

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

**A RESOLUTION** awarding a twelve (12) month term and supply contract for the furnishing of forensic neuropathology services for use by the Medical Examiner's Office to OMI Forensic Consultants of Albuquerque, NM, as an acquisition from another government entity.

**RESOLUTION #17406**, November 1, 2010

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

WHEREAS, the Medical Examiner's Office is in need of specialized forensic neuropathology consulting services for the investigation of deaths due to abusive head trauma, particularly in cases involving infants and children; and,

WHEREAS, Section 1030.2 of the Jackson County Code, 1984, eliminates the requirement for competitive bidding when items or services required are proposed to be obtained from another government entity; and,

WHEREAS, the Director of Finance and Purchasing recommends the award of a twelve (12) month term and supply contract for the furnishing of forensic neuropathology services for use by the Medical Examiner's Office to OMI Forensic Consultants (Medical Examiner's Office, University of New Mexico), another government entity; and,

WHEREAS, this award is made on an as needed basis and does not obligate the County to pay any specific amount; now therefore,

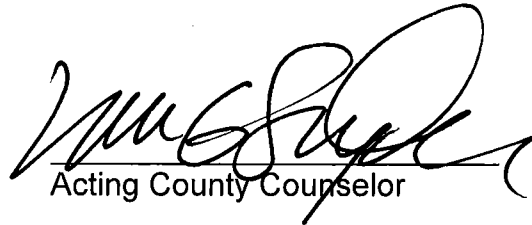
BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that award be made as recommended by the Director of Finance and Purchasing, and that the Director be and hereby is authorized to execute for the County any documents necessary for the accomplishment of this award; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing is authorized to make all payments, including final payment on the agreement, to the extent that sufficient appropriations to the using spending agency are contained 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

  
\_\_\_\_\_  
Acting County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #17406 of November 1, 2010, was duly passed on November 8, 2010 by the Jackson County Legislature. The votes thereon were as follows:

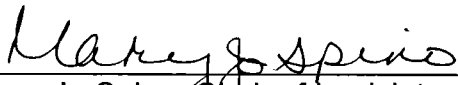
Yeas 8

Nays 0

Abstaining 0

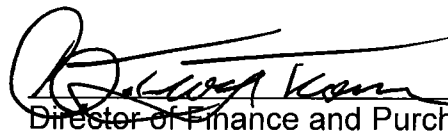
Absent 1

11.9.10  
\_\_\_\_\_  
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.

October 27, 2010  
\_\_\_\_\_  
Date

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

# REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/~~Ord~~ No.: 17406

Sponsor(s): Theresa Garza Ruiz

Date: Nov. 1, 2010

SUBJECT	<p>Action Requested  <input checked="" type="checkbox"/> Resolution  <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Twelve Month Term and Supply Contract for the furnishing of Forensic Neuropathology Services for the Medical Examiner's Office from OMI Forensic Consultants (Medical Examiner's Office, University of New Mexico) as an Acquisition from Other Government.</u></p>										
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td><td>\$</td></tr> <tr> <td>Amount previously authorized this fiscal year:</td><td>\$</td></tr> <tr> <td>Total amount authorized after this legislative action:</td><td>\$</td></tr> <tr> <td>Amount budgeted for this item * (including transfers):</td><td>\$</td></tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td><td>FROM ACCT  TO ACCT</td></tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required)  <input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract:          Department: Medical Examiner's Office      Estimated Use: \$50,000.00</p> <p>The RLA only approves the term and supply contract; the funds were already appropriated through the annual budget adoption. Figures included in the background section are for informational purposes to provide an estimate of contract value.</p> <p>Prior Year Budget (if applicable): \$130,000.00          Prior Year Actual Amount Spent (if applicable): \$30,000.00</p>	Amount authorized by this legislation this fiscal year:	\$	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT  TO ACCT
Amount authorized by this legislation this fiscal year:	\$										
Amount previously authorized this fiscal year:	\$										
Total amount authorized after this legislative action:	\$										
Amount budgeted for this item * (including transfers):	\$										
Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT  TO ACCT										
PRIOR LEGISLATION	<p>Prior ordinances and (date): N/A          Prior resolutions and (date): N/A</p>										
CONTACT INFORMATION	<p>RLA drafted by (name, title, &amp; phone): Barbara Casamento, Purchasing Supervisor, 881-3253</p>										
REQUEST SUMMARY	<p>The Medical Examiner's Office is requesting a Term and Supply Contract for Forensic Neuropathology Services with OMI Forensic Consultants (Medical Examiner's Office, University of New Mexico). Forensic Neuropathology Services document and confirm the diagnosis of death via an abusive head injury or accidental head injury. OMI Forensic Consultants has board certified Forensic Pathologist the Medical Examiner's Office does not have. OMI's Forensic Pathologists must pass three separate board certifications (Anatomic Pathology, Forensic Pathology and Neuropathology); there are very few qualified Consultants with these qualifications and their expertise is necessary for court testimony on criminal cases.</p> <p>Pursuant to Section 1030.2 of the Jackson County Code, the Director of Finance and Purchasing is requesting approval of this Term and Supply Contract with OMI Forensic Consultants (Medical Examiner's Office, University of New Mexico) as an acquisition from other government.</p> <p>This award is made on an "as needed" basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.</p>										

CLEARANCE	<input checked="" type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input checked="" type="checkbox"/> Business License Verified (Purchasing & Department) N/A <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office) N/A	
ATTACHMENTS	Memorandum from Dr. Mary Dudley, Chief Medical Examiner	
REVIEW	Department Director: <i>Mary H. Dudley MD</i>	Date: <i>10/20/10</i>
	Finance (Budget Approval): <i>If applicable</i> <i>Mary Rosmusen</i>	Date: <i>10/21/10</i>
	Division Manager: <i>[Signature]</i>	Date: <i>10/26/10</i>
	County Counselor's Office:	Date:

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

- ☐ This expenditure was included in the annual budget.
- ☐ Funds for this were encumbered from the \_\_\_\_\_ Fund in \_\_\_\_.
- ☐ There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- ☐ Funds sufficient for this expenditure will be/were appropriated by Ordinance #
- ☐ Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

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



**MARY H. DUDLEY, M.D.**

**JACKSON COUNTY MEDICAL EXAMINER**

660 East Twenty Fourth Street  
Kansas City, Missouri 64108

(816) 881-6600  
FAX (816) 404-1345

September 28, 2010

RE: Purchase from another government

Dear Barbara Casemento,

As you may be aware, our office provides a very specialized service to the citizens of Jackson County which includes the medicolegal investigation of death and forensic pathology services. In a few very difficult cases, consultation with other subspecialty experts is necessary. The subspecialty most frequently consulted by our office is Forensic Neuropathology, given the highly specific nature of the consultation, unique qualifications of the consultant, and follow up court testimony on criminal cases. These consultations are often on our most high profile cases and infants and children dying of head trauma. These consultations are necessary in order to document and confirm the diagnosis of abusive head injury, or to help establish the diagnosis of accidental head injury and prevent wrongful prosecutions.

In the U.S. there are very few qualified, experienced, and board certified Forensic Neuropathologists who must pass a minimum of three separate board certifications (Anatomic Pathology, Forensic Pathology, and Neuropathology). Since our forensic pathologists at the Jackson County Medical Examiner's Office are not board certified in neuropathology, we must consult with a board certified neuropathologist to determine cause and manner of death on select cases. We have been pleased with OMI neuropathology consultation services for the past 3 years.

We would respectfully request a purchase from another government for our neuropathology services to be issued to the New Mexico Office of the Medical Investigator.

Sincerely,

*Mary H. Dudley MD*  
Mary H. Dudley, M.D.  
Chief Medical Examiner