

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE amending section 4010. and Schedule I to chapter 40, Jackson County Code, 1984, relating to food safety and environmental health.

ORDINANCE No. 4485, November 27, 2012

INTRODUCED BY Theresa Garza Ruiz, County Legislator

WHEREAS, the Director of Public Works has recommended that a new fee be added to the schedule of fees for food safety permits, to allow non-profit organizations to better afford compliance with the County's environmental health program; and,

WHEREAS, this new fee will require an amendment to the definitions section to chapter 40 of the County Code and an amendment to that chapter's fee schedule; and,

WHEREAS, the Director has also recommended that the title of chapter 40 be changed to "Food Safety and Environmental Health;" and,

WHEREAS, the recommended amendments are in the best interest of the health, welfare, and safety of the citizens of Jackson County; now therefore,

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

Section A. Enacting Clause. Section 4010., Jackson County Code, 1984, is hereby amended to add the following definition to be inserted in the section at the proper location

in alphabetical order:

Non-Profit Organization Food Establishment. A Food Establishment operated by a non-profit organization. A non-profit organization shall submit proof of 501(c) exemption form or other tax-exempt letter with its application.

Schedule I to chapter 40, Jackson County Code, 1984, is hereby amended to add the following fee, to be inserted in the schedule at the proper location in alphabetical order:

Non-Profit Food Establishment. An annual fee of twenty-five dollars (\$25) shall be charged for each permanent Food Establishment that is operated by a Non-Profit Organization.

Section B. The title of chapter 40 is hereby changed to "Food Safety and Environmental Health."

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. 4485 introduced on October, 2012 was duly passed on December 3, 2012 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absents 0

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

12.3.12

Date



Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 4485.

12/04/2012

Date



Michael D. Sanders, County Executive

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 4485

Sponsor(s): Theresa Garza Ruiz

Date: November 27, 2012

SUBJECT	<p>Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance</p> <p>Project/Title: Repealing Chapter 40 title and changing to Food Safety and Environmental Health, adding the definition of a Non-profit establishment, and amending Schedule I to Chapter 40, Jackson County Code to include a Non-profit establishment rate.</p>										
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td> <td>FROM ACCT TO ACCT</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input checked="" type="checkbox"/> No budget impact (no fiscal note required) <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: Estimated Use: \$</p> <p>Prior Year Budget (if applicable): Prior Year Actual Amount Spent (if applicable):</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
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Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT TO ACCT										
PRIOR LEGISLATION	<p>Prior ordinances and (date): Ord. 4200, 3/29/10; Ord. 3889, 4/9/07; Ord. 3168, 8/13/01; Ord. 4390, Eff. 2/27/12</p> <p>Prior resolutions and (date):</p>										
CONTACT INFORMATION	<p>RLA drafted by (name, title, & phone): Chris Saxton, Chief Environmentalist. ext. 14455</p>										
REQUEST SUMMARY	<p>This change adds a definition of a Non-profit establishment, along with the other changes of the chapter title, and clarifies the fee for the Non-profit establishment is \$25.00 per year. A non-profit food establishment that distributed potential hazardous food is already covered by the ordinance and this change makes the permit affordable for these organizations. This includes food pantries, meal programs at senior centers, etc.</p>										
CLEARANCE	<p><input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>										
ATTACHMENTS	<p>Chapter 40 Amendment that includes additions and deletions.</p>										

REVIEW	Department Director: Fred Siems <i>[Signature]</i>	Date: 11/15/12
	Finance (Budget Approval): <i>If applicable</i>	Date:
	Division Manager: <i>[Signature]</i>	Date: 11/20/12
	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.