021 Parks + Rec Budget, 003-1608-58060 and 300-1608-58060.

The Evaluation Scoring Sheet is attached for your review. Thank you for your assistance with this important project for Parks + Rec, and please do not hesitate to contact us if you should have any questions regarding this recommendation.



Frank White Jr., County Executive



RFP Number: 44-21

RFP Name: Dock & Floatation Replacement

Dept. Name: Parks + Rec

Respondents

Evaluation Criteria: Ozark Barge & Dock	Maximum Points	Panelist 1	Panelist 2	Panelist 3
Responsiveness to Request for Proposal**	10	5	5	5
Products/Services Proposed	30	26	25	27
Respondent's Qualifications and Experience	20	20	20	20
References	10	9	8	7
Pricing	30	24	25	26
Total	100	84	83	85

Respondents

Evaluation Criteria: MariCorp, Inc.	Maximum Points	Panelist 1	Panelist 2	Panelist 3
Responsiveness to Request for Proposal**	10	8	8	8
Products/Services Proposed	30	n/a	n/a	n/a
Respondent's Qualifications and Experience	20	n/a	n/a	n/a
References	10	n/a	n/a	n/a
Pricing	30	n/a	n/a	n/a
Total	100	8	8	8

** Scored by Purchasing Department

Note: MariCorp Proposal did not provide CUP information, and therefore was not complete and not scored

9.0 QUOTATION

- 9.1 Pricing is to be FOB DESTINATION ONLY. The Successful Respondent pays all shipping charges.
- 9.2 The Undersigned Respondent hereby proposes to perform all work as outlined in the Request for Proposal and Scope of Services as necessary and incidental to the completion of Flotation and Dock Replacement at the Longview Marina, Blue Springs Marina, and Lake Jacomo South Boat Dock for the total sums listed below:

Description	Price
Performance Scope # 1	
Longview Marina Dock A (Main "T" Walkway)	\$ 121,210.00
Longview Marina Dock E (Main Walkway)	\$ 36,573.00
Longview Marina Dock G (Main Walkway)	\$ 40,812.00
Blue Springs Marina Platform # 2	\$ 30,140.00
Blue Springs Marina Dock B	\$ 21,670.00
Blue Springs Marina Dock C	\$ 21,670.00
Blue Springs Marina Dock F	\$ 76,450.00
Force Account (as needed contingency)	\$10,000.00
Total of All Scopes of Work	\$ 358,525.00
Performance Scope # 2	
Blue Springs Marina Retail Store & Front Patio	\$ 385,000.00
Force Account (as needed contingency)	\$10,000.00
Total of All Scopes of Work	\$ 395,000.00
Performance Scope # 3	
Lake Jacomo SBD Dock E	\$ 454,000.00
Lake Jacomo SBD Dock F	\$ 384,000.00
Lake Jacomo SBD Courtesy Dock	\$ 26,070.00
Force Account (as needed contingency)	\$10,000.00
Total of All Scopes of Work	\$ 874,070.00
Alternative # 1 (Alternative Bumpering, increase or decrease to base bid)	\$ N/A

Company Name	Ozark Barge & Dock
Company Address	13727 P Road / PO Box 140
Company City, State and Zip Code	Gravois Mills, Mo. 65037
Authorized Officer Name	Steve Gennetten, Nina Gennetten
Authorized Officer Title	President, Treasurer
Phone Number	573-372-5501
Email Address	Steve@ozarkbarge.com nina@ozarkbarge.com

OZARKS BARGE & DOCK SERVICE, INC.

P.O. Box 140 • Gravois Mills, MO 65037

573-372-5501 • fax: 573-372-3672

www.ozarkbarge.com • Email: ninag@socket.net

Docks • Swim Platforms • Ramps
 Boat Lifts & PWC Lifts • Barge Service

Established in 1988 by Gene Gennetten

CONTRACT

NAME:	JOB NO:	
MAILING ADDRESS:		
CITY, STATE, ZIP:		
PHONE NO:	PHONE:	
LAKE LOCATION:	COUNTY:	
EMAIL:	TODAYS DATE:	

We hereby propose to furnish the materials and perform the labor necessary for the completion of:

QTY	DESCRIPTION	UNIT PRICE	TOTAL
<small>All terms are cash, due on the dates specified on this quote, and upon receipt of the final payment of the balance due, Ozarks Barge & Dock Service, Inc. agrees to warrant the buyer against all claims by materials suppliers. Buyer further agrees to pay interest on all amounts that are not paid as agreed in this quote at the rate of 1.5% per month. If this account is collected by a collection agency or an attorney, by suit or otherwise, buyer agrees to pay all collection fees and/or attorney's fees and cost of collection. Terms if not otherwise specified are net 30 days. Inasmuch as any loss arising from a breach of this agreement would be difficult to determine, it is agreed that in the event buyer fails to comply with the terms hereof, buyer shall not receive back any amounts paid to date to Ozarks Barge & Dock Service Inc. and the same shall be paid to Ozarks Barge & Dock Service Inc. by buyer and accepted by Ozarks Barge & Dock Service, Inc., as and for liquidated damages for such injury and damages as Ozarks Barge & Dock Service, Inc. may suffer by reason of the non-performance of this contract on the part of the buyer.</small>		Total Cost of Parts	\$ -
		Sales Tax @ 5.725%	\$ -
		Installation	\$ -
		TOTAL	\$ -
		Deposit Received	
		BALANCE DUE	
		UPON DELIVERY	\$ -

Respectfully Submitted: **Steve Gennetten** _____
 Per: _____

Note - This proposal may be withdrawn by us if not accepted within ____ days.

ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above.

Signature _____

Date _____

Signature _____

INVOICES NOT PAID WITHIN 30 DAYS WILL HAVE 1 1/2% INTEREST ADDED.

OZARKS BARGE & DOCK SERVICE, INC.

P.O. Box 140 • Gravois Mills, MO 65037

573-372-5501 • fax: 573-372-3672

www.ozarkbarge.com • Email: ninag@socket.net

CUSTOMER WORK

ORDERED BY	0	HOME PHONE	0
ADDRESS	0	LAKE PHONE	0
CITY, ST., ZIP	0	LAKE COUNTY	0
EMAIL	0	LAKE ADDRESS	0

This contract, made and entered into on this day January-0, 20 21 by and between Ozarks Barge & Dock Service, Inc., and the above named buyer, for the consideration of \$0.00 total price, including sales tax Ozarks Barge & Dock Service, Inc. does hereby agree to furnish to the buyer the materials and/or labor and materials, specified on the reverse of this contract, within the time specified on page one, withstanding strikes by the manufacturer or truck lines, or delays caused by acts of God or inclement weather conditions, or other conditions not in the control of Ozarks Barge & Dock Service, Inc.

Products—Whether repair or new are hereafter known as Docks, Boat Hoist, and etc.

It is understood by both parties the following terms and conditions are a part of this contract, and are agreed to by both parties:

- 1 All prices quoted are F.O.B. Ozarks Barge & Dock Service, Inc.'s business location at 13727 Highway P, Gravois Mills, MO 65037, unless otherwise stated on the reverse side under "delivery".
- 2 All terms are cash, due on the dates specified on page one of this contract, and upon receipt of the final payment of balance due, Ozarks Barge & Dock Service, Inc. agrees to warrant the buyer against all claims by materials suppliers. Buyer further agrees to pay interest on all amounts that are not paid as agreed on the reverse side of this contract at the rate of 1.5% per month. If this account is collected by a collection agency or an attorney, by suit or otherwise, buyer agrees to pay all collection fees and/or attorney's fees and cost of collection. Terms if not otherwise specified are net 30 days. Inasmuch as any loss arising from a breach of this agreement would be difficult to determine, it is agreed that in the event buyer fails to comply with the terms hereof, buyer shall not receive back any amounts paid to date to Ozarks Barge & Dock Service, Inc., and the same shall be paid to Ozarks Barge & Dock Service, Inc. by buyer and accepted by Ozarks Barge & Dock Service, Inc., as and for liquidated damages for such injury and damages as Ozarks Barge & Dock Service, Inc., may suffer by reason of the non-performance of this contract on the part of the buyer.
- 3 Title to the dock shall remain in Ozarks Barge & Dock Service, Inc., until such time as final payment is made, and if payment is not received as when indicated on page one of this contract as being due, then Ozarks Barge & Dock Service, Inc., shall retain the right as owner of the dock to remove the dock from whatever location, to a location deemed necessary by Ozarks Barge & Dock Service, Inc., for sake keeping, and if such movement is made due to payment not being made as agreed, the buyer hereby agrees to reimburse Ozarks Barge & Dock Service, Inc., for such movement at the rate of \$75.00 per mile to and from the buyer's location, and for any other expenses incurred as a result of this movement of the dock.
- 4 Disclaimer of Warranties. All material and goods not manufactured or designed by seller shall receive only such warranty, if any, as given by the manufacturer thereof. THERE ARE NO WARRANTIES HEREUNDER, EITHER EXPRESS OR IMPLIED, (INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTY OR MERCHANTABILITY OR ANY IMPLIED WARRANTY OF FITNESS FOR PURPOSE, WHICH WARRANTIES ARE EXPRESSLY EXCLUDED HEREUNDER). IN ANY EVENT BUYER'S SOLE AND EXCLUSIVE REMEDY UNDER THIS AGREEMENT SHALL BE THE RIGHT TO REQUIRE SELLER TO REPAIR, OR AT SELLER'S OPTION TO REPLACE ANY DEFECTIVE MATERIAL. In the event that repair or replacement is an ineffective remedy, buyer's sole and exclusive additional remedy is the right to recover the amount paid to seller hereunder. Under no circumstances shall buyer be entitled to any incidental or consequential damages as defined by the Uniform Commercial Code or to any damages caused by wind, waves, ice, storm or any other weather condition. **2 FULL YEARS PARTS & LABOR**
- 5 Installation. Buyer shall be solely responsible at its cost for the installation and erection of all lifts purchased hereunder. Although seller may in some cases provide a serviceman, data and drawings to aid buyer with startup or installation, seller assumes no responsibility for startup or installation of the goods and disclaims any express or implied warranties with respect to such startup or installation. Whether or not data and drawings are provided or a serviceman aids in the installation, buyer shall indemnify and hold seller harmless from all claims, demands, or legal proceedings (including the costs, expenses and reasonable attorneys attorney's fees incurred in connection with the defense of any such matter) which may be made or brought against seller in connection with damage or personal injury arising out of said startup or installation.
- 6 Ozarks Barge & Dock Service, Inc. will obtain the dock permit and will make sure the dock is in the proper location. The buyer will be responsible for the dock permit fees.
- 7 Buyer is responsible for the preparation of the site on which the dock is to be placed, and hire all necessary parties to determine that the site is adequate and structurally able to hold the dock. Ozarks Barge & Dock Service, Inc. agrees to provide any and all information regarding the dock necessary to determine the adequateness of the site.

Ozarks Barge & Dock Service, Inc.

By:

Seller

Buyer

Buyer

Please make all checks payable to: OZARKS BARGE & DOCK SERVICE, INC.

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION recognizing *The Call* newspaper on the 102nd anniversary of its founding.

RESOLUTION NO. 20801, November 1, 2021

INTRODUCED BY Ronald E. Finley, County Legislator

WHEREAS, *The Call* newspaper was founded in May 1919 by Chester A. Franklin, who served as the publisher and managing editor until his death in 1955; and,

WHEREAS, Mr. Franklin wanted to develop a newspaper that empowered the black community and advocated for self-reliance; and,

WHEREAS, Chester Franklin's vision was to give a voice to the voiceless, a philosophy that continues for all of *The Call's* publishers who have striven to call out racism and discrimination; and,

WHEREAS, under Mr. Franklin's guidance, *The Call* grew to become one of the largest black-owned and operated businesses in the Midwest, and among the six largest African American weekly newspapers in the country; and,

WHEREAS, following Mr. Franklin's death, Lucile Bluford, who had worked at the paper since her graduation from the University of Kansas School of Journalism in 1932, took over as editor and publisher; and,

WHEREAS, Ms. Bluford was known as the matriarch and conscience of Kansas City, a reflection of her civil rights activism and opposition to segregation in education; and,

WHEREAS, Ms. Bluford was honored for her contributions to journalism and to the region, including the recognition as Kansas Citian of the Year from the Greater Kansas City Chamber of Commerce and the Distinguished Service Award from the NAACP; and,

WHEREAS, Ms. Bluford paved the way for Donna Stewart to become the third publisher of *The Call*, serving until her death in 2020; and,

WHEREAS, today, Eric L. Wesson, Sr., continues the legacy and tradition imparted by Chester Franklin, Lucile Bluford, and Donna Stewart, serving as the current managing editor of *The Call* newspaper; now therefore,

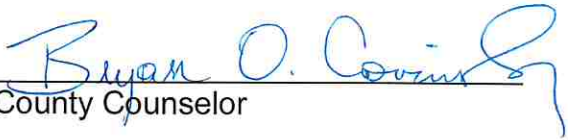
BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the Legislature hereby recognizes *The Call* newspaper on the 102nd anniversary of its founding and wishes it continued success in the future.

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 No. 20801 of November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION expressing the desire of the Legislature that Jackson County select and procure a Design-Builder for the construction of a new Jackson County Detention Center utilizing the statutory procedure set out in section 67.5060, RSMo.

RESOLUTION NO. 20802, November 1, 2021

INTRODUCED BY Theresa Cass Galvin, County Legislator

WHEREAS, Jackson County is a home rule charter county, organized pursuant to article VI, section 18 of the Constitution of Missouri; and,

WHEREAS, any county operating under home rule charter pursuant to article VI, section 18 of the Constitution of Missouri may adopt a design-build construction procedure via ordinance, rule, or regulation; and,

WHEREAS, Jackson County, pursuant to article III, section 6.2 of the Jackson County Charter, adopted a procurement procedure for design-build services by Executive Order 94-24, dated October 6, 1994; and,

WHEREAS, the design-build procedure adopted by the County pursuant to its home rule charter is over 27 years old; and,

WHEREAS, the Legislature desires to contract with a design-builder for the construction of a new Jackson County Detention Center on a tract of land previously acquired for this purpose; and,

WHEREAS, section 67.5060, RSMo provides a three-stage procedure for design-build contracts to include phase I, the solicitation of qualifications of the design-build team (RFQ), phase II, the solicitation of technical proposals including conceptual design for the project (RFP), and phase III, the proposals for the construction cost; and,

WHEREAS, during the evaluation of phase I, the County shall have discretion to disqualify any design-builder who lacks the minimum qualifications required to perform the work; and,

WHEREAS, in phase II of the process, the design-builder shall submit its design for the detention center project to the level of detail required in the RFP, and the design proposal shall demonstrate compliance with requirements set out in the RFP; and,

WHEREAS, the County shall have discretion to disqualify any design-builder that lacks responsiveness to the requirements of the RFP; and,

WHEREAS, evaluation of phase II includes scoring from criteria provided by the County, including, but not limited to, the scope and level of detail required to permit qualified entities to submit proposals, the ability to meet the budget provided, and the ability to meet the schedule and the design criteria provided; and,

WHEREAS, phase III cost proposals shall be opened only after the phase II design proposals have been evaluated and assigned points, ranked in order, and posted; and,

WHEREAS, phase II and phase III points are combined for one overall score, and an award recommendation shall be made to the design-builder with the highest total number of points; and,

WHEREAS, section 67.5060, RSMo, requires a stipend as an inducement to qualified design-builders, the amount of which is to be established in the RFP, not less than one-half of one percent of the total projected budget; and,

WHEREAS, once the County has performed its due diligence in providing criteria and evaluating proposals of phase I, the solicitation of qualifications, and phase II, the solicitation of technical conceptual design proposals, a stipend is only payable to pre-qualified design-builders whose proposals are responsive but not accepted; and,

WHEREAS, if the design-builder desires to retain all rights and interest in its design proposal, the design-builder shall forfeit the stipend; and,

WHEREAS, if the County determines that it is not in its best interest to proceed with the detention center project pursuant to the proposal offered by the design-builder with the highest total number of points following the evaluations of phase II and phase III, the County shall reject all proposals; and,

WHEREAS, a stipend is payable to all pre-qualified design-builders who were responsive but rejected, which provides accountability for the County to have a warranted and justified reason for rejection; now therefore,

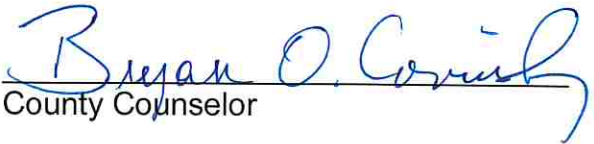
BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the method of procurement to be utilized in the selection and procurement of a design-build contract for the detention center project shall follow section 67.5060, RSMo.

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 No. 20802 of November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

Request for Legislative Action

Res. #20802

Sponsor: Theresa Cass Galvin

Date: November 1, 2021

Completed by County Counselor's Office			
Action Requested:	Resolution	Res.Ord No.:	20802
Sponsor(s):	Theresa Galvin	Legislature Meeting Date:	11/1/2021

Introduction
Action Items: ['Courtesy']
Project/Title:
Expressing the desire of the Legislature that Jackson County select and procure a Design-Builder for the construction of a new Jackson County Detention Center utilizing the process pursuant to section 67.5060 RSMo.

Request Summary
<p>WHEREAS, Jackson County is a home rule charter county, organized pursuant to article VI, section 18 of the Constitution of Missouri; and,</p> <p>WHEREAS, any county operating under home rule charter pursuant to article VI, section 18 of the Constitution of Missouri may adopt a design-build construction process via ordinance, rule, or regulation; and,</p> <p>WHEREAS, Jackson County, pursuant to article III, section 6.2 of the Jackson County Charter, adopted a procurement procedure for design-build services by Executive Order 94-24, dated October 6, 1994; and,</p> <p>WHEREAS, the design-build procedure adopted by the County pursuant to its home rule charter is over 27 years old; and,</p> <p>WHEREAS, the Legislature desires to contract with a design-builder for the construction of a new Jackson County Detention Center on a tract of land previously acquired for this purpose; and,</p> <p>WHEREAS, section 67.5060 RSMo provides a three-stage process for Design-Build Contracts to include Phase I the solicitation of qualifications of the design-build team (RFQ), Phase II the solicitation of a technical proposal including conceptual design for the project (RFP), and Phase III the proposal for the construction cost; and,</p> <p>WHEREAS, during the evaluation of Phase I, the county shall have discretion to disqualify any design-builder who lacks the minimum qualifications required to perform the work; and,</p> <p>WHEREAS, in Phase II of the process, the design-builder shall submit its design for the detention center project to the level of detail required in the RFP, and the design proposal shall demonstrate compliance with requirements set out in the RFP; and,</p> <p>WHEREAS, the county shall have discretion to disqualify any design-builder who lacks responsiveness to requirements in the RFP; and,</p>

Request for Legislative Action

WHEREAS, evaluation of Phase II includes scoring from criteria provided by the county, including but not limited to, the scope and level of detail required to permit qualified persons to submit proposals, the ability to meet the budget provided, the ability to meet the schedule provided, and the design criteria provided; and,

WHEREAS, Phase III cost proposals shall be opened only after the Phase II design proposals have been evaluated and assigned points, ranked in order, and posted; and,

WHEREAS, Phase II and Phase III points are combined for one overall score, and an award recommendation shall be made to the design-builder with the highest total number of points; and,

WHEREAS, section 67.5060 RSMo requires stipends as an inducement to qualified design-builders, the amount of which to be established in the request for proposals, no less than one-half of one percent of the total projected budget; and,

WHEREAS, once the county has performed its due diligence in providing criteria and evaluating proposals of Phase I the solicitation of qualifications and Phase II the solicitation of technical conceptual design, a stipend is only payable to pre-qualified design-builders whose proposals are responsive but not accepted; and,

WHEREAS, if the design-builder desires to retain all rights and interest in the design proposed the design-builder shall forfeit the stipend; and,

WHEREAS, if the county determines that it is not in its best interest to proceed with the detention center project pursuant to the proposal offered by the design-builder with the highest total number of points following the evaluations of Phase II and Phase III, the county shall reject all proposals; and,

WHEREAS, a stipend is payable to all pre-qualified design-builders who were responsive but rejected; which provides accountability for the county to have a warranted and justified reason for rejection; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the method of procurement to be utilized in the selection and procurement of a design-build contract for the detention center project shall follow section 67.5060 RSMo.

Contact Information

Department:	County Legislature	Submitted Date:	10/25/2021
Name:	Crissy Wooderson	Email:	cwooderson@jacksongov.org
Title:	Legislative Auditor	Phone:	816-881-3310

Budget Information

Amount authorized by this legislation this fiscal year:	\$ 0
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Request for Legislative Action

Amount previously authorized this fiscal year:		\$ 0	
Total amount authorized after this legislative action:		\$	
Is it transferring fund?		No	
Single Source Funding:			
Fund:	Department:	Line Item Account:	Amount:
			!Unexpected End of Formula

Request for Legislative Action

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	No
Chapter 10 Justification:	
Core 4 Tax Clearance Completed:	
Certificate of Foreign Corporation Received:	
Have all required attachments been included in this RLA?	

Compliance	
Certificate of Compliance	
Not Applicable	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Not spending money	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none"> This legislative action does not impact the County financially and does not require Finance/Budget approval. 	

Request for Legislative Action

History

Crissy Wooderson at 10/25/2021 2:05:29 PM - [Submitted |]
Department Director: Mary Jo Spino at 10/25/2021 2:43:28 PM - [Approved | For the November 1, 2021 Agenda]
Finance (Purchasing): Barbara J. Casamento at 10/25/2021 3:00:31 PM - [Not applicable |]
Compliance: Katie M. Bartle at 10/25/2021 3:14:23 PM - [Approved | eRLA 283]
Finance (Budget): Mark Lang at 10/25/2021 3:33:54 PM - [Not applicable |]
Executive: Sylvya Stevenson at 10/26/2021 9:14:53 AM - [Approved |]
Legal: Elizabeth Freeland at 10/27/2021 4:01:05 PM - [Approved |]

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend, for the furnishing of fishing supplies for resale by the Parks + Rec Department at County-owned marinas to Robinson Wholesale of Genoa, WI, under the terms and conditions of Invitation to Bid No. 50-21.

RESOLUTION NO. 20803, November 1, 2021

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, the Parks + Rec Department has a need for fishing supplies and accessories for resale at County-owned marinas; and,

WHEREAS, the Director of Finance and Purchasing has solicited bids on Invitation to Bid No. 50-21 for the furnishing of these supplies and accessories to provide for departmental needs for the upcoming twelve-month period, with one twelve-month option to extend; and,

WHEREAS, a total of twelve notifications were distributed and one response was received from the following:

BIDDER

Robinson Wholesale
Genoa, WI

and,

WHEREAS, the Director of Finance and Purchasing recommends that the contract be awarded to Robinson Wholesale of Genoa, WI, as the lowest and best bidder; and,

WHEREAS, this award is made on an as needed basis and does not obligate Jackson County to pay any specific amount, with the availability of funds for specific purchases subject to annual appropriation; now therefore,

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

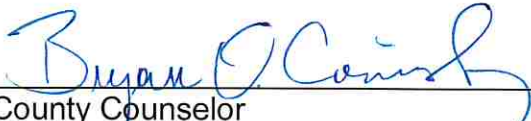
BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to make all payments on the contract, including final payment, to the extent that sufficient appropriations to the using spending agency are available in the then current Jackson County budget.

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 No. 20803 of November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

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 is subject to annual appropriation.

10/27/2021

Date



Chief Administrative Officer

Request for Legislative Action

Res. #20803

Sponsor: Tony Miller

Date: November 1, 2021

Completed by County Counselor's Office			
Action Requested:	Resolution	Res.Ord No.:	20803
Sponsor(s):	Tony Miller	Legislature Meeting Date:	11/1/2021

Introduction
Action Items: ['Award']
Project/Title:
Awarding a 12-month Term and Supply supply contract with one 12 month option to extend for the furnishing of Retail Fishing Supplies for use by the Parks + Rec Department to Robinson Wholesale of Genoa, WI under the terms and conditions of invitation to Bid No. 50-21

Request Summary
<p>The Parks + Rec Department requires a Term and Supply Contract for the furnishing of Resale Fishing Supplies. The Purchasing Department issued Invitation to Bid No. 50-21 in response to those requirements. A total of 12 notifications were distributed, and one response was received and evaluated.</p> <p>Vendor Name: Robinson Wholesale Inc. Line Items No. 1 – 30: Current Web Cost Line Item 31: No Bid Line Item 32: No Bid</p> <p>Estimated annual use is \$26-30,000.</p> <p>Pursuant to Section 1054.6 of the Jackson County Code, the Director of Finance and Purchasing recommends the award of a twelve Month Term and Supply Contract with one Twelve Month Option to Extend, for the furnishing of Resale Fishing Supplies for use by the Parks + Rec Department to Robinson Wholesale of Genoa, WI as the best bids received.</p> <p>This award is made on an “as needed” basis and does not obligate Jackson County, Missouri to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.</p>

Contact Information			
Department:	Parks + Rec	Submitted Date:	9/23/2021
Name:	Greg P. Addison	Email:	GAddison@jacksongov.org
Title:	Superintendent, Golf Course & Marinas	Phone:	816-765-8405

Request for Legislative Action

Budget Information			
Amount authorized by this legislation this fiscal year:			\$ 0
Amount previously authorized this fiscal year:			\$ 0
Total amount authorized after this legislative action:			\$
Is it transferring fund?			No
Single Source Funding:			
Fund:	Department:	Line Item Account:	Amount:
			!Unexpected End of Formula

Request for Legislative Action

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:
19498	June 5, 2017

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	Yes
Chapter 10 Justification:	Formal Bid
Core 4 Tax Clearance Completed:	Not Applicable
Certificate of Foreign Corporation Received:	Yes
Have all required attachments been included in this RLA?	Yes

Compliance	
Certificate of Compliance	
In Compliance	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Less than \$50000	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none"> 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. 	

Request for Legislative Action

History

Greg P. Addison at 9/23/2021 8:13:40 AM - [Submitted |]
Department Director: Michele Newman at 9/27/2021 10:32:45 AM - [Returned for more information | Please check prior resolution info]
Submitter: Greg P. Addison at 9/29/2021 12:25:57 PM - [Submitted | Additional data submitted.]
Department Director: Michele Newman at 10/8/2021 10:54:42 AM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/8/2021 12:13:31 PM - [Returned for more information | The Project/Title and Request Summary need additional information; sending separate email with last contract's RLA to follow]
Submitter: Greg P. Addison at 10/11/2021 2:20:56 PM - [Submitted |]
Department Director: Michele Newman at 10/13/2021 11:40:32 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/14/2021 10:50:06 AM - [Returned for more information | Please use the same wording in the title and summary that is in the RLA I sent you]
Submitter: Greg P. Addison at 10/14/2021 1:16:05 PM - [Submitted |]
Department Director: Michele Newman at 10/14/2021 1:58:42 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/14/2021 3:47:58 PM - [Returned for more information | Under "Request Summary" Paragraph 1 correct the spacing and add the statement "a total of twelve notifications were distributed and one response was received and evaluated"]
Submitter: Greg P. Addison at 10/15/2021 8:01:06 AM - [Submitted |]
Department Director: Michele Newman at 10/15/2021 8:15:43 AM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/18/2021 9:01:09 AM - [Approved |]
Compliance: Katie M. Bartle at 10/18/2021 1:00:31 PM - [Returned for more information | Robinson Wholesale is not in compliance. They can go to jacomocompliance.com to submit an application.]
Submitter: Greg P. Addison at 10/18/2021 5:19:57 PM - [Submitted |]
Department Director: Michele Newman at 10/18/2021 7:33:17 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/21/2021 9:25:51 AM - [Approved |]
Compliance: Katie M. Bartle at 10/21/2021 10:33:36 AM - [Approved |]
Finance (Budget): Mark Lang at 10/21/2021 11:23:50 AM - [Approved | A fiscal note is not required for term & supply contracts.]
Executive: Troy Schulte at 10/22/2021 11:45:25 AM - [Approved |]
Legal: Elizabeth Freeland at 10/27/2021 4:02:31 PM - [Approved |]



**JACKSON COUNTY
Parks + Rec**

22807 Woods Chapel Road
Blue Springs, Missouri 64015
MakeYourDayHere.com

Michele Newman, Director
(816) 503-4800
Fax: (816) 795-1234

MEMORANDUM

TO: Katelyn Edgar, Purchasing

FROM: Greg Addison, Superintendent of Golf Course & Marinas

DATE: September 23, 2021

SUBJECT: ITB No. 50-21 Bid Recap/Recommendation (Retail Fishing Supplies)

After review of the submitted bid and quotation prices, The Parks + Rec Department recommend the award to Robinson Wholesale. We anticipate spending approximately \$24,000-\$30,000 with this company on resale tackle and fishing/outdoor supplies in the coming year.

Greg Addison
Superintendent, Golf Course & Marinas
Jackson County Parks & Recreation



Frank White, Jr., County Executive



JACKSON COUNTY
Parks + Rec

22807 Woods Chapel Road
Blue Springs, Missouri 64015
MakeYourDayHere.com

Michele Newman, Director
(816) 503-4800
Fax: (816) 795-1234

September 8, 2021

Katelyn W. Edgar
Buyer

Jackson County, Missouri
415 E. 12th Street, Room G-1
Kansas City, MO 64106

Kedgar@jacksongov.org

To Katelyn,

We accept the terms of Robinson's bid in regard to tackle resale bidding for number 50-21 and would like to move forward accepting the proposed terms. We anticipate spending approximately \$24,000-\$30,000 with this company on resale tackle and fishing/outdoor supplies in the coming year.

Thank you,

Jill Furedy,

Assistant Marina Administrator
Lake Jacomo Marina

7401 West Park Road
Blue Springs, MO 64015
(816)795-8888




Frank White, Jr., County Executive

ABSTRACT OF BIDS

Invitation to Bid No. 50-21
 Resale Fishing Supplies
 Opens: 2:00 PM, CDT on 8/24/2021

Robinson
 Wholesale, Inc
 Genoa City, WI

NO	DESCRIPTION	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT
1	1/64 oz. Feather/Hair Jigs	<i>See bid</i> 				
2	1/64 oz. Painted Jig Heads (by the card/pkg)					
3	1/64 oz. Painted Jig Heads (in bulk)					
4	2 lb. Hi-Vis Yellow/Gold Crappie Line					
5	9 Snap Chain Stringer					
6	B3 Blade Bait (1 - 4 oz.)					
7	Baseball Style Caps w/ Fishing Themes					
8	Berkely Crappie Nibbles					
9	Bobby Garland Itty Bit Slab Slay'r					
10	Bobby Garland Itty Bit Swinm'r					
11	Catfish Dip Bait					
12	Coated Fishing Gloves					

CERTIFICATION OF BID OPENING
 BIDS WERE PUBLICLY
 OPENED AND RECORDED

ON: August 24, 2021, BY
Udi H. Rowland
 CLERK OF THE LEGISLATURE

Kathy
 PURCHASING

ABSTRACT OF BIDS

Invitation to Bid No. 50-21
 Resale Fishing Supplies
 Opens: 2:00 PM, CDT on 8/24/2021

Robinson
 Wholesale, Inc.
 Genoa City, WI

NO	DESCRIPTION	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT
----	-------------	--------	--------	--------	--------	--------

13 Cubby Mini Mite Jig-in-a-tube (1 - 64 oz.) *See bid*

14 Floating Wire Fish Baskets (13 x 18)

15 Frabill Sit N' Fish Bucket

16 Kastmaster Spoons (1 - 24 oz.)

17 Magic Bait Prepared Dough Balls for Catfish

18 Mr. Crappie Rattlin Pear Floats

19 Poly Fish Stringer (9' - 12')

20 Rapala SlabRap (Size 4 and 5)

21 Rat-L-Trap (1 - 2 oz.)

22 Reusable Split Shot Sinkers (Size BB)

23 Shakespeare Catch More Fish Combos

24 Shakespeare Licensed Character Kid Rod and Reel Combos



CERTIFICATION OF BID OPENING
 BIDS WERE PUBLICLY
 OPENED AND RECORDED

ON: August 24, 2021, BY
John J. Rowland
 CLERK OF THE LEGISLATURE

Kathy
 PURCHASING

ABSTRACT OF BIDS

Invitation to Bid No. 50-21
 Resale Fishing Supplies
 Opens: 2:00 PM, CDT on 8/24/2021

Robinson
 Wholesale, Inc.
 Genoa City, WI

NO	DESCRIPTION	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT
25	Southern Pro Panfish Stringer (1.5")	<i>See bid</i> 				
26	Strike King Mini-King Spinner Bait (1 - 8 oz.)					
27	Swedish Pimple Spoons (1 - 10 oz.)					
28	Trilene Fishing Line Clear (2 lb. - 8 lb.)					
29	UL Rods in 4' - 5.6'					
30	UL Spinning Combos in 4' - 5.6'					
31	Discount off Catalog Pricing					
32	Discount off Internet Pricing					

CERTIFICATION OF BID OPENING
 BIDS WERE PUBLICLY
 OPENED AND RECORDED

ON: August 24, 2021, BY

Debi D. Rowland
 CLERK OF THE LEGISLATURE

Kear

PURCHASING

ATTACHMENT 1
 RESPONDENT'S QUOTATION for JACKSON COUNTY, MISSOURI
 INVITATION TO BID NO. 50-21

NO.	DESCRIPTION	MANUFACTURER & CATALOG NO.	PRICE EACH
1.	1/64 oz. Feather/Hair Jigs		\$ Current Cost
2.	1/64 oz. Painted Jig Heads (by the card/package)		\$
3.	1/64 oz. Painted Jig Heads (in bulk)		\$
4.	2 lb. Hi-Vis Yellow/Gold Crappie Line		\$
5.	9 Snap Chain Stringer		\$
6.	B3 Blade Bait (1 – 4 oz.)		\$
7.	Baseball Style Caps w/ Fishing Themes		\$
8.	Berkley Crappie Nibbles		\$
9.	Bobby Garland Itty Bit Slab Slay'r		\$
10.	Bobby Garland Itty Bit Swim'rs		\$
11.	Catfish Dip Bait		\$
12.	Coated Fishing Gloves		\$
13.	Cubby Mini Mite Jig-in-a-tube (1 - 64 oz.)		\$
14.	Floating Wire Fish Baskets (13 x 18)		\$
15.	Frabill Sit N' Fish Bucket		\$
16.	Kastmaster Spoons (1 - 24 oz.)		\$
17.	Magic Bait Prepared Dough Balls for Catfish		\$
18.	Mr. Crappie Rattlin Pear Floats		\$
19.	Poly Fish Stringer (9' – 12')		\$
20.	Rapala SlabRap (Size 4 and 5)		\$
21.	Rat-L-Trap (1 – 2 oz.)		\$
22.	Reusable Split Shot Sinkers (Size BB)		\$
23.	Shakespeare Catch More Fish Combos		\$
24.	Shakespeare Licensed Character Kid Rod & Reel Combos i.e. Avengers, Frozen, Moana, etc.		\$
25.	Southern Pro Panfish Stinger (1.5")		\$
26.	Strike King Mini-King Spinner Bait (1 – 8oz.)		\$

Web ~~Current Cost~~

Current Web
 Cost

27.	Swedish Pimple Spoons (1 – 10oz.)	\$	
28.	Trilene Fishing Line Clear (2 lb. – 8 lb.)	\$	
29.	UL Rods in 4' – 5.6'	\$	
30.	UL Spinning Combos in 4' – 5.6'	\$	
31.	Discount Off Catalog Pricing		%
32.	Discount Off Internet Pricing (optional)		%

Webpage for Internet Pricing: Store.RobinsonwholesaleINC.com

Minimum Order Required: \$ 75.00

NOTE: All product is to be shipped using standard FOB Destination terms. Quotation shall include all packaging, freight, delivery, fuel, and all other miscellaneous charges. The County will not pay for any separate surcharges. COD shipments will not be accepted.

all prices are based on current cost

CERTIFICATION:

SIGNATURE: <u>Victoria White</u>	DATE: <u>8-6-21</u>
NAME (print or type): <u>Victoria White</u>	PHONE: <u>262-279-6464</u>
TITLE (print or type): <u>Purchase Assistant</u>	MOBILE:
COMPANY NAME (print or type): <u>Robinson Wholesale INC</u>	FAX: <u>262-279-6408</u>
EMAIL ADDRESS (print or type): <u>VWhite@RobinsonwholesaleINC.com</u>	
URL/WEBSITE (print or type): <u>Store.RobinsonwholesaleINC.com</u>	

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 2021 Christmas in the Park event, at an aggregate cost to the County not to exceed \$42,000.00.

RESOLUTION NO. 20804, November 1, 2021

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, the Parks + Rec Department will sponsor its 2021 Christmas in the Park event from November 24, 2021, to December 31, 2021; and,

WHEREAS, at this event held at the Longview Lake Campground, visitors will tour by automobile lighted holiday displays erected by parks staff; and,

WHEREAS, some of the costs of the event are paid out of donations collected from those viewing the displays; and,

WHEREAS, the department has traditionally used workers from various community organizations to assist in traffic control at the event; and,

WHEREAS, as compensation for supplying the staff, the department proposes to pay each participating organization a share of the total proceeds collected for the event, in an amount not to exceed \$1,000.00 per organization; and,

WHEREAS, for 2021, the department recommends contracts with the organizations listed in the attached Exhibit A; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the County Executive be and hereby is authorized to execute agreements with the organizations specified in Exhibit A, in an amount not to exceed \$1,000.00 per organization, in a form to be approved by the County Counselor; and,

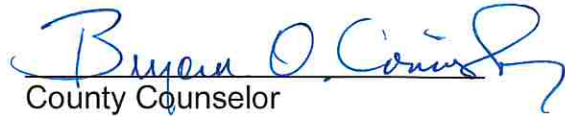
BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to make all payments, including final payment on the agreements.

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 No. 20804 of November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____ Nays _____

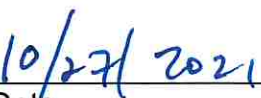
Abstaining _____ Absent _____

Date

Mary Jo Spino, Clerk of Legislature

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.

ACCOUNT NUMBER: 300 1670 56790
ACCOUNT TITLE: Park Enterprise Fund
Special Events
Other Contractual Services
NOT TO EXCEED: \$42,000.00



Date



Chief Administrative Officer

Exhibit A

Organization	2021 e	
Midtown Community Life Center	11/24	
Raytowners for Youth	11/25	
One Good Meal	11/26	
Ancient Order of Hibernians	11/27	
Taking it to the Streets	11/28	
PEO	11/29	
Force Inc	11/30	
Canine Companions for Independence	12/1	
Love Fund for Children	12/2	
Missouri Rehabilitation Association	12/3	
Raymore Christian Church troop 1124	12/4	
The National Sorority of Phi Delta Kappa, Inc	12/5	
Children's Emergency Fund	12/6	
Survive & Thrive	12/7	
Knights of Columbus Council 4962	12/8	
Community Assistance Council	12/9	
Hickman Mills Educational Foundation	12/10	
Girl Scout Unit 3335	12/11	
Bringing Hope, Building Lives Foundation	12/12	
Missouri Search and Rescue	12/13	
Community of Christ	12/14	
The Black Family Technology Awareness Assoc.	12/15	
KC Alumni Chaper of the Kappa Alpha Psi Fraternity	12/16	
Emmanuel Baptist Church	12/17	
St. Paul's Presbyterian Church	12/18	
Fellowship Right Baptist Church	12/19	
St. Monica Catholic Church	12/20	
Grain Valley Band Parents	12/21	
Saint Margaret's Council 13908	12/22	
Grandview Education Foundation	12/23	
Mount Washington Missionary Baptist Church	12/24	
Lee's Summit Meals on Wheels	12/25	
Grandview Youth Court	12/26	
Northwest Community Development Corporation	12/27	
Holy Spirit Catholic Church	12/28	
Independence Meals on Wheels	12/29	
Boy Scout Troop 550	12/30	
Our Lady of the Presentaion Church (troop 391)	12/31	
American Legion Post 189		X Alternate
AT & T Pioneers		X Alternate
Faith United Methodist Church		X Alternate
Special Olympics KC Metro		X Alternate

Request for Legislative Action

Res. #20804

Sponsor: Tony Miller

Date: November 1, 2021

Completed by County Counselor's Office

Action Requested:	Resolution	Res.Ord No.:	20804
Sponsor(s):	Tony Miller	Legislature Meeting Date:	11/1/2021

Introduction

Action Items: ['Authorize']

Project/Title:

Resolution authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 2021 Christmas In The Park event, at a cost to the County not to exceed \$42,000.

Request Summary

Requesting a Resolution authorizing the County Executive to execute agreement with certain organizations to provide services in connection with the 2021 Christmas In The Park event, at a cost to the County not to exceed \$42,000.

Annually, Christmas In The Park accepts free will donations which are collected nightly by different, local community organizations. Participating organizations receive a share of the proceeds collected for the event not to exceed \$1,000 per organization. The event will run from November 24, 2021 through December 31, 2021.

Agreements include the 38 nights of operation along with 4 alternate groups for possible cancellations.

Contact Information

Department:	Parks + Rec	Submitted Date:	10/19/2021
Name:	Dianne L. Kimzey	Email:	DKimzey@jacksongov.org
Title:	Deputy Director of Enterprise Operations	Phone:	816-503-4825

Budget Information

Amount authorized by this legislation this fiscal year:	\$42,000		
Amount previously authorized this fiscal year:	\$ 0		
Total amount authorized after this legislative action:	\$42,000		
Is it transferring fund?	No		
Single Source Funding:			
Fund:	Department:	Line Item Account:	Amount:
300 (Park Enterprise Fund)	1670 (Special Events)	56790 (Other Contractual Services)	\$42,000

Request for Legislative Action

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:
20553	November 2, 2020

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	No
Chapter 10 Justification:	
Core 4 Tax Clearance Completed:	
Certificate of Foreign Corporation Received:	
Have all required attachments been included in this RLA?	

Compliance	
Certificate of Compliance	
Not Applicable	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Less than \$50000	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none"> 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. 	

Request for Legislative Action

History

Dianne L. Kimzey at 10/19/2021 11:37:19 AM - [Submitted |]

Department Director: Michele Newman at 10/19/2021 11:58:40 AM - [Approved |]

Finance (Purchasing): Barbara J. Casamento at 10/20/2021 12:02:09 PM - [Not applicable |]

Compliance: Katie M. Bartle at 10/20/2021 12:49:20 PM - [Approved |]

Finance (Budget): Mark Lang at 10/21/2021 11:22:53 AM - [Approved | The fiscal note has been attached.]

Executive: Troy Schulte at 10/22/2021 11:46:03 AM - [Approved |]

Legal: Elizabeth Freeland at 10/27/2021 4:04:27 PM - [Approved |]

Fiscal Note:

This expenditure was included in the Annual Budget.

PC# 167021001 000

Date: October 21, 2021

RES # 20804
eRLA ID #: 277

<u>Org Code/Description</u>	<u>Object Code/Description</u>	<u>Not to Exceed</u>
300 Park Enterprise Fund		
1670 Special Events	56790 Other Contractual Services	\$ 42,000

APPROVED
By Mark Lang at 11:22 am, Oct 21, 2021

\$ 42,000

Budget Office

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION transferring \$62,000.00 within the 2021 Anti-Crime Sales Tax Fund, to cover unanticipated budgetary shortfalls within the Jackson County Drug Task Force.

RESOLUTION NO. 20805, November 1, 2021

INTRODUCED BY Theresa Cass Galvin, County Legislator

WHEREAS, the Jackson County Drug Task Force has experienced budgetary shortfalls in its accounts relating to informants, narcotics purchases, and overtime due to increased investigations and involvement by the Sheriff's Office; and,

WHEREAS, a transfer is required for the continuation of these joint efforts between the County's police departments and Sheriff's Office through the end of the year; now therefore,

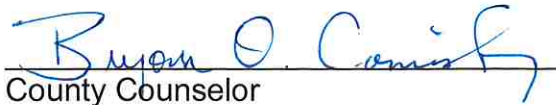
BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the following transfer within the 2021 Anti-Crime Sales Tax Fund be and hereby is made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Anti-Crime Sales Tax Fund Jackson County Drug Task Force 008-4151	56790- Other Contractual Services	\$62,000	
008-4151	55030- Overtime Salaries		\$6,000
008-4151	56844- Narcotics Purchases		\$50,000
008-4151	56846- Informant Fee		\$6,000

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 No. 20805 of November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

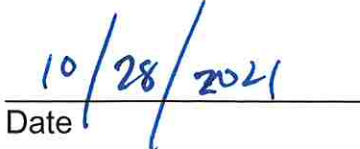
Absent _____

Date

Mary Jo Spino, Clerk of Legislature

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

ACCOUNT NUMBER: 008 4151 56790
ACCOUNT TITLE: Anti-Crime Sales Tax Fund
Jackson County Drug Task Force
Other Contractual Services
NOT TO EXCEED: \$62,000.00


Date


Chief Administrative Officer

Request for Legislative Action

Res. No.: 20805
Sponsor: Theresa Cass Galvin
Date: November 1, 2021

Completed by County Counselor's Office

Action Requested:	Resolution	Res.Ord No.:	20805
Sponsor(s):	Theresa Galvin	Legislature Meeting Date:	11/1/2021

Introduction

Action Items: ['Authorize', 'Transfer']

Project/Title:

Authorizing transfers within the Jackson County Drug Task Force annual budget to increase accounts 55030,56844 and 56846 due to increase drug cases and the cost associated with the cases.

Request Summary

This RLA is a request to transfer funds within the Jackson County Drug Task Force budget.

Requesting a transfer of \$62,000 from Other Contractual (56790) to Overtime (55030), Narcotics Purchases (56844) and Informant Fee (56846) within the Drug Task Force annual budget to cover shortfalls in line item budget. The need for these transfers is from an increase of overtime due to the high volume of drug cases and the increase cost of narcotic purchases and informants fees due to the pandemic increasing these costs significantly. The Task Force is able to transfer funds from account 56790 due to staffing shortages with two detective positions remaining vacant in 2021.

The Jackson County Drug Task Force was formed to bring together detectives from the county's various police departments and Sheriff's Office to pursue drug dealers. The purchase of illegal drugs is an integral part of the Jackson County Drug Task Force's ability to fulfill its function. These illegal drugs or "evidence" is then used in the prosecution of those individuals involved in the distribution of controlled substances in Jackson County and across the United States.

Additionally, it is a common practice in Law Enforcement to utilize confidential informants. Detectives assigned to the Task Force have utilized the information provided by confidential informants since the inception of the Task Force. Confidential informants are essential and utilized within most drug investigations. Without confidential informants, the Task Force could not effectively enforce the controlled substances laws of the State of Missouri or the United States. Confidential informants that have been proven to be reliable and trustworthy are paid for information that improves or progresses the investigation.

All purchases of evidence and information will be individual purchases of less than \$5,000 from multiple criminal defendants and confidential informants. As Detectives will be unable to determine ahead of time any future purchase of "evidence" or information the funding provided by this transfer will be used on an as needed basis.

Contact Information

Request for Legislative Action

Department:	Jackson County Drug Task Force	Submitted Date:	10/7/2021
Name:	Cari Beeman	Email:	cbeeman@jacksongov.org
Title:	Operations Administrator	Phone:	816-503-4713

Budget Information			
Amount authorized by this legislation this fiscal year:			\$62,000
Amount previously authorized this fiscal year:			\$ 0
Total amount authorized after this legislative action:			\$62,000
Is it transferring fund?			Yes
Transferring Fund From:			
Fund:	Department:	Line Item Account:	Amount:
008 (Anti-Crime Sales Tax Fund)	4151 (Jackson County Drug Task Force)	56790 (Other Contractual Services)	\$62,000
Transferring Fund To:			
Fund:	Department:	Line Item Account:	Amount:
008 (Anti-Crime Sales Tax Fund)	4151 (Jackson County Drug Task Force)	55030 (Overtime Salaries)	\$6,000
008 (Anti-Crime Sales Tax Fund)	4151 (Jackson County Drug Task Force)	56844 (Narcotic Purchases)	\$50,000
008 (Anti-Crime Sales Tax Fund)	4151 (Jackson County Drug Task Force)	56846 (Informant Fee)	\$6,000

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	Yes
Chapter 10 Justification:	Other
Core 4 Tax Clearance Completed:	Not Applicable
Certificate of Foreign Corporation Received:	Not Applicable
Have all required attachments been included in this RLA?	Yes

Request for Legislative Action

Compliance	
Certificate of Compliance	
Not Applicable	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Not spending money - transfer	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none">Funds sufficient for this appropriation and/or transfer are available from the source indicated on the budget information tab.	

Request for Legislative Action

History

Cari Beeman at 10/7/2021 11:27:10 AM - [Submitted |]
Department Director: Vince M. Ortega at 10/7/2021 11:59:43 AM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/7/2021 1:41:51 PM - [Returned for more information | What purchases are being made and from whom?]
Submitter: Cari Beeman at 10/7/2021 3:11:53 PM - [Submitted | Request summary updated per request for additional information from purchasing office.]
Department Director: Vince M. Ortega at 10/7/2021 4:03:37 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/7/2021 4:35:32 PM - [Returned for more information | needs to be justified according to Chapter 10]
Submitter: Cari Beeman at 10/8/2021 2:46:13 PM - [Submitted |]
Department Director: Dan Cummings at 10/8/2021 2:59:13 PM - [Returned for more information | Please add additional information to the request summary.]
Submitter: Cari Beeman at 10/8/2021 3:22:11 PM - [Submitted | Additional information added]
Department Director: Dan Cummings at 10/8/2021 3:33:31 PM - [Approved |]
Finance (Purchasing): Barbara J. Casamento at 10/11/2021 3:34:34 PM - [Returned for more information | Please amend as per our discussion. thanks]
Submitter: Cari Beeman at 10/12/2021 11:26:19 AM - [Submitted | Updated request summary as discussed with Barbara. Attachment not needed requested Lisa Honn to delete.]
Department Director: Dan Cummings at 10/12/2021 11:42:10 AM - [Approved | updated request summary as requested.]
Finance (Purchasing): Barbara J. Casamento at 10/14/2021 12:48:46 PM - [Approved |]
Compliance: Katie M. Bartle at 10/14/2021 1:19:57 PM - [Approved |]
Finance (Budget): Mary Rasmussen at 10/15/2021 12:00:07 PM - [Approved | Fiscal note attached.]
Executive: Troy Schulte at 10/15/2021 12:46:22 PM - [Approved |]
Legal: Elizabeth Freeland at 10/19/2021 12:53:33 PM - [Returned for more information | Please remove sole source purchase language. Thx!]
Submitter: Cari Beeman at 10/20/2021 9:24:37 AM - [Submitted | Removed the last sentence per request.]
Department Director: Dan Cummings at 10/20/2021 10:29:26 AM - [Approved | Sole source language removed as requested.]
Finance (Purchasing): Barbara J. Casamento at 10/20/2021 11:06:11 AM - [Approved |]
Compliance: Katie M. Bartle at 10/20/2021 11:23:47 AM - [Approved |]
Finance (Budget): Mark Lang at 10/21/2021 11:17:36 AM - [Approved |]
Executive: Troy Schulte at 10/22/2021 11:44:24 AM - [Approved |]
Legal: Elizabeth Freeland at 10/28/2021 10:00:44 AM - [Approved |]

Fiscal Note:

Funds sufficient for this transfer are available from the sources indicated below.

PC# 415121004

Date: October 15, 2021

RES # 20805
eRLA ID #: 268

Org Code/Description	Object Code/Description	From	To
008 Anti-Crime Sales Tax Fund			
4151 Jackson County Drug Task Force	56790 Other Contractual Services	\$ 62,000	\$ -
4151 Jackson County Drug Task Force	55030 Overtime Salaries		6,000
4151 Jackson County Drug Task Force	56844 Narcotic Purchases		50,000
4151 Jackson County Drug Task Force	56846 Informant Fee		6,000
		\$ 62,000	\$ 62,000

APPROVED
By Mary Rasmussen at 11:57 am, Oct 15, 2021

Budget Office

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION extending the County's current mask mandate order for the health and safety of its citizens until November 22, 2021.

RESOLUTION NO. 20806, November 1, 2021

INTRODUCED BY Jalen Anderson, Crystal Williams, and Scott Burnett, County Legislators

WHEREAS, Executive Order 21-07 issued by Governor Mike Parson, declaring a State of Emergency to Assist Continued COVID-19 Recovery, expired on August 31, 2021; and,

WHEREAS, on August 6, in response to the increased health risk posed to Jackson County citizens evidenced by the Report Supporting Order for Mask Wearing in Public Places provided by the Jackson County Health Department pursuant to section 67.625, RSMo, the County Executive, the Director of the Health Department, and the County's Emergency Management Coordinator issued a renewed mask mandate (hereinafter "Renewed Public Health Order") that was to expire on October 7, 2021, a copy of which is attached hereto; and,

WHEREAS, by Resolution 20781, dated October 4, 2021, the Legislature did extend the Renewed Public Health Order until November 7, 2021, as authorized by section 67.265.1(1), RSMo; and,

WHEREAS, the Renewed Public Health Order encourages vaccination and requires individuals five years of age and older to wear a face covering or mask in places of public accommodation; and,

WHEREAS, COVID-19 spreads among people who are in contact with one another or present in shared spaces and a gathering of individuals without necessary mitigation for the spread of infection will pose a risk of the spread of infectious disease; and

WHEREAS, the state of Missouri has continued to experience a sustained wave of new COVID-19 cases, fueled by low rates of full vaccination (currently 49.2% of residents), the spread of a more pervasive and virulent variant (Delta); and,

WHEREAS, area hospitals serving the citizens of Jackson County are experiencing moderate levels of COVID-related admissions and associated staffing shortages, limiting the number of available ICU and non-ICU beds and forcing facilities to enter periods of diversion; and,

WHEREAS, as of October 27, 2021, the Jackson County Health Department reported 39,908 total cases of COVID-19 and 521 cases of COVID-19-related deaths in Eastern Jackson County (the area outside of Kansas City, Missouri, and Independence, Missouri); and,

WHEREAS, on October 27, 2021, the Jackson County Health Department reported approximately 49.1% of Eastern Jackson County residents were fully vaccinated for COVID-19 and that 53.2% have been administered at least one vaccine dose; and,

WHEREAS, on August 23, 2021, the U.S. Food and Drug Administration fully approved the Pfizer-BioNTech COVID-19 vaccine for prevention of COVID-19 disease, with additional vaccine options still available under a prior emergency use authorization; and,

WHEREAS, compelling data demonstrates that community mask wearing is an effective nonpharmacologic intervention to reduce the spread of COVID-19 infection, especially as source control to prevent spread from infected persons, but also as protection to reduce wearers' exposure to infection; and,

WHEREAS, on July 27, 2021, the U.S. Centers for Disease Control and Prevention (CDC) issued new guidance, recommending all vaccinated individuals (in addition to its previous recommendation for unvaccinated individuals) in "substantial" or "high" transmission areas, with either more than fifty cases per 100,000 people in the area over a seven-day period, or with a COVID-19 test positivity rate higher than 5%, wear masks indoors; and,

WHEREAS, as of September 29, 2021, the CDC classifies Jackson County, and every county adjacent to Jackson County in both Missouri and Kansas as high transmission areas, with the exception of Platte and Clay Counties. Platte County is currently

experiencing moderate community transmission as defined by the CDC, while Clay County is experiencing substantial community transmission; and,

WHEREAS, medical professionals recommended a return to masks indoors in July 2021, to decrease overall community transmission and hospitalization rates; and,

WHEREAS, on October 28, 2021, the Jackson County Health Department, pursuant to section 67.625, RSMo, submitted an updated report to the Legislature outlining the need for and recommending an extension of the mask mandate; now therefore,

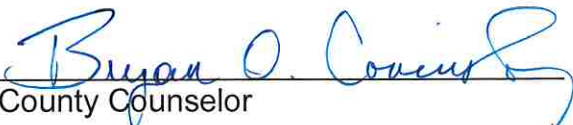
BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the Renewed Public Health Order be and hereby is extended until November 22, 2021.

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 No. 20806 of November 1, 2021, was duly passed on _____, 2021 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

JACKSON COUNTY, MISSOURI

RECEIVED

OFFICE OF THE COUNTY EXECUTIVE
415 E. 12th St., Ste. 200, Kansas City, MO 64106
JACKSON COUNTY HEALTH DEPARTMENT
313 S. Liberty, Independence, MO 64050

AUG 06 2021 JHR 2:20 p
8/6/2021

MARY JO SPINO
COUNTY CLERK

ORDER OF JACKSON COUNTY EXECUTIVE FRANK WHITE, JR., JACKSON COUNTY HEALTH DIRECTOR BRIDGETTE SHAFFER, AND INTERIM JACKSON COUNTY EMERGENCY MANAGEMENT COORDINATOR CALEB CLIFFORD DIRECTING ALL INDIVIDUALS LIVING IN, AND BUSINESSES OR ENTITIES OPERATING IN, JACKSON COUNTY, MISSOURI, EXCEPT KANSAS CITY, MISSOURI, AND INDEPENDENCE, MISSOURI, TO ADHERE TO THE PROVISIONS OUTLINED BELOW.

DATE OF ORDER: AUGUST 6, 2021

Please read this Order carefully. Pursuant to §192.300 R.S.Mo. and §192.320 R.S.Mo., violation of or failure to comply with this Order is a class A misdemeanor punishable by fine, imprisonment, or both. Pursuant to sections 4001 and 4052, Jackson County Code, 1984, violation of or failure to comply with this order is also a county ordinance violation, punishable by fine, imprisonment, or both.

UNDER THE AUTHORITY GRANTED INDIVIDUALLY AND COLLECTIVELY BY THE RELEVANT PROVISIONS OF THE MISSOURI STATE CONSTITUTION, STATUTES, REGULATIONS, AS WELL AS BY RELEVANT PROVISIONS OF THE HOME RULE CHARTER OF JACKSON COUNTY AND COUNTY CODE PROVISIONS, INCLUDING, BUT NOT LIMITED TO: THE MISSOURI CODE OF STATE REGULATIONS, RULES OF DEPARTMENT OF HEALTH AND SENIOR SERVICES (19 CSR 20-20.020; 19 CSR 20-20.030; 19 CSR 20-20.040; 19 CSR 20-20.050) AND JACKSON COUNTY CODE CHAPTER 40, THE JACKSON COUNTY EXECUTIVE, JACKSON COUNTY HEALTH DIRECTOR, AND JACKSON COUNTY EMERGENCY MANAGEMENT COORDINATOR DO HEREBY ORDER:

1. This Order re-imposes restrictions in Jackson County, excluding the corporate limits of the cities of Kansas City, Missouri, and Independence, Missouri, due, in part, to the following:
 - On March 12, 2020, a proclamation of a state of emergency was issued to allow Jackson County, Missouri to take measures to reduce the possibility of exposure to COVID-19 and promote the health of Jackson County residents; and
 - On March 26, 2021, the Governor of the State of Missouri issued Executive Order 21-07 authorizing the Jackson County Executive to, among other things, issue orders protecting Jackson County residents from the contraction and spread of COVID-19; and
 - COVID-19 primarily spreads when an infected person breathes out droplets and very small particles that contain the virus. These droplets and particles can be breathed in by other people or land on their eyes, noses, or mouth; and

- Missouri is experiencing another wave of new COVID-19 cases, fueled by low rates of full vaccination (under 50%), the spread of a new strain of COVID-19 variant (the Delta variant), and hot spots in southwest Missouri and northcentral Missouri, locations frequented by Jackson County residents; and
- as of August 4, 2021, there were 31,660 total cases and 388 deaths of COVID-19 reported in Eastern Jackson County. The Centers for Disease Control (CDC) reported approximately 3.4 million total cases and approximately 613,000 deaths nation-wide; and
- as of August 3, 2021, approximately 40.5% of all Eastern Jackson County residents were fully vaccinated against COVID-19 and 46.2% have received one vaccine dose; and
- the number of COVID-19 cases and hospitalizations in Jackson County has increased steadily, with the weekly average for new COVID-19 cases the highest in almost six months, and local hospitals are at or near patient-capacity; and
- on July 27, 2021, the CDC issued new guidance, recommending all vaccinated individuals (in addition to their previous recommendation for only unvaccinated individuals) in “substantial” or “high” transmission areas, with either more than 50 cases per 100,000 people in the area over a seven-day period, or with COVID-19 test positivity rate higher than 5%, wear masks indoors; and
- for the 2021/2022 school year, the CDC published guidance for the return to in-person learning, recognizing many schools will have vaccinated and unvaccinated student-populations, stating consistent and correct mask use as one of the COVID-transmission prevention strategies crucial to protect students, teachers and staff. CDC recommends universal indoor masking for all teachers, staff, students, and visitors to K-12 schools, regardless of vaccination status; and
- on August 1, 2021, the CDC classified Jackson County, as well as every county adjacent to Jackson County in Missouri and Kansas, as high transmission areas; and
- since late July 2021, the chief medical officers (CMOs) in Jackson County and surrounding areas strongly advocated for the use of universal masking to bend the curve of surging COVID-19 cases and hospitalizations. Hospital CMOs indicated that hospitals were experiencing dangerously high capacity limitations.; and
- pursuant to § 67.265 R.S.Mo., the Jackson County Health Department, prior to the issuance of this Order, having considered and presented less restrictive alternatives to redress COVID-19-related transmission, infections, hospitalizations and deaths, submitted a report to the Jackson County Legislature outlining and recommending a need for this Order;

Thus, as of the effective date and time of this Order set forth below, **12:01 a.m. on AUGUST 9, 2021**, all individuals, businesses, and government agencies in Jackson County, Missouri, excluding the portions of the County within the corporate limits of the cities of Kansas City, Missouri, and Independence, Missouri, are required to follow the provisions of this Order.

2. All persons are encouraged to be vaccinated for COVID-19. Vaccination prevents severe illness, hospitalizations, and deaths.
3. As used herein, the terms below shall have the following meanings:

- a) A “face covering or mask” means a uniform piece of cloth, fabric or other material that securely covers a person’s nose and mouth. It is properly worn when it remains affixed in place without the use of one’s hands. A face covering or mask may be:
 - A sewn mask secured with ties or straps around the head or behind the ears; or
 - Multiple layers of fabric tied around the head; or
 - Made from a variety of materials, such as fleece, cotton, or linen; or
 - Factory-made or made from household items.
 - b) A “place of public accommodation” means any place or business offering or holding out to the general public goods, services, privileges, facilities, advantages or accommodations for the peace, comfort, health, welfare and safety of the general public. Public accommodation shall not include a private club or a place of public accommodation owned and operated on behalf of a religious corporation, association or society.
4. An individual in an indoor place of public accommodation must properly wear a face covering or mask. These spaces include, but are not limited to, grocery and retail stores, special events, and public transit, but do not include private dwellings or private transportation vehicles.
- a) Exceptions to the face covering or mask requirement include the following:
 - Minors below the age of 5; and
 - Persons who have disabilities where face coverings or masks constitute a substantial impairment to their health and well-being based upon medical, behavioral or legal direction; and
 - Persons in a restaurant or tavern actively consuming food or drink; and
 - Persons obtaining a service involving the nose or face when temporary removal of the face covering or mask is necessary to perform the service; and
 - Persons who are alone in a separate room or office;

Places of public accommodation shall deny entry to and refuse to serve members of the public who refuse to wear face coverings or masks, unless a medical exemption applies or the individual is a child under the age of five. Places of public accommodation shall neither require the individual to produce medical documentation verifying a medical condition or disability, nor ask about the nature of a medical condition or disability and are encouraged to offer members of the public alternatives to in-person use of their premises.

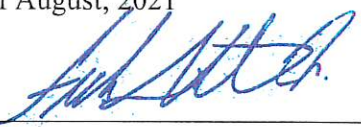
5. Pursuant to §192.300 R.S.Mo. and §192.320 R.S.Mo., the Health Director requests that the Sheriff, all chiefs of police, Park Rangers in the County, and the Jackson County Environmental Health Department ensure compliance with and enforcement of this Order. The violation of any provision of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both. All remedies prescribed by this Order or otherwise available under applicable law,

shall be cumulative, and the use of one or more remedies by Jackson County shall not bar the use of any other remedy to enforce this Order.

6. **This Order shall be effective at 12:01 a.m., on AUGUST 9, 2021**, and will continue to be in effect until it is extended, rescinded, superseded, amended or terminated in writing by the County Executive, Health Director, and Emergency Management Coordinator or pursuant to the provisions of R.S.Mo. § 67.265.
7. The County will consistently monitor data regarding COVID-19 rates in Jackson County and reserves the right to further amend this Order in accordance with infection rates, CDC guidelines, and any other relevant information which indicates the necessity to increase restrictions or which indicates cause to ease restrictions.
8. Copies of this Order shall promptly be: (1) made available outside the Jackson County Courthouses at 415 E. 12th St., Kansas City, MO 64106 (Downtown Location); (2) posted on the Jackson County Health Department website (www.jacohd.org); and (3) provided to any member of the public requesting a copy of this Order.
9. If any provision of this Order or its application to any person or circumstance is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

Authenticated as Adopted

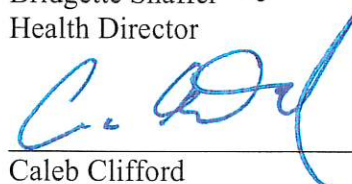
This 6th day of August, 2021



Frank White, Jr.
County Executive



Bridgette Shaffer
Health Director



Caleb Clifford
Chief of Staff & Interim Emergency Management
Coordinator

Request for Legislative Action

Res. No.: 20806
Sponsors: Jalen Anderson;
Crystal Williams; Scott Burnett
Date: November 1, 2021

Completed by County Counselor's Office			
Action Requested:	Resolution	Res.Ord No.:	20806
Sponsor(s):	Jalen Anderson;Crystal J. Williams;Scott Burnett JACKSON COUNTY	Legislature Meeting Date:	11/1/2021

Introduction
Action Items: ['Authorize']
Project/Title:
A Resolution approving an extension to the current health order requiring indoor masking for individuals five years of age and older.

Request Summary
Due, in part, to the high prevalence of COVID-19 in our region, relatively low vaccination rates and the scientific evidence supporting the benefits of universal masking, the Jackson County Executive, Health Director, Emergency Management Coordinator are requesting County Legislative approval to extend the current Health Order until 11:59 PM on November 22, 2022.

Contact Information			
Department:	County Executive Office	Submitted Date:	10/28/2021
Name:	Caleb Clifford	Email:	Cclifford@jacksongov.org
Title:	Chief of Staff	Phone:	816-881-3333

Budget Information	
Amount authorized by this legislation this fiscal year:	\$ 0
Amount previously authorized this fiscal year:	\$ 0
Total amount authorized after this legislative action:	\$
Is it transferring fund?	No
Single Source Funding:	
Fund:	Department:
Line Item Account:	Amount:
	!Unexpected End of Formula

Request for Legislative Action

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:
20781	October 4, 2021

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	No
Chapter 10 Justification:	
Core 4 Tax Clearance Completed:	
Certificate of Foreign Corporation Received:	
Have all required attachments been included in this RLA?	

Compliance	
Certificate of Compliance	
Not Applicable	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Not spending money	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none"> This legislative action does not impact the County financially and does not require Finance/Budget approval. 	

Request for Legislative Action

History

Caleb Clifford at 10/28/2021 9:42:35 AM - [Submitted |]

Department Director: Troy Schulte at 10/28/2021 9:50:03 AM - [Approved |]

Finance (Purchasing): Barbara J. Casamento at 10/28/2021 10:12:05 AM - [Not applicable |]

Compliance: Katie M. Bartle at 10/28/2021 10:23:18 AM - [Approved |]

Finance (Budget): Mark Lang at 10/28/2021 11:30:07 AM - [Not applicable |]

Executive: Sylvya Stevenson at 10/28/2021 11:44:40 AM - [Approved |]

Legal: Elizabeth Freeland at 10/28/2021 12:01:49 PM - [Approved |]

Date: October 28, 2021

To: Jackson County Legislature

CC: County Executive Frank White

From: Jackson County Health Department

RE: Report Supporting Extension of Order for Mask Wearing in Public Places

This report is submitted to provide the data and research necessary to make an evidence-based decision on ordering wearing of masks in places of public accommodation. By providing this report, the Jackson County Health Department (JACOHD) seeks to inform the officials of Jackson County, Missouri of the impact a mask order extension could have on reducing the spread of the COVID-19 Delta variant in our community.

Background

Note: Background is sourced directly from the Centers for Disease Control and Prevention.

<https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/prevention.html> Accessed 10/27/2021.

COVID-19 is a dangerous disease caused by a virus discovered in December 2019 in Wuhan, China. It is very contagious and has quickly spread around the world. COVID-19 most often causes respiratory symptoms that can feel much like a cold, a flu, or pneumonia, but COVID-19 can also harm other parts of the body.

- Most people who catch COVID-19 have mild symptoms, but some people become severely ill.
- Older adults and people who have certain underlying medical conditions are at increased risk of severe illness from COVID-19.
- Hundreds of thousands of people have died from COVID-19 in the United States.
- Vaccines against COVID-19 are safe and effective.

Symptoms

People with COVID-19 have had a wide range of symptoms reported – ranging from mild symptoms to severe illness. Symptoms may appear 2-14 days after exposure to the virus. Anyone can have mild to severe symptoms. People with these symptoms may have COVID-19:

- Fever or chills
- Cough
- Shortness of breath or difficulty breathing
- Fatigue
- Muscle or body aches
- Headache
- New loss of taste or smell
- Sore throat
- Congestion or runny nose

- Nausea or vomiting
- Diarrhea

This list is not all-inclusive. Older adults and people who have severe underlying medical conditions like heart or lung disease or diabetes seem to be at higher risk for developing more serious complications from COVID-19 illness.

Transmission

COVID-19 spreads when an infected person breathes out droplets and very small particles that contain the virus. These droplets and particles can be breathed in by other people or land on their eyes, noses, or mouth. In some circumstances, they may contaminate surfaces they touch. People who are closer than 6 feet from the infected person are most likely to get infected.

COVID-19 is spread in three main ways:

- Breathing in air when close to an infected person who is exhaling small droplets and particles that contain the virus.
- Having these small droplets and particles that contain virus land on the eyes, nose, or mouth, especially through splashes and sprays like a cough or sneeze.
- Touching eyes, nose, or mouth with hands that have the virus on them.

Anyone infected with COVID-19 can spread it, even if they do NOT have symptoms.

Variants

Virus constantly change through mutation, and new variants of a virus are expected to occur. While some variants emerge and disappear, others persist. Some variations allow the virus to spread more easily or make it resistant to treatments or vaccines. Currently there are four notable variants in the United States:

B.1.1.7 (Alpha): This variant was first detected in the United States in December 2020. It was initially detected in the United Kingdom.

B.1.351 (Beta): This variant was first detected in the United States at the end of January 2021. It was initially detected in South Africa in December 2020.

P.1 (Gamma): This variant was first detected in the United States in January 2021. P.1. was initially identified in travelers from Brazil, who were tested during routine screening at an airport in Japan, in early January.

B.1.617.2 (Delta): This variant was first detected in the United States in March 2021. It was initially identified in India in December 2020.

These variants seem to spread more easily and quickly than other variants, which may lead to more cases of COVID-19. An increase in the number of cases will put more strain on healthcare resources, lead to more hospitalizations, and potentially more deaths.

In addition to the four primary variants circulating in the United States, there are other variants that have been labeled as “Variants of Interest” by the CDC that could factor in to transmission rates in the

future.

B.1.525 (Eta): First identified in the United Kingdom and Nigeria in December, 2020. Attributes include a potential reduction in neutralization by some Emergency Use Authorization monoclonal antibody treatments and potential reduction in neutralization by convalescent and post-vaccination sera.

B.1.526 (Iota): First identified in the United States in New York in November, 2020. Attributes include potential reduction in neutralization by some Emergency Use Authorization monoclonal antibody treatments and potential reduction in neutralization by convalescent and post-vaccination sera.

B.1.617.1 (Kappa): First identified in India in December, 2020. Attributes include potential reduction in neutralization by some Emergency Use Authorization monoclonal antibody treatments and potential reduction in neutralization by convalescent and post-vaccination sera.

B.1.617.3 (No WHO Label): First identified in India in October, 2020. Attributes include potential reduction in neutralization by some Emergency Use Authorization monoclonal antibody treatments and potential reduction in neutralization by convalescent and post-vaccination sera.

Variant information can be found at <https://www.cdc.gov/coronavirus/2019-ncov/variants/variant-info.html> - September 29, 2021.

Protecting Yourself & Your Family

The Centers for Disease Control and Prevention (CDC) offers the following mitigation strategies to protect yourself and your family from COVID-19 infection.

Get Vaccinated

- Authorized COVID-19 vaccines can help protect you from COVID-19.
- You should get a COVID-19 vaccine as soon as it is available to you.

Wear a mask

- The CDC recommends that in areas of high and substantial community transmission, both vaccinated and unvaccinated individuals wear masks indoors.
- Per CDC ...”Wearing a mask over your nose and mouth is required on places, buses, trains, and other forms of public transportation traveling into, within, or out of the United States and while indoors at U.S. transportation hubs such as airports or stations.

Stay 6 feet away from others

- Inside your home: Avoid close contact with people who are sick.
- Outside your home: Put 6 feet of distance between yourself and people who don’t live in your household.
 - Remember that some people without symptoms may be able to spread virus.
 - Stay at least 6 feet from other people.
 - Keeping distance from others is especially important for people who are at higher risk of getting very sick.

Avoid crowds and poorly ventilated spaces

- Being in crowds like in restaurants, bars, fitness centers, or movie theaters puts you at higher risk for COVID-19.
- Avoid indoor spaces that do not offer fresh air from the outdoors as much as possible.
- If indoors, bring in fresh air by opening windows and doors, if possible.

Wash your hands often

- Wash your hands often with soap and water for at least 20 seconds especially after you have been in a public place, or after blowing your nose, coughing, or sneezing.
- If soap and water are not readily available, use a hand sanitizer that contains at least 60% alcohol.

Cover coughs and sneezes

- If you are wearing a mask: You can cough or sneeze into your mask. Put on a new, clean mask as soon as possible and wash your hands.
- If you are not wearing a mask: Always cover your mouth and nose with a tissue when you cough or sneeze, or use the inside of your elbow and do not spit.
 - Immediately wash your hands.

Current Conditions in Missouri

COVID-19 Status

- The total count of Missouri cases statewide is declining, although cases are increasing slightly outside of St. Louis and in Cass and Bates Counties.
 - HealthPRISM – State of Missouri COVID-19 Response Vaccine Distribution Analysis
 - Report Date – October 22, 2021
- As of October 27, 2021, the 7-Day New Case Rate in Missouri is 101 per 100,000 people, down from 135 per 100,000 people on September 29, 2021 when the mask order was extended.
 - <https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/data/public-health/statewide.php>
 - <https://covid.cdc.gov/covid-data-tracker/>
 - https://covid.cdc.gov/covid-data-tracker/#cases_casesper100klast7days
- As of October 27, 2021 the 7-Day Positivity Rate for Missouri was 6.4%, a decline from 8.9% on September 29, 2021.
 - <https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/data/public-health/statewide.php>
 - <https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/data/public-health/testing.php>
- The 7-day average of daily new cases in Missouri decreased from 1,105 cases per day on September 29, 2021 to 886 cases per day on October 27, 2021.
 - <https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/data/public-health/statewide.php>
- The Centers for Disease Control and Prevention (CDC) designates 40% of Missouri counties as experiencing “High” levels of community transmission. This is a substantial improvement from September 29, 2021 when all but five Missouri counties were designated as experiencing high

transmission. High Transmission – the highest category is defined as having a “Total New Cases per 100,000 Population in the Last 7 Days” over 100 and a “Percentage of NAATs that are Positive in the Last 7 Days” over 10.0%. (map pulled 10/27/2021 at 10:51AM).

Figure 1: Level of Community Transmission by County – September 29, 2021.

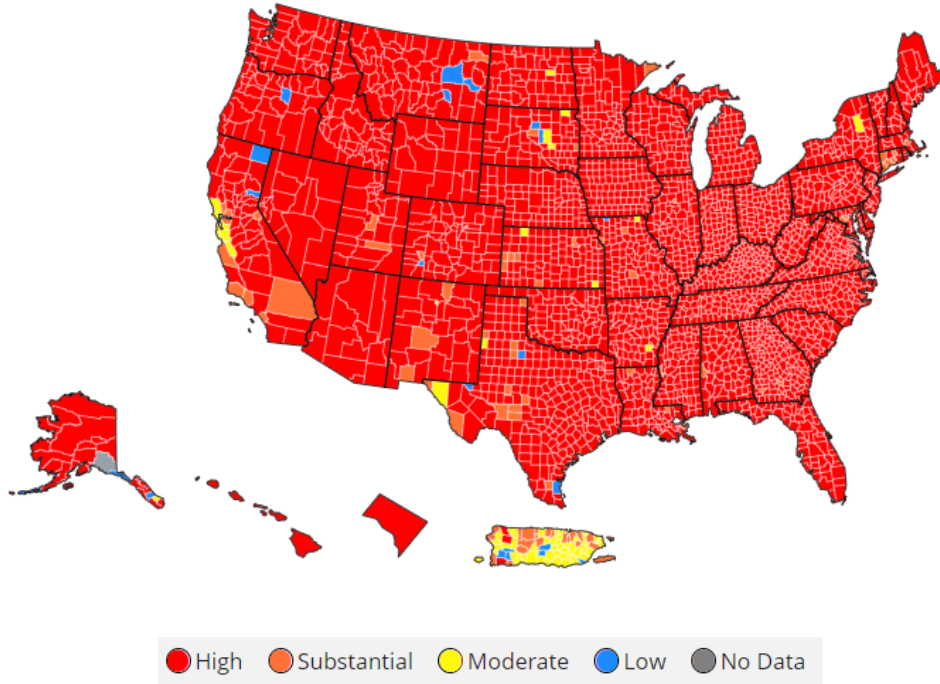
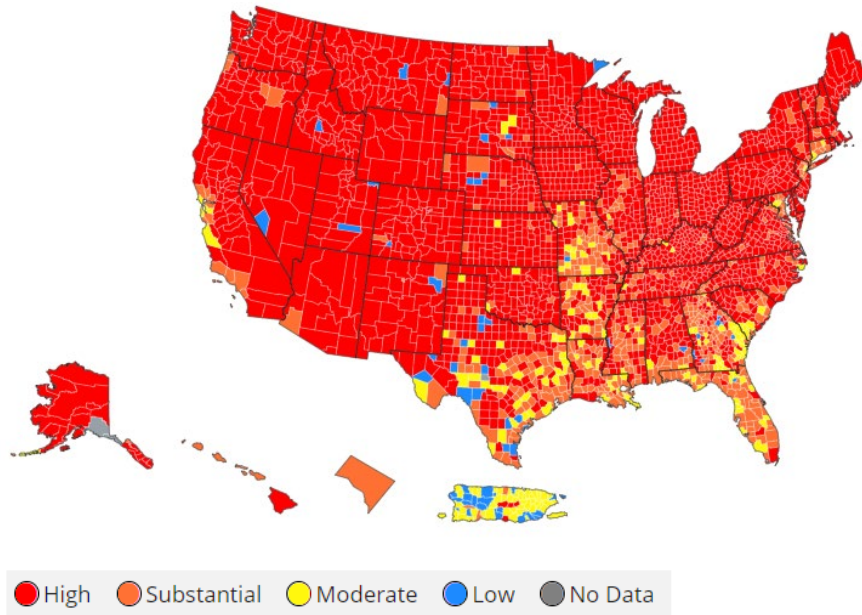


Figure 2: Level of Community Transmission by County – October 27, 2021.



Spread of the Delta Variant

- Viral load is roughly 1,000 times higher in people infected with the Delta variant than those infected with the original coronavirus strain. In addition, the Delta variant replicates much faster – being first detectable an average of four days after exposure, compared with an average of six days among people with the original strain.
 - Baisheng, L., Aiping, D., Kuibiao, L., Yao, H., Zhencui, L., & al, e. (2021, July 23). Viral infection and transmission in a large, well-traced outbreak caused by the SARS-CoV-2 Delta variant. Retrieved from MEDRXIV:
<https://www.medrxiv.org/content/10.1101/2021.07.07.21260122v2>
- The estimated R^0 (average number of persons each new case will infect) for the delta variant of COVID-19 is estimated at 6.4, meaning that each individual infected with COVID-19 Delta will transmit the disease to 6.4 additional people on average. Sewer shed data show that 100% of collection sites in Missouri now show Delta variant, with the majority showing Delta variant exclusively.
 - R^0 data source: <https://www.nature.com/articles/d41586-021-02259-2>
 - Sewershed data source:
<https://storymaps.arcgis.com/stories/f7f5492486114da6b5d6fdc07f81aacf>
 - Data Accessed October 27, 2021
- In HHS Region 7, which includes Missouri, Iowa, Nebraska, and Kansas, the CDC estimates that the Delta variants comprises nearly 100% of all cases as of October 26, 2021.
 - <https://covid.cdc.gov/covid-data-tracker/#variant-proportions>

Vaccination Rates for Missouri

- Vaccination rates vary wildly across the state of Missouri. The percentage of Missouri residents statewide who are considered fully vaccinated is 49.2%, up slightly from 47.6% on September 29, 2021. Areas in Missouri that are popular destinations have lower vaccination rates. For example: Branson, Missouri (Taney County – 37.4% completed up from 36.2% completed on September 29, 2021), the Harry S. Truman Reservoir (Benton County – 41.7% completed up from 40.0% completed on September 29, 2021), and the Lake of the Ozarks, (Camden and Miller Counties – up to 39.2% and 33.4% completed, respectfully from 37.2% and 31.9% completed, respectively).
- It is also important to note that the rate of vaccination throughout the state have fallen to the lowest since vaccines were made widely available. Between 10/20/21 and 10/26/21, only 35,592 1st and 2nd doses of the COVID-19 vaccine were administered among Missouri residents, a decrease from the 48,762 doses administered between 9/23/21 and 9/29/21, when the last report was created, a reduction of 27%.
 - County Vaccination Data Source:
<https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/data/public-health/vaccine-county.php>
 - Data accessed October 27, 2021

Current Conditions in the Kansas City Metro & Eastern Jackson County

COVID-19 Status for Kansas City Region & Eastern Jackson County

Note: City of Independence data is not reflected in Kansas City Region estimates.

- As of October 27, 2021, the Kansas City Region reported 224,429 total cases, an increase from 215,800 total cases reported on September 29, 2021. On the same day, the Kansas City Region reported 3,109 total deaths from COVID-19, an increase from 2,943 total deaths from COVID-19 reported on September 29, 2021.
 - KC Region data source: MARC KC Region COVID-19 Data Hub
<https://marc2.org/covidhub/>
 - Data accessed October 27, 2021.
 - NOTE: Kansas City Regional data does not include the City of Independence in key figures.
- In the Kansas City Region, the 7-day average of daily new cases declined from 537 new cases per day on September 28, 2021 to 294 new cases per day on October 27, 2021.
 - KC Region data source: MARC KC Region COVID-19 Data Hub
<https://marc2.org/covidhub/>
 - Data accessed October 27, 2021.
 - NOTE: Kansas City Regional data does not include the City of Independence in key figures.
- As of October 27, 2021, Eastern Jackson County reported 39,908 total cases and 521 total deaths from COVID-19, up from 38,372 total cases and 475 total deaths on September 29, 2021.
 - JACOHD Data source: MODHSS (EpiTrax) internal report of confirmed and probable cases
 - Data accessed October 27, 2021
- In Eastern Jackson County, 7-day case rate per 100,000 persons for the last week of certified data was 109.75 per 100,000. This remains higher than the upper threshold of “High” classification defined by the Centers for Disease Control and Prevention.
 - JACOHD Data source: MODHSS (EpiTrax) internal report of confirmed and probable cases
 - Data accessed October 27, 2021
- In Eastern Jackson County the percent positivity for the week ending on October 27, 2021 was 7.3%. While the percent positive currently meets the “moderate” level of community transmission designation – the Centers for Disease Control and Prevention Guidance determines overall transmission level by the higher of the two indicators (case rate and percent positivity).
 - JACOHD Data source: MODHSS (EpiTrax) internal report of confirmed and probable cases
 - Data accessed October 27, 2021

Vaccination Rates in Eastern Jackson County

- Of the total population in Eastern Jackson County, 49.1% of residents have completed their series as of October 27, 2021, an increase of 1.8% from September 24, 2021. At this time, emergency use authorization only allows vaccines for those 12 and older.
- Like the state of Missouri, the number of people being vaccinated against COVID-19 has slowed. Between the week starting on 10/3/21 and 10/10/21, Eastern Jackson County only saw an

increase of 0.30% in terms of completion of the COVID-19 vaccination series and 0.26% increase in those receiving a first dose.

- JACOHD Data source: KDHSS WebIZ and MODHSS ShowMeVax internal report of vaccination data
- Data accessed October 27, 2021

Stress to the Health Care System

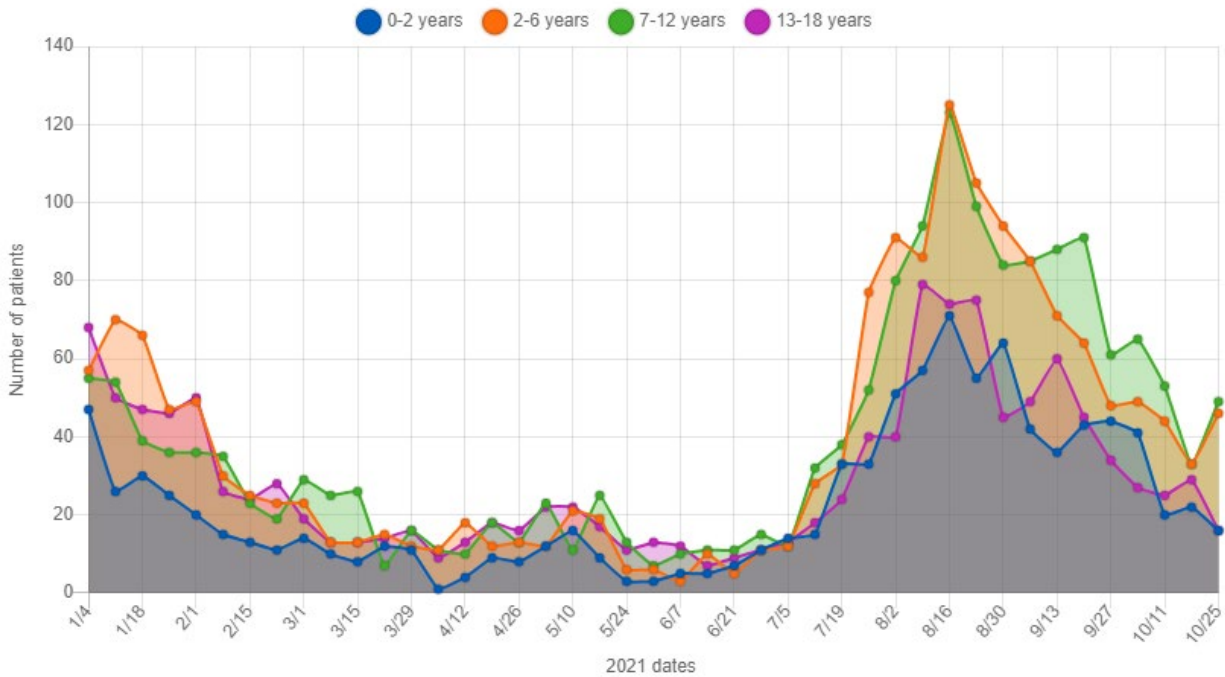
- The Daily Average of New Hospitalizations for the Mid-America Regional Council region declined slightly from 102 daily new hospitalizations on September 24, 2021 to 91 daily new hospitalizations on October 27, 2021.
 - <https://marc2.org/covidhub/>
 - Data accessed October 27, 2021.
- In September 2021, 10.38% (378) of all Metro hospitalizations were in those younger than 18 years of age.
- <https://marc2.org/covidhub/>

Children’s Mercy Hospital, the region’s only children’s hospital, is reporting a general decline in patient volume, although overall positive volume remains high comparatively to other periods during the year.

Figure 3: Children’s Mercy Weekly Positive Volume by Patient Age Group, January – October 25, 2021

Weekly positive volume by patient age group

Graph of weekly volumes since Jan. 4, 2021



Source: <https://www.childrensmercy.org/health-and-safety-resources/information-about-covid-19-novel-coronavirus/covid-19-testing-at-childrens-mercy/positive-test-results/>, Data Accessed October 27, 2021

- “Data on usage of clinical care resources to manage patients with COVID-19 reflect underlying community disease incidence and can signal when urgent implementation of layered prevention strategies might be necessary to prevent overloading the health care system.”
 - <https://www.cdc.gov/mmwr/volumes/70/wr/mm7030e2.htm>
- While new hospital admissions of patients with COVID-19 is declining, factors such as length of stay, lack of staff, and overall patient admission rate exceed hospital operational/staffed capacity (especially ICUs) ICU beds used by patients with COVID-19 remain high.
 - <https://www.marc2.org/hcchub/>
 - Data accessed October 27, 2021
- Per the bottom line, HCC Metro Report on October 25, 2021, 7 of 22 (31.8%) hospitals report an anticipated shortage in staffing (RNs) in the next week. This is up from the previous week at 8 of 27 (29.6%) (10-15), and down from the week prior at 9 of 27 (31.0%) (10-8). Staffing is a driving factor in bed availability challenges in the region.
 - <https://www.marc2.org/hcchub/>
 - Data accessed October 27, 2021
- During a joint call on August 6, 2021, chief medical officers (CMOs) from the regional hospitals strongly advocated for the use of universal masking to bend the curve of surging COVID-19 cases and hospitalizations. Hospital CMOs indicated that hospitals were experiencing dangerously high capacity limitations. Since the implementation of the mask order on August 6, 2021, hospital CMOs have reiterated the importance of masking to stem the surge in cases and lessen the strain on the health care system.
 - “Kansas City is in a state of crisis. We, at the bedside of patients, whether they’re suffering from coronavirus or any other injury or illness are quite literally running from one fire to the next. What’s different now is that again, we are seeing younger patients, sicker patients, patients who were baseline healthy before getting coronavirus.”
– Dr. Andrew Schlachter, Pulmonologist, Saint Luke’s Health System
accessed 8/25/2021 via KMBC 9 News
<https://www.kmbc.com/article/lees-summit-saint-lukes-east-hospital-icu-at-capacity-mostly-with-covid-19-patients/37390092>
 - “This is the longest stretch we’ve had with this many children in the hospital. We were at our highest back in the Fall, in November I believe, we were around 13 in-house, and we’re between 15 and 20 right now routinely.”
–Dr. Jennifer Watts, Chief Emergency Management Medical Officer, Children’s Mercy
accessed 8/25/2021 via KSHB 41 News
<https://www.kshb.com/news/coronavirus/childrens-mercy-doctors-respond-to-missouri-attorney-general-lawsuit>
 - “We have tons of data from schools, I don’t know how much more data we need to say that masks work, that rock has been looked under, we know that the data is there, we know that masks work, let’s put it back down and let’s move on.”
–Dr. Angela Myers, Division Director of Infectious Disease, Children’s Mercy

accessed 8/25/2021 via KSHB 41 News

<https://www.kshb.com/news/coronavirus/childrens-mercy-doctors-respond-to-missouri-attorney-general-lawsuit>

- “Your hospitals are completely full in Kansas City. We looked at the transfer-center numbers and transfer-center requests. We’re going to set a record this month. We’re going to hit about 3,000. That is 100 transfer requests a day.” [Stites went on to say that the University of Kansas Health System is taking less than one-third of requested transfers at this time due to capacity limitations]

-Dr. Steven Stites, CMO, University of Kansas Medical Center

accessed 8/25/2021 via KSHB 41 News

<https://www.kshb.com/news/coronavirus/believe-the-science-ku-doctors-talks-about-importance-of-covid-19-vaccination-masks>

- “I think actually the rules of infection control are more important today than they were a year ago.”

-Dr. Steven Stites, CMO, University of Kansas Medical Center

accessed 9/10/2021 via KQTV2

<https://www.kq2.com/content/news/Health-officials-urge-caution-as-students-return-to-class-after-long-holiday-weekend--575252751.html>

- “I will just challenge and say I think Johnson County needs to have a mask mandate. I’m sorry. I probably made some people mad. But the reality is the reality. If you want to get this under control and reduce the burden on each other and reduce the risk of disease transmission, you have to mask.”

-Dr. Steven Stites, CMO, University of Kansas Medical Center

accessed 9/10/2021 via KMBC 9 News

<https://www.kmbc.com/article/kansas-city-doctor-i-think-johnson-county-needs-to-have-a-mask-mandate/37465145#>

Masking to Decrease Spread

CDC Recommendations on Masking for Vaccinated and Unvaccinated Individuals

- On July 27, 2021, the CDC issued new guidance, recommending all vaccinated individuals (in addition to their previous recommendation for only unvaccinated individuals) in “substantial” or “high” transmission areas, with either more than 50 cases per 100,000 in the area over a seven-day period, or with a percent positivity higher than 5%, wear masks indoors.
- As of October 27, 2021, Jackson County, as well as every county adjacent to Jackson County in Missouri and Kansas, except for Platte and Clay Counties, Missouri are classified as high transmission areas according to the CDC. Platte County is currently experiencing moderate transmission while Clay County is currently experiencing substantial transmission according to the CDC.

How COVID Spreads and Why Masking Helps Decrease Spread

- CDC Statement on Mask Wearing based on Available Research
 - “SARS-CoV-2 infection is transmitted predominately by inhalation of respiratory droplets generated when people cough, sneeze, sing, talk, or breathe. CDC recommends

community use of [masks](#), specifically non-valved multi-layer cloth masks, to prevent transmission of SARS-CoV-2. Masks are primarily intended to reduce the emission of virus-laden droplets (“source control”), which is especially relevant for asymptomatic or presymptomatic infected wearers who feel well and may be unaware of their infectiousness to others, and who are estimated to account for more than 50% of transmissions. Masks also help reduce inhalation of these droplets by the wearer (“filtration for wearer protection”). The community benefit of masking for SARS-CoV-2 control is due to the combination of these effects; individual prevention benefit increases with increasing numbers of people using **proper** masks **consistently and correctly**. Adopting universal masking policies can help avert future lockdowns, especially if combined with other non-pharmaceutical interventions such as *social distancing, hand hygiene, and adequate ventilation.*”

- “...wearing a face covering decreased the number of projected droplets by >1000-fold. We estimated that a person standing 2m from someone coughing without a mask is exposed to over 1000 times more respiratory droplets than from someone standing 5 cm away wearing a basic single layer mask. Our results indicate that face coverings show consistent efficacy at blocking respiratory droplets.”
 - Bandiera L., Pavar G., Pisetta G., et al. Face coverings and respiratory tract droplet dispersion. medRxiv. 2020;doi:10.1101/2020.08.11.20145086
 - <https://www.medrxiv.org/content/10.1101/2020.08.11.20145086v1.full.pdf>
- “Compelling data now demonstrate that community mask wearing is an effective nonpharmacologic intervention to reduce the spread of this infection, especially as source control to prevent spread from infected persons, but also as protection to reduce wearers’ exposure to infection.”
 - Brooks, J. T., & Butler, J. C. (2021). Effectiveness of Mask Wearing to Control Community Spread of SARS-CoV-2. JAMA, 325(10): 998-999.
- Transmission by Persons Who Don’t Know That They Are Infected is a Factor In Increased Cases
 - The issue of asymptomatic spreaders has been a concern for most of the pandemic:
 - “We found that the majority of incidences may be attributable to silent transmission from a combination of the presymptomatic stage and asymptomatic infections.”
 - As COVID-19 may be transmitted up to 2 days before symptom onset, implementation of masking policies based on symptoms alone would miss not only asymptomatic but also presymptomatic individuals.
 - Moghadas SM, Fitzpatrick MC, Sah P, et al. The implications of silent transmission for the control of COVID-19 outbreaks. Proc Natl Acad Sci U S A. Jul 28 2020;117(30):17513-17515. doi:10.1073/pnas.2008373117
 - <https://www.pnas.org/content/pnas/117/30/17513.full.pdf>
 - “...the identification and isolation of persons with symptomatic COVID-19 alone will not control the ongoing spread of SARS-CoV-2.”

- Johansson MA, Quandelacy TM, Kada S, et al. SARS-CoV-2 Transmission From People Without COVID-19 Symptoms. *JAMA Netw Open*. Jan 4 2021;4(1):e2035057. doi:10.1001/jamanetworkopen.2020.35057

Available Evidence Demonstrating Impact of Community Mask Mandates – A Comparison Between Communities With and Without Mask Mandates

- “After implementation of mask mandates in 24 Kansas counties, the increasing trend in COVID-19 incidence reversed. Although rates were considerably higher in mandated counties than in nonmandated counties by the executive order, rates in mandated counties declined markedly after July 3, compared with those in nonmandated counties. Kansas counties that had mask mandates in place appear to have mitigated the transmission of COVID-19, whereas counties that did not have mask mandates continued to experience increases in cases.”
 - <https://www.cdc.gov/mmwr/volumes/69/wr/mm6947e2.htm>
- “Mask requirements were also implemented as part of a multicomponent approach in Arizona, where COVID-19 incidence stabilized and then decreased after implementation of a combination of voluntary and enforceable community-level mitigation strategies, including mask requirements, limitations on public events, enhanced sanitation practices, and closure of certain services and businesses.”
 - <https://www.cdc.gov/mmwr/volumes/69/wr/mm6947e2.htm>
- “Counties that adopted the July mask mandate in Kansas experienced significantly lower rates of COVID-19 cases, hospitalizations, and deaths compared with those that did not. These findings corroborate previous studies that found that mask mandates slowed the growth of COVID-19 cases in Kansas counties and reduced the spread in states. Results of this study suggest that mask mandates may provide an effective way to reduce cases of COVID-19, hospitalizations, and deaths.”
 - jamanetwork.com/journals/jamanetworkopen/fullarticle/2781283
- “Leffler et al. used a multiple regression approach, including a range of policy interventions and country and population characteristics, to infer the relationship between mask use and SARS-CoV-2 transmission. They found that transmission was 7.5 times higher in countries that did not have a mask mandate or universal mask use, a result similar to that found in an analogous study of fewer countries. Another study looked at the differences between US states with mask mandates and those without, and found that the daily growth rate was 2.0 percentage points lower in states with mask mandates, estimating that the mandates had prevented 230,000 to 450,000 COVID-19 cases by May 22, 2020.”
 - <https://www.pnas.org/content/118/4/e2014564118#sec-2>
- During March 22 – October 17, 2020, 10 sites participating in the COVID-19-Associated Hospitalization Surveillance Network in states with statewide mask mandates reported a decline in weekly COVID-19-associated hospitalization growth rates by up to 5.6 percentage points for adults aged 18-64 after mandate implementation, compared with growth rates during the 4 weeks preceding implementation of the mandate.
 - https://www.cdc.gov/mmwr/volumes/70/wr/mm7006e2.htm#T1_down

Additional Studies on Effectiveness and Proper Wearing of Masks

- Moghadas SM, Fitzpatrick MC, Sah P, et al. The implications of silent transmission for the control of COVID-19 outbreaks. *Proc Natl Acad Sci U S A*. Jul 28 2020;117(30):17513-17515. doi:10.1073/pnas.2008373117
- Lindsley WG, Blachere FM, Law BF, Beezhold DH, Noti JD. Efficacy of face masks, neck gaiters and face shields for reducing the expulsion of simulated cough-generated aerosols. *Aerosol Sci Technol*. 2020; in press
- Leung NHL, Chu DKW, Shiu EYC, et al. Respiratory virus shedding in exhaled breath and efficacy of face masks. *Nature medicine*. Apr 03 2020;26(5):676-680. doi:https://dx.doi.org/10.1038/s41591-020-0843-2
- Ueki H, Furusawa Y, Iwatsuki-Horimoto K, et al. Effectiveness of Face Masks in Preventing Airborne Transmission of SARS-CoV-2. *mSphere*. Oct 21 2020;5(5)doi:10.1128/mSphere.00637-20
- Brooks JT, Beezhold DH, Noti JD, et al. Maximizing Fit for Cloth and Medical Procedure Masks to Improve Performance and Reduce SARS-CoV-2 Transmission and Exposure. *MMWR Morb Mortal Wkly Rep*. 2021
- Hendrix MJ, Walde C, Findley K, Trotman R. Absence of Apparent Transmission of SARS-CoV-2 from Two Stylists After Exposure at a Hair Salon with a Universal Face Covering Policy – Springfield, Missouri, May 2020. *MMWR Morb Mortal Wkly Rep*. Jul 17 2020;69(28):930-932. doi:10.15585/mmwr.mm6928e2
- Van Dyke ME, Rogers TM, Pevzner E, et al. Trends in County-Level COVID-19 Incidence in Counties With and Without a Mask Mandate – Kansas, June 1-August 23, 2020. *MMWR Morb Mortal Wkly Rep*. Nov 27 2020;69(47):1777-1781. doi:10.15585/mmwr.mm6947e2

Children and Masking

Transmission and Infection in Children

- The odds of a school-associated COVID-19 outbreak in schools without a mask requirement were 3.5 times higher than those in schools with an early mask requirement (OR=3.5; 95% CI =1.8-6.9)
 - https://www.cdc.gov/mmwr/volumes/70/wr/mm7039e1.htm?s_cid=mm7039e1_w
- Children and adolescents can be infected with SARS-CoV-2, can get sick with COVID-19, and can spread the virus to others. In the United States through March 2021, the estimated cumulative rates of SARS-CoV-2 infection and COVID-19 symptomatic illness in children ages 5-17 years were comparable to infection and symptomatic illness rates in adults ages 18-49 and higher than rates in adults ages 50 and older. Estimated cumulative rates of infection and symptomatic illness in children ages 0-4 are roughly half of those in children ages 5-17, but are comparable to those in adults ages 65 years or older. More data is being collected on the impact of the delta variant on these estimates.
 - https://www.cdc.gov/coronavirus/2019-ncov/science/science-briefs/transmission_k_12_schools.html#COVID-19-children-adolescents
 - Szablewski CM, Chang KT, Brown MM, et al. SARS-CoV-2 Transmission and Infection Among Attendees of an Overnight Camp – Georgia, June 2020. *MMWR Morb Mortal Wkly Rep* 2020;69(31):1023-1025. doi:10.15585/mmwr.mm6931e1

- Atherstone C, Siegel M, Schmitt-Matzen E, et al. SARS-CoV-2 Transmission Associated with High School Wrestling Tournaments – Florida, December 2020-January 2021. MMWR Morb Mortal Wkly Rep 2021;70(4):141-143. doi:10.15585/mmwr.mm7004e4
- National surveillance data from the United Kingdom (UK) showed an association between regional COVID-19 incidence and incidence in schools. For every five additional cases per 100,000 population in regional incidence, the risk of a school outbreak increased by 72%.
 - https://www.cdc.gov/coronavirus/2019-ncov/science/science-briefs/transmission_k_12_schools.html#COVID-19-children-adolescents
- Reducing transmission of SARS-CoV-2 in the community to alleviate burden on the health care system is dependent upon limiting transmission among youth in the school setting. Studies suggest that the proportion of index cases increased with age. For example, 12% of 89,191 households in a JAMA study had an index case aged 0 to 3 and 38% had an index case aged 14 to 17 years.
 - <https://jamanetwork.com/journals/jamapediatrics/fullarticle/2783022>
- Nationally, 117,702 child COVID-19 cases were reported the past week from 10/14/21 – 10/21/21 (6,177,946 to 6,295,648) and children represented 25.1% (117,702/469,078) of the weekly reported cases
- Over two weeks, 10/7/21-10/21/21, there was a 4% increase in the national cumulated number of child COVID-19 cases since the beginning of the pandemic ((248,277 cases added (6,177,946 to 6,295,648))
 - <https://www.aap.org/en/pages/2019-novel-coronavirus-covid-19-infections/children-and-covid-19-state-level-data-report/#:~:text=Over%20180%2C000%20cases%20were%20added,to%20180%2C000%20the%20past%20week>
- In Eastern Jackson County, the weekly case rate for those aged 15-19 declined from 221.14 per 100,000 people on September 19, 2021 to 145.39 per 100,000 people on the week of October 10, 2021. The case rate for those aged 10-14 declined from 183.23 per 100,000 people on September 19, 2021 to 94.09 per 100,000 people on the week of October 10, 2021. The case rate for those aged 5-9 increased from 104.38 per 100,000 people on September 19 2021 to 120.04 per 100,000 people on the week of October 10, 2021. Case rates for all but one age group remain above the CDC’s designation of “high” community transmission rates at 100 cases per 100,000 people.
 - **Note: due to a lag in the laboratory results, these COVID-19 rates for the week of October 10, 2021 will increase over time.**
 - JACOHD Data source: MODHSS (EpiTrax) internal report of confirmed and probable cases, data accurate through October 27, 2021
-
- As of October 27, 2021, the highest case rate in Eastern Jackson County for the month of October is in the 35-44 year old age group at 549.91 per 100,000.
 - JACOHD Data source: MODHSS (EpiTrax) internal report of confirmed and probable cases, data accurate through October 27, 2021
- “If you want to keep kids safe and you want to keep kids in school, then you better have masks on. You saw the stats – Children’s Mercy has a lot of COVID kids now. This is different; the delta variant is different.”

-Dr. Steven Stites, Chief Medical Officer, The University of Kansas Health System
accessed August 25, 2021 – Fox 4 News, Kansas City

<https://fox4kc.com/tracking-coronavirus/the-delta-variant-is-different-why-doctors-say-this-school-year-is-even-more-dangerous/>

- “We have learned a lot in the last 18 months of this pandemic and what we have really seen from our schools is that masks have really stopped in school transmission of COVID-19.”

-Dr. Jennifer Schuster, Pediatric Infectious Disease Specialist, Children’s Mercy

accessed August 25, 2021 – The University of Kansas Medical Center – COVID 19 Update: What happens in schools without masking (August 17, 2021)

<https://www.facebook.com/208729133103/videos/124064183198310>

- “IF we open schools up without social distancing, without vaccination, without masks, we are going to see problems. We’re going to see children land in the hospital and that’s the last thing that we want to do. This is now a vaccine-preventable disease.”

-Dr. Barbara Pahud, Children’s Mercy

accessed August 25, 2021 – KSNT News, Topeka

<https://www.ksnt.com/health/coronavirus/childrens-mercy-hospital-at-full-capacity-as-covid-19-other-illnesses-bring-more-kids-in/>

Illness in Children

- The extent to which children suffer from long-term consequences of COVID-19 is still unknown.
 - https://www.cdc.gov/coronavirus/2019-ncov/science/science-briefs/transmission_k_12_schools.html#covid-19-children-adolescents
- Although rates of severe outcomes (e.g. hospitalization, mortality) from COVID-19 among individual children and adolescents are low, youth who belong to some racial and ethnic minority groups are disproportionately affected similar to adults.
 - https://www.cdc.gov/coronavirus/2019-ncov/science/science-briefs/transmission_k_12_schools.html#covid-19-children-adolescents

Lack of Vaccine Eligibility in Children Under 12

- Children under 12 currently lack the ability to access a vaccine. On 10/26/2021, the FDA approved Emergency Use Authorization for children 5-12. It is estimated that vaccine may be available in a limited quantity by the first two weeks of November 2021.

Need for Mitigation Strategies in Schools

- The goal of the Jackson County Health Department, American Academy of Pediatrics, Centers for Disease Control and Prevention, and Children’s Mercy is for students to be in person for school during the 2021/2022 school year. In order to do so safely and to avoid disruptions to the learning environment, schools must employ a multi-layered approach of mitigation strategies including universal mask wearing for all teachers, staff, students, and visitors to K-12 schools, regardless of vaccination status. This is consistent with similar guidance offered by the American Academy of Pediatrics, Centers for Disease Control and Prevention, Children’s Mercy, and the Jackson County Health Department.

- Centers for Disease Control and Prevention . (Accessed October 27, 2021). *Schools and Child Care Programs*. Retrieved from Centers for Disease Control and Prevention: <https://www.cdc.gov/coronavirus/2019-ncov/community/schools-childcare/index.html>
- Children's Mercy. (Accessed October 27, 2021). *Guidance for Keeping Schools Safe for Students and Staff*. Retrieved from Returning to School and the Community Safely: <https://www.childrensmercy.org/siteassets/media/covid-19/guidance-for-school-re-opening-during-the-covid-19-pandemic.pdf>
- American Academy of Pediatrics. (Accessed October 27, 2021). *COVID-19 Guidance for Safe Schools*. Retrieved from American Academy of Pediatrics: <https://services.aap.org/en/pages/2019-novel-coronavirus-covid-19-infections/clinical-guidance/covid-19-planning-considerations-return-to-in-person-education-in-schools/>

Regional Mitigation Communication

Regional News Release for Public Health Advisory

- Ten Kansas City area health departments (including Cass, Clay, Jackson and Platte Counties as well as Kansas City Health Department in Missouri) issued a Public Health Advisory through a Regional News Release on July 16, 2021. This recommended mask-wearing while indoors for all unvaccinated persons and vaccinated individuals with underlying health conditions, in line with the CDC guidance. This advisory was a result of discussions during a joint meeting with the Chief Medical Officers from several metropolitan area hospitals. The Chief Medical Officers found that due to the rapidly increasing COVID-19 cases and hospitalizations in the Kansas City Area due to emergence of the delta variant, unvaccinated residents of all ages who have resumed normal activities without adequate protection (masking and vaccinations) are most at risk, particularly immune-compromised individuals.
- This Advisory was prior to the CDC’s Morbidity and Mortality Weekly Report from July 27, 2021 that stated: “Based on emerging evidence on the Delta variant (2), CDC also recommends that fully vaccinated persons wear masks in public indoor settings in areas of substantial or high transmission.”

Updated CDC Guidance

Summary of Latest CDC Guidance

- Updated information for fully vaccinated people given new evidence on the B.1.617.2 (Delta) variant currently circulating in the United States.
- Added a recommendation for fully vaccinated people to wear a mask in public indoor settings in areas of [substantial or high transmission](#).
- Added information that fully vaccinated people might choose to wear a mask regardless of the level of transmission, particularly if they are immunocompromised or at [increased risk for severe disease](#) from COVID-19, or if they have someone in their household who is immunocompromised, at increased risk of severe disease or not fully vaccinated.
- Added a recommendation for fully vaccinated people who have a known exposure to someone with suspected or confirmed COVID-19 to be tested 3-5 days after exposure, and

to wear a mask in public indoor settings for 14 days or until they receive a negative test result.

- CDC recommends universal indoor masking for all teachers, staff, students, and visitors to schools, regardless of vaccination status.
- Infections happen in only a small proportion of fully vaccinated people, even with the Delta variant. However, preliminary evidence suggests that fully vaccinated people who do become infected with the Delta variant can spread the virus to others. To reduce their risk of becoming infected with the Delta variant and potentially spreading it to others, CDC recommends that fully vaccinated people:
 - Fully vaccinated people might choose to mask regardless of the level of transmission, particularly if they or someone in their household is immunocompromised or at [increased risk for severe disease](#), or if someone in their household is unvaccinated. People who are at increased risk for severe disease include older adults and those who have certain medical conditions, such as diabetes, overweight or obesity, and heart conditions.
 - Get tested if experiencing COVID-19 symptoms.
 - Get tested 3-5 days following a known exposure to someone with suspected or confirmed COVID-19 and wear a mask in public indoor settings for 14 days after exposure or until a negative test result.
 - Isolate if they have tested positive for COVID-19 in the prior 10 days or are experiencing COVID-19 symptoms.
 - General prevention of COVID-19: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/prevention.html> (for anyone)
 - Wear a mask
 - Stay 6 feet away from others
 - Get vaccinated
 - Avoid crowds and poorly ventilated spaces
 - Wash your hands often
 - Cover coughs and sneezes
 - Clean and disinfect
 - Monitor your health daily

Exclusions to the Order

Minors Below the Age of 5

- Current CDC recommendations state that face masks can be safely worn by all children 2 years of age and older, including most children with special health conditions, with rare exception. Children should not wear a mask if they are under 2 years old, however, because of suffocation

risk. In addition, for children under age five in community settings the World Health Organization recommends against facemasks.

- <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/prevention.html#stay6ft>
- <https://www.cdc.gov/coronavirus/2019-ncov/vaccines/fully-vaccinated-guidance.html>
- <https://www.jwatch.org/fw116969/2020/08/24/who-recommends-against-face-masks-kids-community-settings>

Persons with Certain Disabilities

- Persons who have disabilities where face coverings or masks constitute a substantial impairment to their health and well-being based upon medical, behavioral, or legal direction: Employees who can't wear a face mask for medical reasons, should not work in close proximity with other coworkers or the public. For the public who can't wear face masks for medical reasons, they should utilize alternative services such as online shopping, and/or curbside pickup and delivery.

Persons in a Restaurant, Bar, or Similar Establishment

- While consuming food, exposure can be minimized by seating households and close contact groups together, maintaining proper social distance, and remaining seated while consuming food or drink. The CDC recommends that restaurant and bar settings consider spacing tables at least 6 feet apart to mitigate risk while customers are eating and drinking.
 - <https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/business-employers/bars-restaurants.html>
 - Guy GP Jr., Lee FC, Sunshine G, et al. Association of State-Issued Mask Mandates and Allowing On-Premises Restaurant Dining with County-Level COVID-19 Case and Death Growth Rates — United States, March 1–December 31, 2020. MMWR Morb Mortal Wkly Rep 2021;70:350–354. DOI: <http://dx.doi.org/10.15585/mmwr.mm7010e3>
- Mask mandates and restricting any on-premises dining at restaurants can help limit community transmission of COVID-19 and reduce case and death growth rates. These findings can inform public policies to reduce community spread of COVID-19.
 - <https://www.cdc.gov/mmwr/volumes/70/wr/mm7010e3.htm>

Persons Obtaining a Service Involving the Nose or Face

- This exclusion is only for those who are receiving the service. Person's rendering the services must still wear a facemask at all times.

Persons Alone in a Separate Room or Office

- In a completely enclosed separate room or office, it is permissible to forgo masking due to minimal risk.

Face Shields or Goggles as a Substitute for Masks

- The CDC does not recommend using face shields or goggles as a suitable substitute for masks. Goggles or other eye protection may be used in addition to a mask. Do NOT put a plastic face shield (or mask) on newborns or infants.

- Face shields and goggles are primarily used to protect the eyes of the person wearing it. Goggles do not cover the nose and mouth. Face shields are not as effective at protecting you or the people around you from respiratory droplets. Face shields have large gaps below and alongside the face, where your respiratory droplets may escape and reach others around you and will not protect you from respiratory droplets from others. However, wearing a mask may not be feasible in every situation for some people.
 - <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/cloth-face-cover-guidance.html>

Conclusion:

In-line with guidance from the CDC, the Jackson County Health Department continues to support wearing a mask, regardless of vaccination status, in all indoor places within Eastern Jackson County. This continued action provides relief to local hospitals and continues to decrease the “high” transmission rate in Jackson County.