

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE appropriating \$10,221.00 from the undesignated fund balance of the 2017 Park Fund in acceptance of easement and processing fees from Missouri Gas Energy, and authorizing the County Executive to execute a Permanent and Temporary Construction Easement in favor of Missouri Gas Energy.

ORDINANCE NO. 4997, August 7, 2017

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, Missouri Gas Energy has a need to install a new 12-inch natural gas main under Little Blue Trace park property along the north side of Truman Road; and,

WHEREAS, the new gas line through the park will be directionally drilled underground and will result in minimal disturbance to park usage; and,

WHEREAS, the Director of Parks + Rec has recommended that the County grant the attached Temporary and Permanent Easement in favor of the Missouri Gas Energy (MGE) for this project; and,

WHEREAS, MGE has agreed to pay the County easement and processing fees required by the County Code, totaling \$10,221.00, and

WHEREAS, these funds are to be used for park improvements and projects; and,

WHEREAS, an appropriation is needed to place the funds in the appropriate spending

account; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation from the undesignated fund balance of the 2017 Park Fund be and hereby is made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Park Fund Construction Services			
003-9999	47020 - Increase Revenue	\$10,221	
003-2810	Undesignated Fund Balance		\$10,221
003-2810	Undesignated Fund Balance	\$10,221	
003-1608	58060 – Other Improvements		\$10,221

and,

BE IT FURTHER ORDAINED by the County Legislature of Jackson County, Missouri, that the attached Temporary and Permanent Easement is hereby approved and that the County Executive is hereby authorized to execute on behalf of the County the attached Easement and any other documents necessary to give effect to this Ordinance.

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. 4997 of August 7, 2017, was duly passed on _____, 2017 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absents _____

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. 4997.

Date

Frank White, Jr., County Executive

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

ACCOUNT NUMBER: 003 2810
ACCOUNT TITLE: Park Fund
Undesignated Fund Balance
NOT TO EXCEED: \$10,221.00



Date



Chief Financial Officer

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

~~Res~~/Ord No.: 4997

Sponsor(s): Tony Miller

Date: August 7, 2017

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Permanent and Temporary Easements for Missouri Gas Energy along Truman Road through Little Blue Trace parkland and appropriation of \$10,221.00 easement fees to account 003-1608-58060.</u></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>\$ 10,221.00</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>\$ 10,221.00</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;</td> <td></td> </tr> <tr> <td>FROM : 003-9999-47020 Park Fund – Sale of Fixed Assets</td> <td>\$ 10,221.00</td> </tr> <tr> <td>TO : 003-2810 Park Fund – Undesignated Fund Balance</td> <td>\$10,221.00</td> </tr> <tr> <td>FROM : 003-2810 Park Fund – Undesignated Fund Balance</td> <td>\$10,221.00</td> </tr> <tr> <td>TO : 1608-58060 - Park Fund – Maintenance & Operations and other improvements</td> <td>\$10,221.00</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 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:	\$ 10,221.00	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$ 10,221.00	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number;		FROM : 003-9999-47020 Park Fund – Sale of Fixed Assets	\$ 10,221.00	TO : 003-2810 Park Fund – Undesignated Fund Balance	\$10,221.00	FROM : 003-2810 Park Fund – Undesignated Fund Balance	\$10,221.00	TO : 1608-58060 - Park Fund – Maintenance & Operations and other improvements	\$10,221.00
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TO : 1608-58060 - Park Fund – Maintenance & Operations and other improvements	\$10,221.00																		
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): None Prior resolutions and (date): None</p>																		
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Bruce Wilke, Landscape Architect 503-4802</p>																		
<p>REQUEST SUMMARY</p>	<p>We are requesting that the County Executive be authorized to execute the attached Permanent and Temporary Construction Easements to allow Missouri Gas Energy to install a new 12” natural gas main under Little Blue Trace park property along the north side of Truman Road. The new line is to upgrade service by supplying natural gas for the proposed New Town at Harmony development. The new line under the park will be directionally drilled underground thereby causing no disturbance above ground on park property. It will have no impact on park usage. Park staff therefore have no objection to granting the easements. Missouri Gas Energy has agreed to pay the \$0.40/square foot easement fee, (\$8,221.00) and the \$2,000.00 easement processing fee. We further request the fees from this action be accepted and appropriated into account 003-1608-58060.</p>																		
<p>CLEARANCE</p>	<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>																		
<p>ATTACHMENTS</p>	<p>Easement Request letter, Easement drawings, Easement Documents, Location Map</p>																		

REVIEW	Department Director: <i>Michele J. Neenan</i>	Date: 7-19-17
	Finance (Budget Approval): <i>If applicable</i>	Date: 7/24/17
	Division Manager: <i>[Signature]</i>	Date: 7/26/17
	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:
003-1608-58060	Park Fund Construction Services and other improvements	\$10,221.00

- 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.

Supplemental Appropriation Request Jackson County, Missouri

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

Date: July 24, 2017

ORD # 4997

<u>Department / Division</u>	<u>Character/Description</u>	<u>From</u>	<u>To</u>
<u>Park Fund - 003</u>			
<u>9999</u>	<u>47020 - Sale of Fixed Assets</u>	<u>\$ 10,221</u>	<u>\$ -</u>
<u>9999</u>	<u>2810 - Undesignated Fund Balance</u>		<u>10,221</u>
<u>9999</u>	<u>2810 - Undesignated Fund Balance</u>	<u>10,221</u>	
<u>1608 - Construction Services</u>	<u>58060 - Other Improvements</u>		<u>10,221</u>
		<u>\$ 10,221</u>	<u>\$ 10,221</u>

 7/24/17
Budget Office

Memorandum

Date: July 19, 2017

To: Legislative Committee

From: Michele Newman, Director of Parks + Rec

Sub: Permanent and Temporary Construction Easements to Missouri Gas Energy

Missouri Gas Energy is requesting passage of a Resolution approving a Permanent and Temporary Construction Easements to install a 12" natural gas line under Little Blue Trace park property along Truman Road.

Background:

- A new 12" natural gas line will be bored under Little Blue Trace park a distance of 1,369 linear feet along the north side of Truman Road.
- The line will be directionally drilled underground and will have no impact to the surface.
- The line will have no impact on park usage.
- The line is to provide natural gas service for the proposed "New Town at Harmony" development in Independence east of the Little Blue Trace park property.
- They are requesting a permanent easement totaling 0.47 acres (20,552 sq. feet) and a Temporary Easement totaling 0.02 acres (788sq. feet).
- The easements will not have a negative impact on public use of Lake Jacomo property.
- Missouri Gas Energy has agreed to pay the \$0.40/square foot permanent easement fee, (\$8,221.00) and the \$2,000.00 easement processing fee.
- Easement fees will be appropriated to account 003-1608-8060; Park Fund Construction Services and other improvements.

Please let me know if any additional information is required. I would be most happy to meet with you prior to the next Committee meeting to answer any remaining questions.



MISSOURI GAS ENERGY



Missouri Gas Energy
700 Market Street
St. Louis, MO 63101

June 23, 2017

Michelle Newman
Director, Jackson County Parks + Rec
22807 Woods Chapel Road
Blue Springs, Missouri 64015

Ms. Newman,

Missouri Gas Energy is currently working on a project to install approximately 7,500 feet of 12" Gas Main along Truman Road between MO-78 and Fisher Road. In order to complete this project, we are requesting an easement which runs along Truman Road on property which is owned by Jackson County, Missouri.

Attached you will find:

- Engineered scaled drawings of proposed easement in Plan view
- Engineered scaled drawings of proposed easement in Profile view.
- Legal descriptions of each proposed easement.
- Permanent Easement documents with County signature format

As stated in your easement policy in Ord. 3710, we will compensate you **\$10,221.00**. (20,552 sq. ft X \$.040 + \$2,000.00 easement fee). This fee will be payable to Jackson County Parks + Rec.

We look forward to the continuation of our project. If you have any further questions or concerns, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Jody Harness", is written over a faint, larger version of the signature.

Jody Harness
Right of Way Representative
Missouri Gas Energy

PERMANENT AND TEMPORARY CONSTRUCTION EASEMENT

Jackson County, Missouri

JACKSON COUNTY, MISSOURI ("**GRANTORS**"), whose address is: 415 E 12th Street, Kansas City, Missouri 64106, owners of a tract of land described as follows: Part of Section 2 and Section 3, Township 49 North, Range 31 West, and as described in Book 571 Page 654 and Page 986 Page 730 of the Jackson County, Missouri Records for and in consideration of the sum of ONE AND NO/100 Dollars (\$1.00) and other valuable consideration in hand paid, the receipt of which is hereby acknowledged, does hereby grant unto LACLEDE GAS COMPANY, doing business as MISSOURI GAS ENERGY, a Missouri corporation ("**GRANTEE**"), whose address is: 700 Market St., St. Louis, MO 63101, its successors, assigns, lessees and tenants forever, the right and easement to construct, operate and maintain a gas distribution system consisting of mains, piping, valves, service connections, appurtenances and above ground structures along with the right to construct, maintain, alter, inspect, repair, replace, protect, relocate, change the size of, operate and remove a cathodic protection rectifier or rectifiers, anodes and cables *thereto*, and appurtenances for the production of cathodic protection currents therein, in, under and across the following part of the aforesaid land, namely:

A Fifteen (15') foot wide strip of land ("Utility Easement") and a variable width of land ("Temporary Construction Easement") in the above parcel as shown on Gas Line Easement Exhibits "A" & "B".

The Temporary Construction Easement shall be for use in the initial construction and installation of the improvements and other construction purposes reasonably related to the construction of the natural gas lines. The Temporary Construction Easement shall commence on the effective date of this agreement and shall automatically terminate and expire upon the date construction of the improvements are completed. Upon the expiration of the term of the Temporary Construction Easement, all of the rights and benefits of **Grantee** in, to and under this agreement with respect to the temporary construction easement shall automatically terminate and be of no further force and effect.

Grantee, its successors and assigns, will have the right to use and control a line or lines of natural gas pipe for the circulation and distribution of natural gas for public or private use through the above described property for all proper purposes connected with the installation, use, maintenance, and replacement of the line(s) of natural gas pipe, and with the attachment thereto of the service lines of its customers. Furthermore, **Grantee**, its successors and assigns, will have the right to use and control a cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein through the above described property for all proper purposes connected with the installation, use, maintenance, and replacement of the cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein. **Grantee** has the right and privilege of removing at any time, any or all of the

cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein without surrendering its easement rights stated herein. **Grantee** has the right and privilege of removing at any time, any or all of the line of natural gas improvements without surrendering its easement rights stated herein. If the natural gas pipe to which the service line connection(s) of the undersigned is abandoned, the service line (s) and the connection(s) may be relocated to another natural gas pipe as directed by **Grantee**.

Grantors shall have the right to use and enjoy the above described lands, except as to the rights herein conveyed. **Grantor** agrees not to obstruct or interfere with the normal use or maintenance of such pipe line or lines and any connections to the same along with cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein. The undersigned also agrees not to erect or cause to be erected any building or structure on said easement and not place fill in excess of five (5) feet on pipeline(s) or cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, or remove overburden (cover) such that pipeline or cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, does not have at least three (3) feet of remaining cover. **Grantee** shall also have the right to clear and keep clear brush, trees, shrubbery, roots and other obstructions which, in **Grantee's** judgment, may interfere with the safe, proper and expeditious laying, construction, maintenance, alteration, inspection, repair, replacement, protection, relocation, operation and removal of said pipe line(s), lines and facilities, cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein or any part thereof, within or upon the above described land.

Grantor further reserves the right to make other improvements it desires on, over, in or near the Easement Area and should **Grantor's** improvements plan so require, **Grantee** will remove its gas distribution system components, cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, from the referenced Easement Area; provided however, that **Grantor** agrees to provide to **Grantee** written notice no less than 120 days before commencing work in connection with any such improvements. In connection with any such improvement, **Grantor** agrees to provide detailed information regarding such improvements to **Grantee** and to cooperate with **Grantee** to identify an alternate Easement Area owned or controlled by **Grantor** and agreeable to both parties with respect to which **Grantee** would be accorded rights substantially similar to those contemplated herein. In any such instance, the cost of removing and relocating the gas distribution system components, cathodic protection rectifier or rectifiers, anodes and cables thereto, and appurtenances for the production of cathodic protection currents therein, shall be paid by the **Grantor** if the removal and relocation is made necessary by the actions of **Grantor**.

Grantor warrants and will defend the title to said easement during its existence with the **Grantee** for its use and benefit against all parties whatsoever.

Grantee accepts this easement with the understanding and on the condition that whenever it shall make any excavations in the above-described property the **Grantee** will properly backfill all excavations and shall restore the ground as nearly as practicable to its former condition.

IN WITNESS WHEREOF, said Jackson County, Missouri, has caused these presents to be signed by its _____ (if applicable) the day and year first above written.

JACKSON COUNTY

APPROVED AS TO FORM:
MISSOURI

JACKSON COUNTY,

By: _____
W. Stephen Nixon, County Counselor
Executive

Frank White, Jr., County

ATTEST:

By: _____
Mary Jo Spino, Clerk of the County Legislature

COUNTY ACKNOWLEDGMENT

STATE OF MISSOURI)
)
COUNTY OF JACKSON) ss.

On this _____ day of _____, 20__, before me, a Notary Public, personally appeared Frank White Jr., to me personally known, who, being by me duly sworn, did say that he is the County Executive of Jackson County, Missouri, and that he executed the above and foregoing instrument on behalf of said Jackson County, Missouri, and acknowledged the execution of same as the free and voluntary act and deed of Jackson County, Missouri.

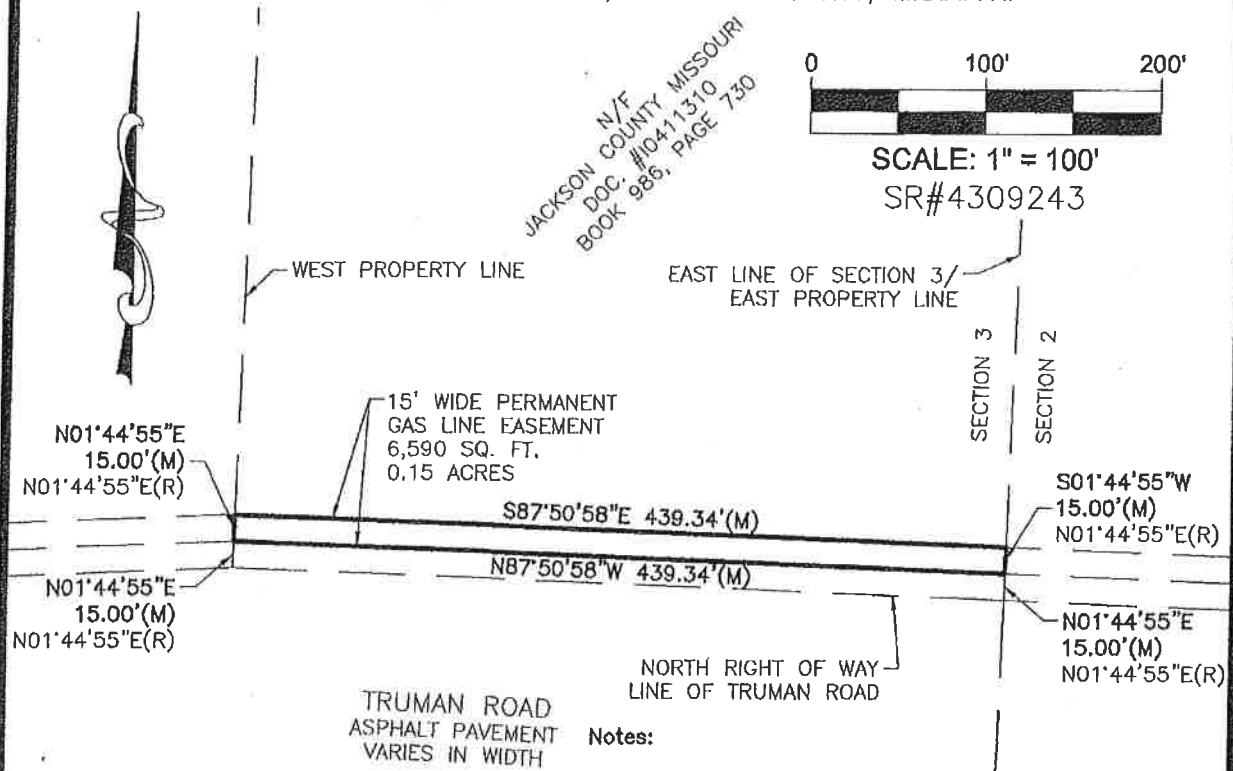
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires: _____

GAS LINE EASEMENT EXHIBIT A

PART OF SECTION 3, TOWNSHIP 49 NORTH, RANGE 31 WEST OF THE 5TH P.M.,
CITY OF INDEPENDENCE, JACKSON COUNTY, MISSOURI



- Notes:**
1. Bearing referenced to Grid North of the Missouri Coordinate System 1983, West Zone per GPS observations utilizing the MoDOT VRS RTK Network.
 2. M = Measured outboundary information as per field data obtained on April 12, 2017.
 3. R = Recorded outboundary information as per Warranty Deed recorded on January 21, 1980 as Document No. 10411310 in Book 986, Page 730 of the Jackson County Recorder of Deeds.
 4. Outboundary show hereon as per Warranty Deed recorded on January 21, 1980 as Document No. 10411310 in Book 986, Page 730 of the Jackson County Recorder of Deeds.
 5. All right of way lines as per AutoCAD drawing provided by Spire Energy.
 6. Centerline distance = 439.34'



Mark R. Frankenberg 6/23/17

Mark R. Frankenberg, PLS #2365
 State of Missouri
 Registered Land Surveyor for
 Buescher Frankenberg Associates, Inc
 Corporate # 00096

E-Mail: mail@bfaeng.com PHONE: (636) 239-4751



CONSULTANTS-ENGINEERS-SURVEYORS
 www.bfaeng.com

DRAWN BY	DATE	Project No.
C.R.H.	06-22-17	3712

103 ELM STREET WASHINGTON, MISSOURI 63090

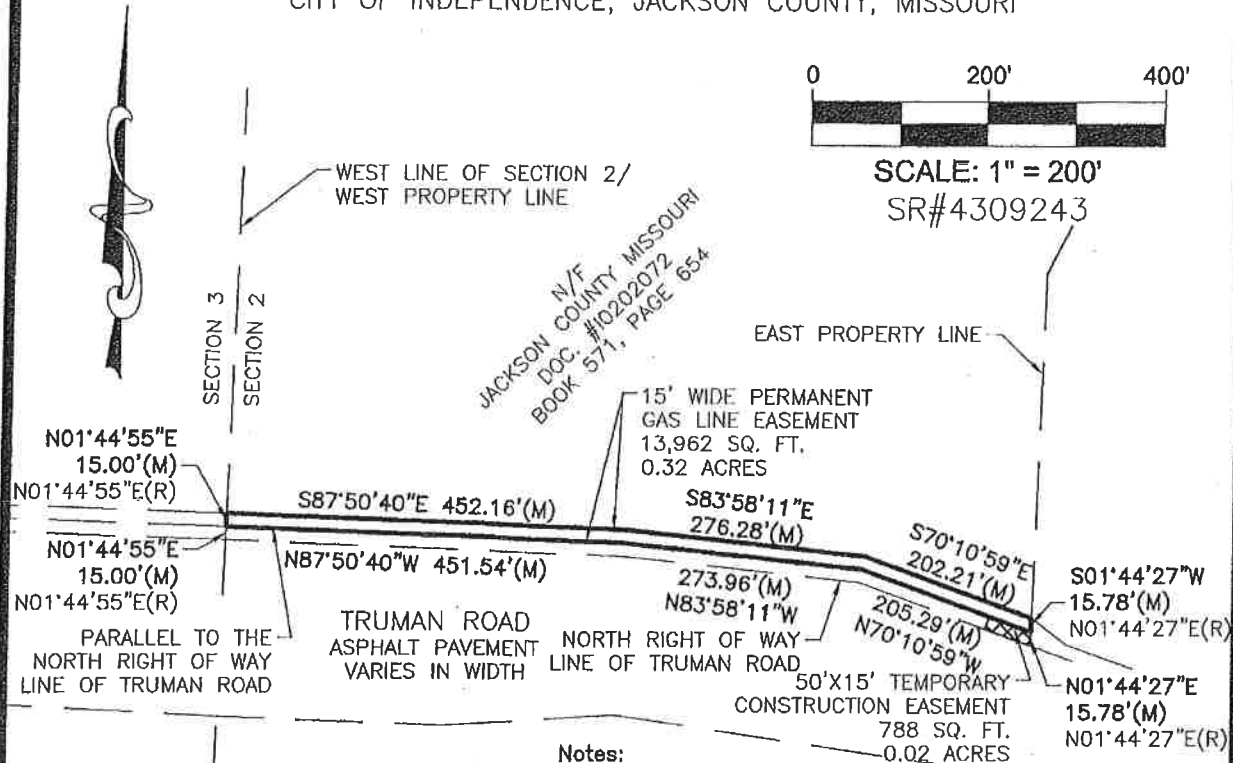
New Town – Truman Road
BFA Project No. 3712
June 30, 2017 C.R.H.

Legal Description – Jackson County Exhibit B, Easement

Commencing at the Southwest corner of the tract of land described in Missouri Warranty Deed recorded as Document No. I0202072 in Book 571, Page 654 also being a point on the north right of way line of Truman Road; thence along the west line of said tract N01°-44'-55"E 15.00 ft. to the point of beginning; thence continuing on said line N01°-44'-55"E 15.00 ft. to a point; thence leaving said west line, parallel with said north right of way line S87°-50'-40"E 452.16 ft. to a point; thence S83°-58'-11"E 276.28 ft. to a point; thence S70°-10'-59"E 202.21 ft. to a point on the east line of said tract; thence along said east line S01°-44'-27"E 15.78 ft. to a point; thence leaving said east line, parallel with said north right of way line N70°-10'-59"W 205.29 ft. to a point; thence N83°-58'-11"W 273.96 ft. to a point; thence N87°-50'-40"W 451.54 ft. to the point of beginning, containing 0.32 acres; Subject to any and all easements, conditions, restrictions, etc. of record.

GAS LINE EASEMENT EXHIBIT B

PART OF SECTION 2, TOWNSHIP 49 NORTH, RANGE 31 WEST OF THE 5TH P.M.,
CITY OF INDEPENDENCE, JACKSON COUNTY, MISSOURI



Notes:

1. Bearing referenced to Grid North of the Missouri Coordinate System 1983, West Zone per GPS observations utilizing the MoDOT VRS RTK Network.
2. M = Measured outboundary information as per field data obtained on April 12, 2017.
3. R = Recorded outboundary information as per Warranty Deed recorded on January 9, 1975 as Document No. 1020272 in Book 571, Page 654 of the Jackson County Recorder of Deeds.
4. Outboundary show hereon as per Warranty Deed recorded on January 9, 1975 as Document No. 1020272 in Book 571, Page 654 of the Jackson County Recorder of Deeds.
5. All right of way lines as per AutoCAD drawing provided by Spire Energy.
6. Centerline distance = 930.72'



Mark R. Frankenberg 4/23/17

Mark R. Frankenberg, PLS #2365
State of Missouri
Registered Land Surveyor for
Buescher Frankenberg Associates, Inc
Corporate # 00096

E-Mail: mail@bfaeng.com PHONE: (636) 239-4751



CONSULTANTS-ENGINEERS-SURVEYORS
www.bfaeng.com

DRAWN BY DATE Project No.
C.R.H. 06-22-17 3712

103 ELM STREET WASHINGTON, MISSOURI 63090

New Town – Truman Road
BFA Project No. 3712
June 30, 2017 C.R.H.

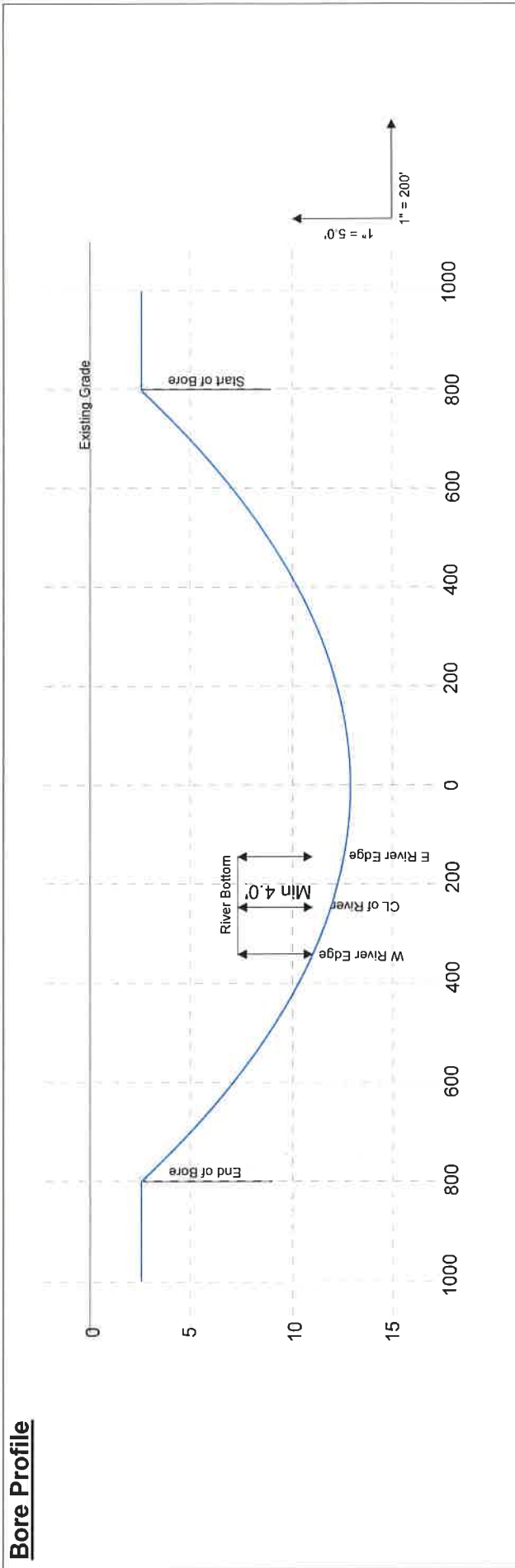
Legal Description – Jackson County Exhibit A

Commencing at the Southwest corner of the tract of land described in Missouri Warranty Deed recorded as Document No. I0411310 in Book 986, Page 730 also being a point on the north right of way line of Truman Road; thence along the west line of said tract N01°-44'-55"E 15.00 ft. to the point of beginning; thence continuing on said line N01°-44'-55"E 15.00 ft. to a point; thence leaving said west line, parallel with said north right of way line S87°-50'-58"E 439.34 ft. to a point on the east line of said tract; thence along said east line S01°-44'-55"W 15.00 ft. to a point; thence leaving said east line, parallel with said north right of way line N87°-50'-58"W 439.34 ft. to the point of beginning, containing, containing 0.15 acres; Subject to any and all easements, conditions, restrictions, etc. of record.

New Town – Truman Road
BFA Project No. 3712
June 30, 2017 C.R.H.

Legal Description – Jackson County Exhibit B, TCE

Beginning at the Southeast corner of the tract of land described in Missouri Warranty Deed recorded as Document No. I0202072 in Book 571, Page 654 also being a point on the north right of way line of Truman Road; thence along said north right of way line N70°-10'-59"W 54.90 ft. to a point; thence leaving said north line N19°-49'-01"W 15.00 ft. to a point; thence S70°-10'-59"E 50.00 ft. to a point on the east line of said tract; thence along said east line S01°-44'-27"W 15.78 ft. to the point of beginning; containing 0.02 acres; Subject to any and all easements, conditions, restrictions, etc. of record.



Date: 06/29/2017
 GIS Analyst: LWB
 River Name: Little Blue River



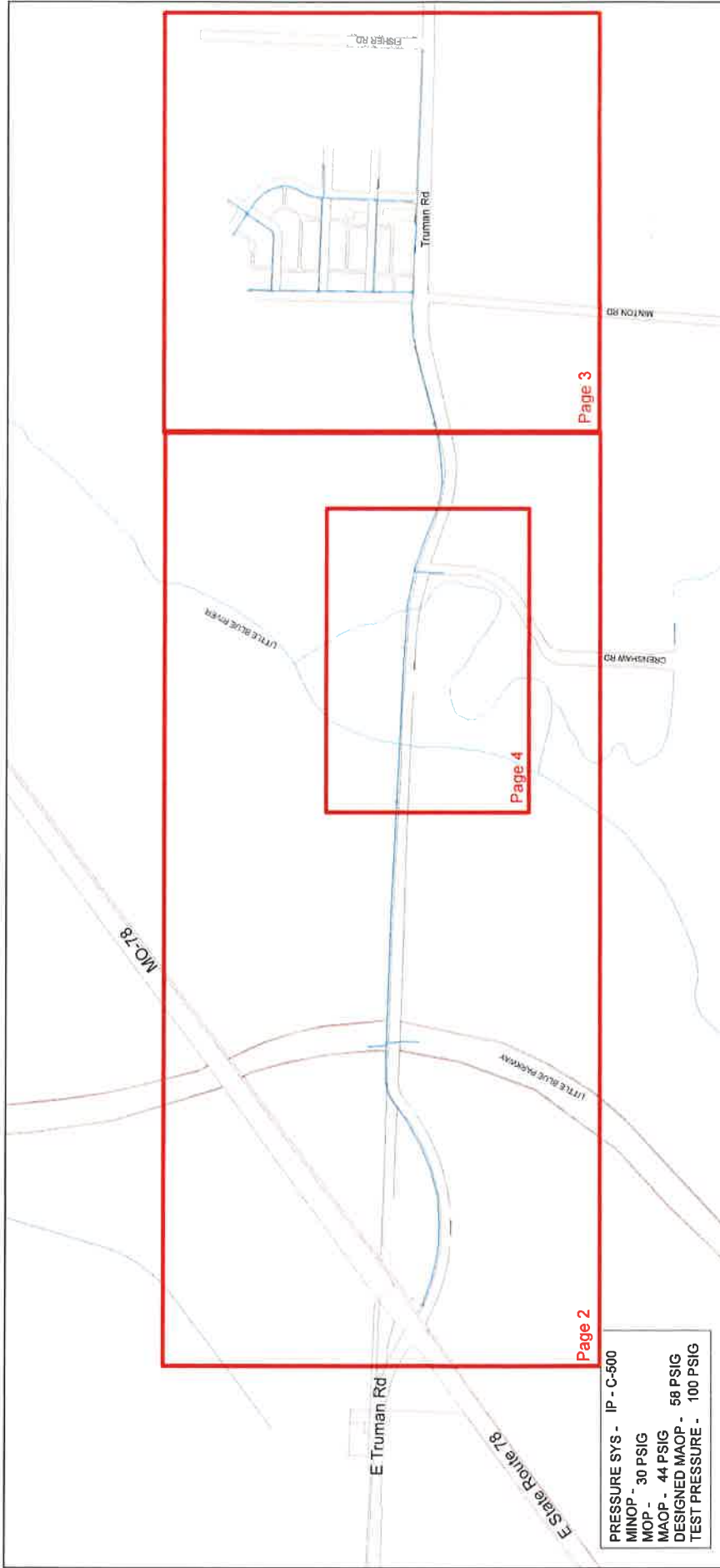
Project #: 800984
 Maximo Work Order: 15534795
 Job Description: New Town at Harmony - 1 - IUI Pty



Job Description: New Town at Harmony - 1 - MGE Kavanaugh
Sector: 0821
Project #: 800984

Region: South
TownCode: 0201

Maximo Work Order: 15534795



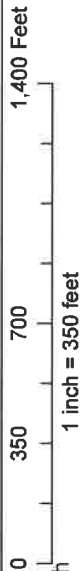
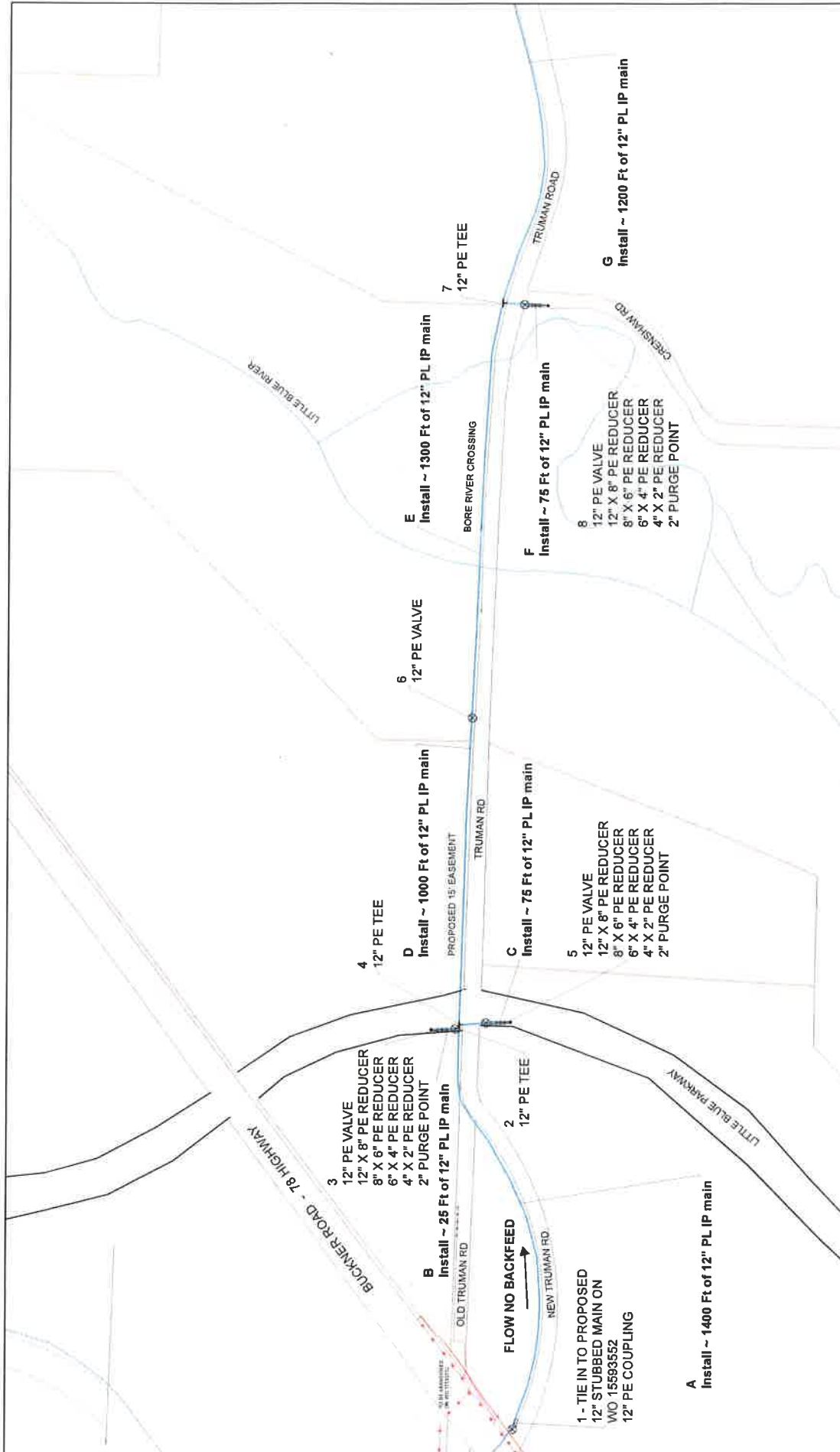
PRESSURE SYS - IP - C-500
 MINOP - 30 PSIG
 MOP - 44 PSIG
 MAOP - 44 PSIG
 DESIGNED MAOP - 58 PSIG
 TEST PRESSURE - 100 PSIG

Check for Work Order Authorization

Designer:	KATIE DARNELL
Original Date:	2/22/2017
Revision Dates:	



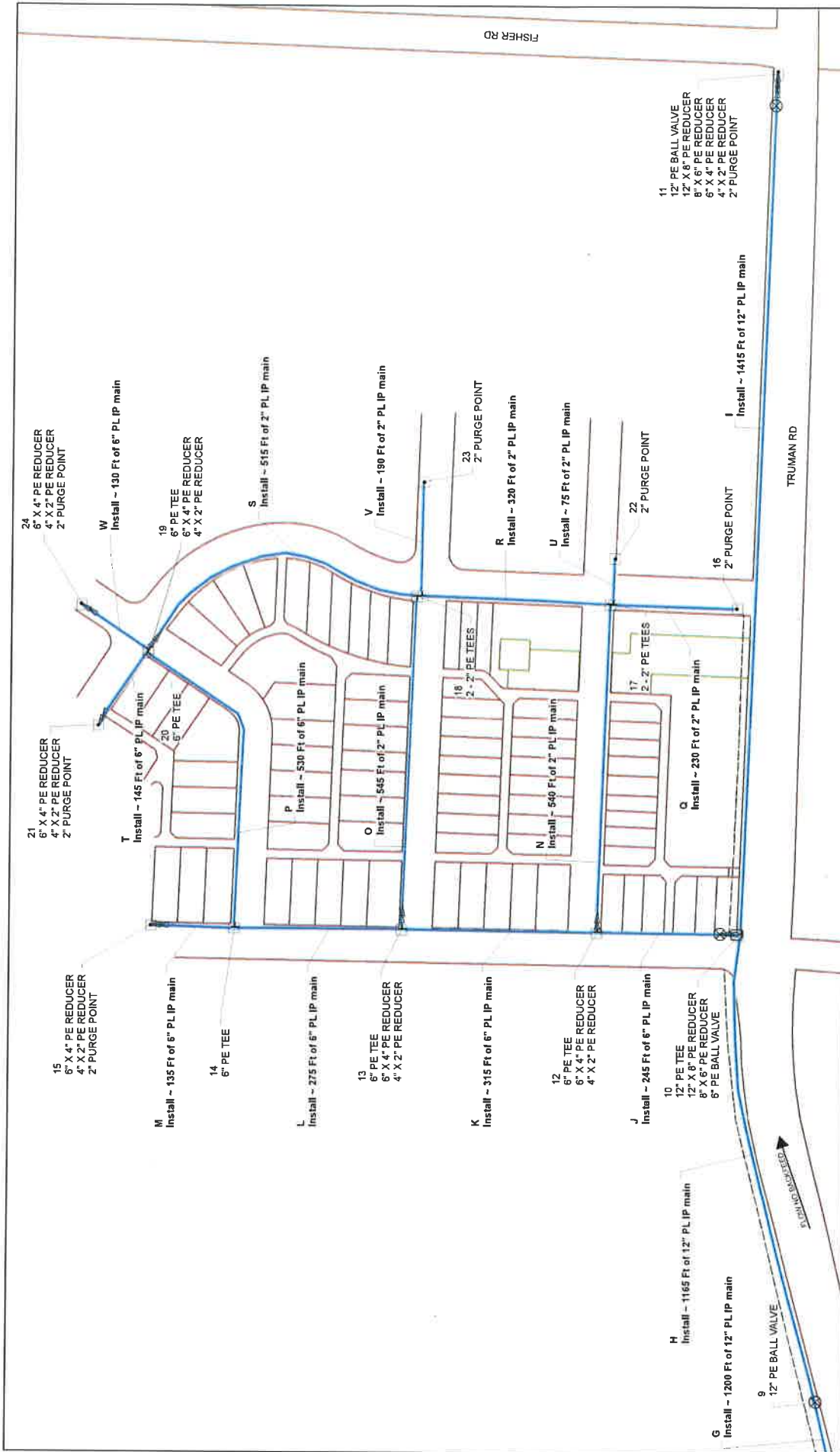
o Drip	x Service Tee	Flange	--- Gas Pipe Casing	Gas Valve	Main & Service
o Station Structure	x Stopper / Bottom Outlet	Insulated Flange	--- Exposed Pipe	o Ball	--- Existing
o Regulator Station	Coupling	+ Cross	+++ Abandoned Gas Pipe	o Butterfly	--- Install
o Meter Setting	o Insulated Coupling	+ Reducer	RCP - Reinforced Concrete Pipe	o Gate	--- Remove
o Marker Post	o Trace Wire Box	+ Tee	CMP - Corrugated Metal Pipe	o Plug	--- Abandon
o Electronic Marker	o End Cap	o Vertical EII		o Blow Down	



Maximo Work Order: 15534795

Job Description: New Town at Harmony - 1 - MGE Kavanaugh

PATH: \GISAPP\PER2\WORK_ORDER_DRAWINGS\MGE\SOUTH\REGION\2017_15534795_NEWBUSINESS_NEW TOWN AT HARMONY PHASE 1\DOCUMENTS\MXD\TIE IN.MXD, 3:16:20 PM 3/7/2017 20541



TRUMAN RD RIVER CROSSING LITTLE BLUE RIVER INDEPENDENCE, MO



NOTE: THE WETLAND AREA IDENTIFIED WILL NOT BE DISTURBED
PIPE WILL BE BORED ~10 FEET BELOW THE WETLAND.

A
Install ~ 6065 Ft of 12" PL IP main
Laid in Proposed 15 Ft Easement



02/07/2017
Maximo W/O# 15534795
Lonny Branstuder



PRESSURE TEST OF GAS MAINS (One Test Per Sheet)

Job Description: New Town at Harmony - 1 - MGE Kavanaugh

Region: South

Sector: 0821

Project #: 800984

TownCode: 0201

Tie-in Number _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Pipe Size: _____ Length (ft): _____
 Pipe Size: _____ Length (ft): _____
 Pipe Size: _____ Length (ft): _____

Pressure System: TF \ SF \ CF \ IP \ MP \ LP

Test Medium: Water \ Air \ Gas Other: _____

Gauge Type: Recording Indicating Dead Weight

Gauge I.D.: _____

Calib. Date: _____

Test Date: _____

Start Time: _____ End Time: _____

Start Press.: _____ End Press.: _____

Start Temp *: _____ End Temp *: _____

* Water or Pipe temperature, not ambient

If Discharge volume is over 1,000 gallons - Contact Lab for sample collection.

Note all leaks or failures, including cause, and corrective action taken in comments below.

Crew Foreman: _____ Date: _____

Inspector: _____ Date: _____

Supervisor: _____ Date: _____



Comments: _____

Page: _____ Of _____



PRESSURE TEST OF GAS MAINS (One Test Per Sheet)

Job Description: New Town at Harmony - 1 - MGE Kavanaugh Region: South Sector: 0821

Maximo Work Order: 15534795 TownCode: 0201

Project #: 800984

Tie-in Number: _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number: _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number: _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number: _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Tie-in Number: _____
 Soap Test Yes No
 Date: _____
 Time: _____
 Pressure: _____
 Signature: _____

Pipe Size: _____ Length (ft): _____
 Pipe Size: _____ Length (ft): _____
 Pipe Size: _____ Length (ft): _____

Pressure System: TF \ SF \ CF \ IP \ MP \ LP
 Test Medium: Water \ Air \ Gas Other: _____

Gauge Type: Recording Indicating Dead Weight
 Gauge I.D.: _____
 Calib. Date: _____

Test Date: _____
 Start Time: _____ End Time: _____
 Start Press.: _____ End Press.: _____
 Start Temp. *: _____ End Temp. *: _____
 * Water or Pipe temperature, not ambient

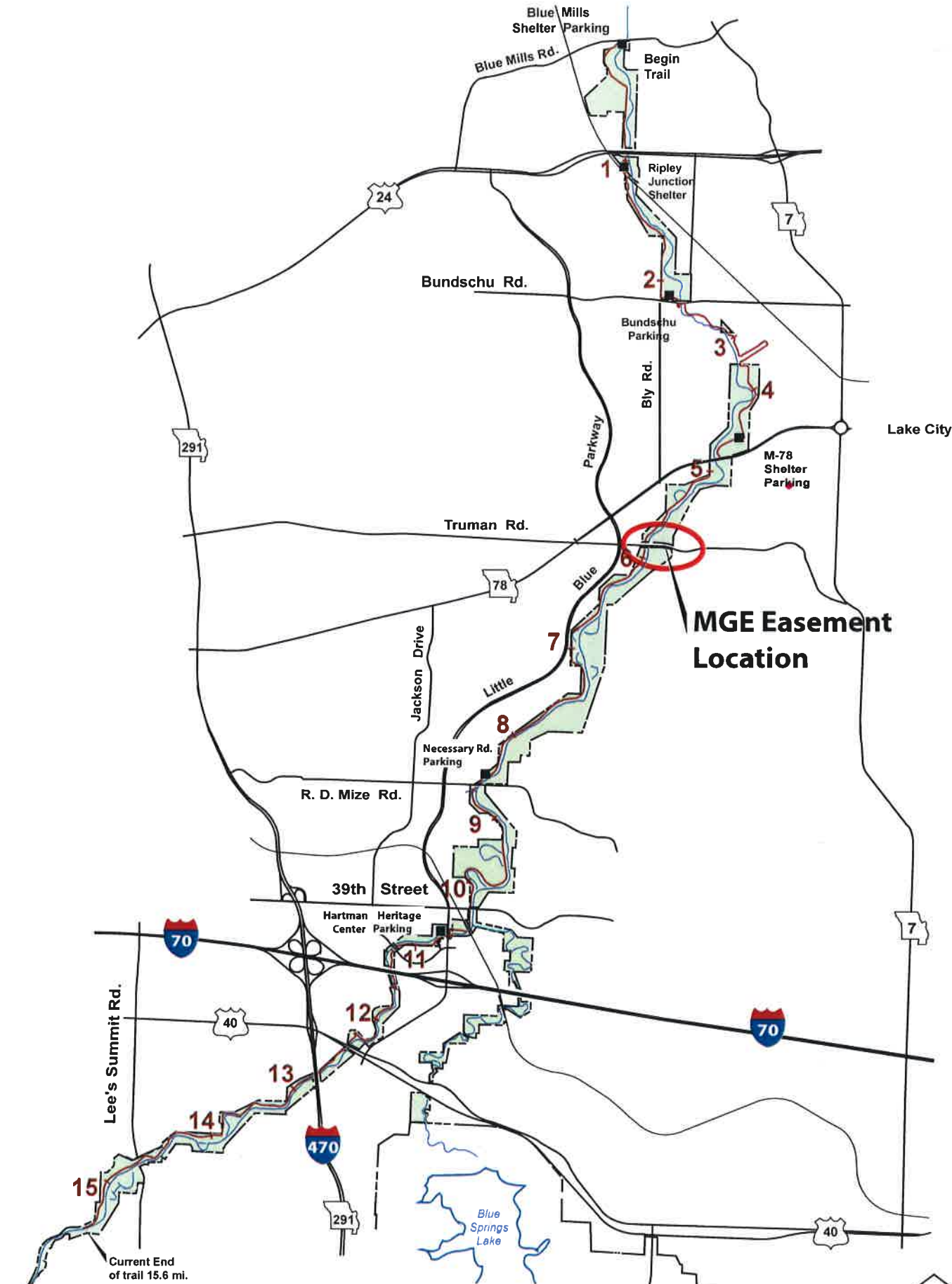
If Discharge volume is over 1,000 gallons - Contact Lab for sample collection.

Note all leaks or failures, including cause, and corrective action taken in comments below.

Crew Foreman: _____ Date: _____
 Inspector: _____ Date: _____
 Supervisor: _____ Date: _____



Comments: _____



MGE Easement Location

LITTLE BLUE TRACE TRAIL

Jackson County Parks + Rec
22807 Woods Chapel Road
Blue Springs, Mo. 64015
(816) 503-4800 www.MakeYourDayHere.com



IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 4.42 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).

ORDINANCE NO. 4998, August 7, 2017

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

Section 1. The Zoning Order of Jackson County, Missouri, and the official maps which are a part thereof, are amended by changing the boundaries of the "AG" (Agricultural) District and the "RE" (Residential Estate) District, so that there will be transferred from District AG to District RE, a tract of land commonly known as 32100 E. Truman Road, Buckner, MO, specifically described as follows:

Description: Part of the Northeast Quarter of Section 10, Township, Range 30, Jackson County, Missouri described as follows: Commencing at the Center of said Section 10, Township, Range 30, Jackson County, Missouri; thence with the South line of Northeast Quarter South 88 Degrees, 08 minutes, 32 seconds East, 1384.77 feet; thence leaving said South line, North 02 degrees, 37 minutes, 28 seconds East, 38.87 feet to a point of the North right-of-way line of Truman Road (Missouri Route FF); thence east along said North right-of-way, 100 feet to point of beginning; thence North 02 degrees, 37 minutes, 28 seconds East, 701.72 feet; thence South 88 degrees, 09 minutes, 52 seconds East, 269.44 feet; thence s 01 degrees, 01 minutes, 58 seconds West, 702.35 feet, to a point on said North right-of-way line, thence East along said North right-of-way line, 278.74 feet to point of beginning.

Section 2. The Legislature, pursuant to the application of the Joshua and Amanda Smith (RZ-2017-553), requesting the amendment embodied in this Ordinance and with notice that the Jackson County Plan Commission voted 7 to 0 to recommend

APPROVAL of this application after a public hearing on July 20, 2017, does adopt this Ordinance pursuant to the Jackson County Charter authorizing the Legislature to exercise legislative power pertaining to planning and zoning.

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. 4998 introduced on August 7, 2017, was duly passed on _____, 2017 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. 4998.

Date

Frank White, Jr., County Executive


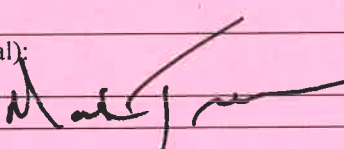
REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

~~Res~~Ord No.: 4998

Sponsor(s): xxxx

Date: August 7, 2017

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance Project/Title: Joshua C & Amanda M Smith - RZ-2017-553											
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="324 493 1209 808"> <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> OTHER FINANCIAL INFORMATION: <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: \$ _____ Prior Year Budget (if applicable): _____ Prior Year Actual Amount Spent (if applicable): _____		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	Prior ordinances and (date): _____ Prior resolutions and (date): _____											
CONTACT INFORMATION	RLA drafted by Randy Diehl, Administrator, Development Division, 881-4577											
REQUEST SUMMARY	Requesting a change of zoning from District AG (Agricultural) on 4.42 ± acres to District RE (Residential Estates). The proposed land use is a one lot subdivision. The 4.42 ± acres are located in Section 10, Township 49, Range 30, in Jackson County, Missouri, aka 32100 E. Truman Road, and specifically described on Attachment to RLA-1. Staff recommends approval because the change in zoning is consistent with the intent and purpose of the County Plan and complies with the Unified Development Code requirements. The Jackson County Plan Commission voted 7 to 0 to recommend <u>APPROVAL</u> to the County Legislature.											
CLEARANCE	<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)											
ATTACHMENTS	See Attachment to RLA-2											
REVIEW	Department Director: Brian D. Gaddie, P.E. Director of Public Works 	Date: 7/25/2017 Date: 8/1/17										
	Finance (Budget Approval): <i>If applicable</i> Division Manager: 	Date: 8/1/17										

	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.

ATTACHMENT TO RLA-2:

Attachments

Plan Commission Public Hearing Summary from July 20, 2017

Location Map

Staff Report

Affidavit of Publication in Independence Examiner

Names/Addresses of Surrounding Property Owners

Copy of letter to said property owners

Map showing current zoning district in area

County Code Chapter 240 – Unified Development Code

County Master Plan – “Strategy for the Future”

Application

Pictures of Property

Preliminary plat

RZ-2017-553

ATTACHMENT TO RLA 1:

Description: Pat of the Northeast Quarter of Section 10, Township, Range 30, Jackson County, Missouri described as follows: Commencing at the Center of said Section 10, Township, Range 30, Jackson County, Missouri; thence with the South line of Northeast Quarter South 88 Degrees, 08 minutes, 32 seconds East, 1384.77 feet; thence leaving said South line, North 02 degrees, 37 minutes, 28 seconds East, 38.87 feet to a point of the North right-of-way line of Truman Road (Missouri Route FF); thence east along said North right-of-way, 100 feet to point of beginning; thence North 02 degrees, 37 minutes, 28 seconds East, 701.72 feet; thence South 88 degrees, 09 minutes, 52 seconds East, 269.44 feet; thence s 01 degrees, 01 minutes, 58 seconds West, 702.35 feet, to a point on said North right-of-way line, thence East along said North right-of-way line, 278.74 feet to point of beginning.

RE: RZ-2017-553

Randy Diehl gave the staff report:

Applicant: Joshua C & Amanda M Smith

Location: 32100 E. Truman Road

Area: 4.42 ± acres in Section 10, Township 49, Range 30

Request: Change of zoning from District AG (Agricultural) to District RE (Residential Estates)

Purpose: Applicant is requesting the change in zoning for a one lot subdivision.

Current Land Use and Zoning in the Area:

The zoning in the immediate area is Agricultural with the majority of the land use being single family residences and some agricultural uses.

There are quite a few platted developments within the proximity of the subject property. Lot sizes range from approximately 2 acres to 8 acres in size. Some of these were developed after 1995, with the implementation of the Unified Development Code (UDC) and therefore are within District RE and well as a couple within District RR.

The applicant owns approximately 15.3 acres and is wanting to plat 4.42 which contain a single family residence. The remaining 10.88 acres will remain in District AG. It should be noted that the tract will not be able to be subdivided in the future. Staff contacted MoDOT regarding access onto the 10 acre tract since Truman Road is a State maintained Highway. Sight distance would allow a driveway centered with the 100 foot area fronting Truman Road.

County Plan:

The County Plan Development Diagram illustrates this area within the Urban Development Tier (UDT).

District RE (Residential E) is appropriate for the Urban Development Tier.

Recommendation:

This request for rezoning is consistent with the intent and purpose of the County Plan.

Staff recommends APPROVAL of RZ-2017-553.

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Mr. Antey: Are there any questions for Randy?

Mr. Akins: How is the sight distance?

Mr. Diehl: That's why we reached out to MoDOT for their consideration for driveway.

Mr. Antey: Is the applicant here?

Amanda Smith: 608 NE Leann Dr,

Mr. Antey: Do you have anything to add to the report?

We own the property directly to the west. The 10 acres will be just extra land for us. It's fairly wooded. The 4.42 acres will be sold off to a family member. At this point we have no plans to build anything on the 10 acres.

Mr. Antey: Are there any other questions for the applicant?

There were none

Mr. Antey: Is there anyone else who is in favor of this application?

There were none

Mr. Antey: Is there anyone who is opposed or has questions regarding this application?

There were none

Motion to take under advisement.

Mrs. Mershon moved to take under advisement. Mr. Crawford seconded.

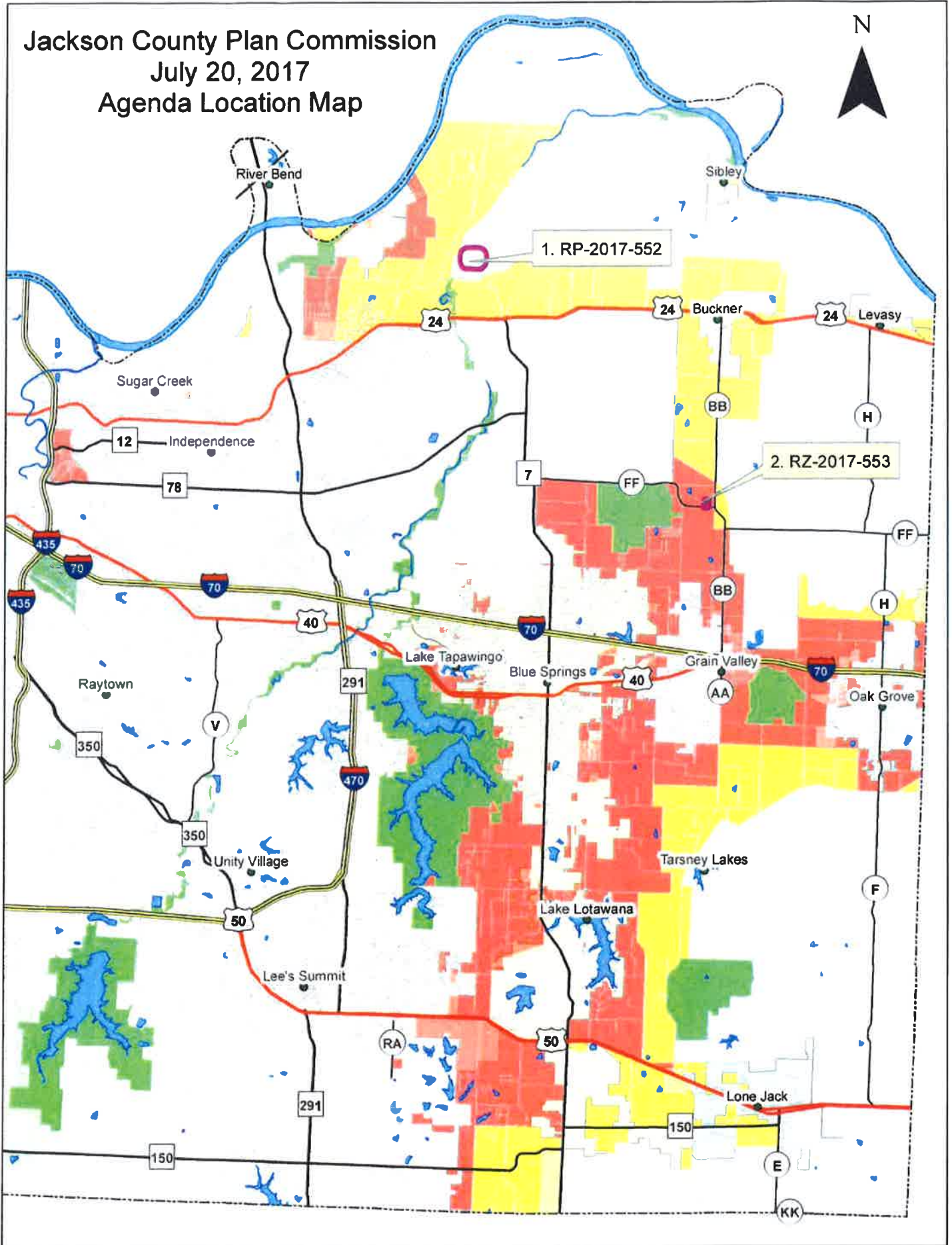
Discussion under advisement

Mrs. Akins moved to approve. Mr. Haley seconded.

Mr. Tarpley	Approve
Mr. Gibler	Approve
Mr. Haley	Approve
Mr. Crawford	Approve
Mrs. Mershon	Approve
Mr. Akins	Approve
Chairman Antey	Approve

Motion Carried 7 – 0.

Jackson County Plan Commission July 20, 2017 Agenda Location Map



STAFF REPORT

**PLAN COMMISSION
July 20, 2017**

RE: RZ-2017-553

Applicant: Joshua C & Amanda M Smith

Location: 32100 E. Truman Road

Area: 4.42 ± acres in Section 10, Township 49, Range 30

Request: Change of zoning from District AG (Agricultural) to District RE (Residential Estates)

Purpose: Applicant is requesting the change in zoning for a one lot subdivision.

Current Land Use and Zoning in the Area:

The zoning in the immediate area is Agricultural with the majority of the land use being single family residences and some agricultural uses.

There are quite a few platted developments within the proximity of the subject property. Lot sizes range from approximately 2 acres to 8 acres in size. Some of these were developed after 1995, with the implementation of the Unified Development Code (UDC) and therefore are within District RE and well as a couple within District RR.

The applicant owns approximately 15.3 acres and is wanting to plat 4.42 which contain a single family residence. The remaining 10.88 acres will remain in District AG. It should be noted that the tract will not be able to be subdivided in the future.

County Plan:

The County Plan Development Diagram illustrates this area within the Urban Development Tier (UDT).

District RE (Residential Ranchette) is appropriate for the Urban Development Tier.

Recommendation:

This request for rezoning is consistent with the intent and purpose of the County Plan.

Staff recommends APPROVAL of RZ-2017-553.

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator



Legend
 [Orange outline] 185' Notification Area
 [Red square] Pending Rezoning

RZ-2017-553
 Joshua & Amanda Smith
 AG

1 inch = 417 feet

Plan Commission July 20, 2017
 RZ-2017-553

Property Owners Within 185 feet

parcel	owner	address	city	state	code
22-400-01-05-00-0-00-000	ELROD PATRICIA D -TR	8639 CRAIG	OVERLAND PARK	KS	66212
22-400-01-06-00-0-00-000	KNAPP STEPHEN ROBERT-TRUSTEE	32100 E TRUMAN RD	BUCKNER	MO	64016
22-400-04-02-00-0-00-000	MCBEE JOHN & SHARON LORANE	32105 E TRUMAN RD	BUCKNER	MO	64016
22-400-01-04-00-0-00-000	YOUNG CHARLES M & JEANNE L	32102 E TRUMAN RD	BUCKNER	MO	64016
22-400-01-01-00-0-00-000	CARVER TERRENCE W JR & DOROTHY L	2018 S BUCKNER TARSNEY RD	BUCKNER	MO	64016
22-400-01-13-00-0-00-000	SMITH JOSHUA C & AMANDA M	PO BOX 145	BLUE SPRINGS	MO	64013

JACKSON COUNTY, MISSOURI
APPLICATION FOR CHANGE OF ZONING

APPLICANT INFORMATION:

1. Application must be filed with the Jackson County Planning and Development Division, 303 W. Walnut, Independence, Missouri 64050 by the date on the Plan Commission Calendar.
2. Application must be typed or printed in a legible manner.
3. All applicable sections must be completed. If you need more space to provide information, please use separate 8 1/2"x11" paper, reference the application number and attach it to the application. Incomplete applications will not be accepted and will be returned to the applicant.
4. Attach application for subdivision approval, consistent with the requirements of UDC Section 24003.10, as may be required.
5. The filing fee (non-refundable) must accompany application.
(Check payable to: Manager of Finance)
\$350.00 Change of Zoning to Residential
\$500.00 – Change of Zoning to Commercial or Industrial

TO BE COMPLETED BY OFFICE PERSONNEL ONLY:

Rezoning Case Number RZ-2017-~~552~~553

Date filed 6-12-17 Date of hearing _____

Date advertised _____ Date property owners notified _____

Date signs posted _____

Hearings: Heard by _____ Date _____ Decision _____

Heard by _____ Date _____ Decision _____

Heard by _____ Date _____ Decision _____

BEGIN APPLICATION HERE:

1. Data on Applicant(s) and Owner(s):

a. Applicant(s) Name: Joshua & Amanda Smith

Address: 6008 NE Leann Rd
Blue Sp. MO 64014

Phone: 816-694-9204, 816-256-0858

b. Owner(s) Name: Joshua Amanda Smith

Address: 6008 NE Leann Rd

Phone: 816 694 9204

c. Agent(s) Name: _____

Address: _____

Phone: _____

d. Applicant's interest in Property: 100%

2. General location (Road Name) 32100 E Truman Rd

BUCKNER, MO 64016

3. Present Zoning ~~AB~~ AG Requested Zoning RE

4. AREA (sq. ft. / acres) _____

5. Legal Description of Property: (Write Below or Attached 9)

6. Present Use of Property: single family

7. Proposed Use of Property: single family

8. Proposed Time Schedule for Development: August

9. What effect will your proposed development have on the surrounding properties?

none

10. Is any portion of the property within the established flood plain as shown on the FEMA Flood Boundary Map? NA

If so, will any improvements be made to the property which will increase or decrease the elevation? _____

11. Describe the source/method which provides the following services, and what effect the development will have on same:

a. Water Independence Water Dept - same use

b. Sewage disposal Septic system - same use

c. Electricity KCP&L - same use

d. Fire and Police protection Fort Osage Fire Protection District

12. Describe existing road width and condition: good Jackson Co. Sheriff

13. What effect will proposed development have on existing road and traffic conditions? None, no changes being made to existing entrance and exit.

14. Are any state, federal, or other public agencies approvals or permits required for the proposed development? no

If so, describe giving dates of application and status (include permit numbers and copies of same, if issued): ∅

Verification: I (We) hereby certify that all of the foregoing statements contained in any papers and/or plans submitted herewith are true to the best of my (our) knowledge and belief.

Signature

Date

Property Owner(s)

Amanda N Smith

6/12/17

6/12/17

Applicant(s):

Amanda N Smith

6/12/17

6/12/17

Contract Purchaser(s):

N/A

N/A

N/A

N/A

STATE OF Missouri
COUNTY OF JACKSON

On this 12 day of June, in the year of 2017, before me the undersigned notary public, personally appeared Amanda & Joshua Smith

known to me to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledged that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public

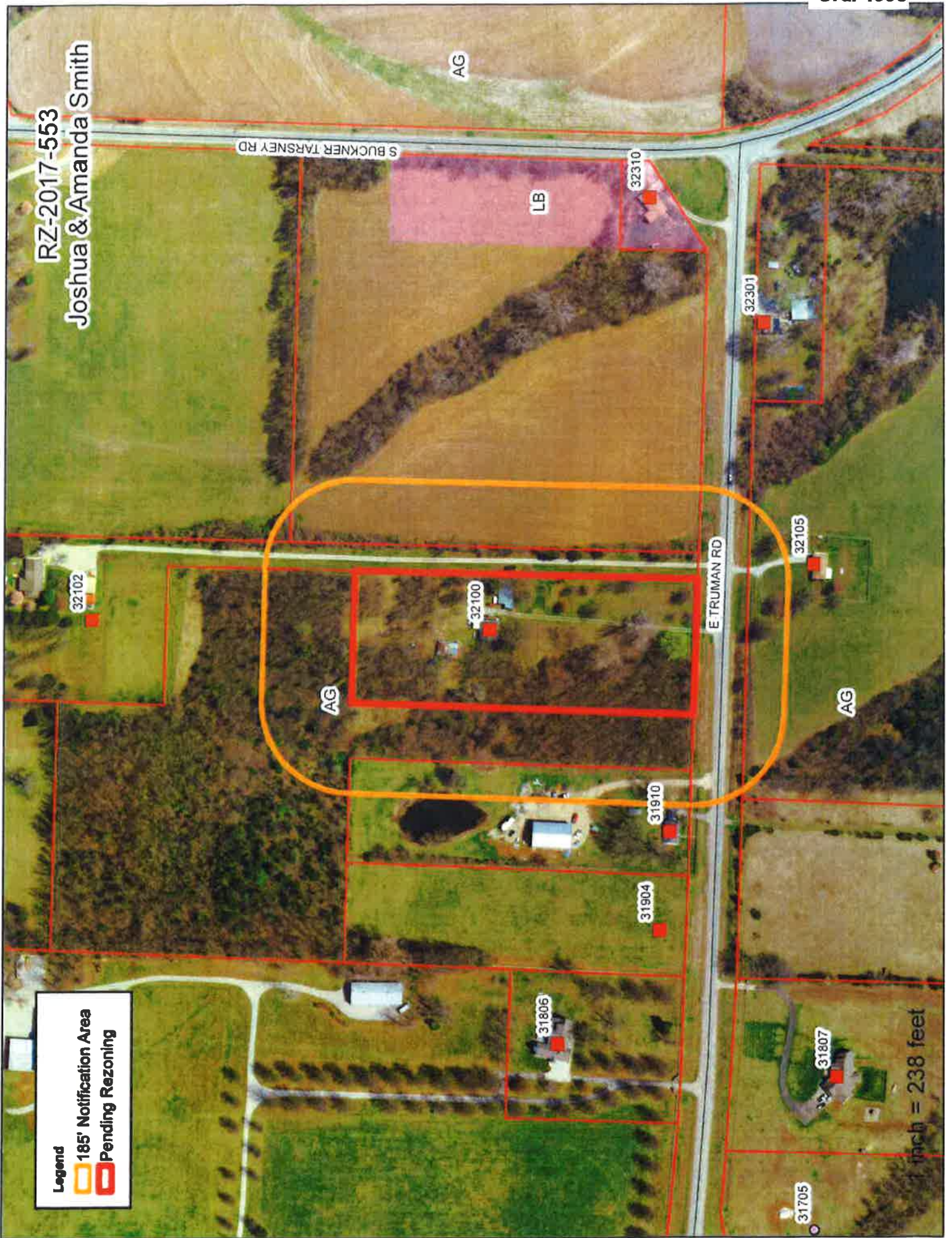
Ashley Barnett

Commission Expires

27 Aug. 2019



RZ-2017-553
Joshua & Amanda Smith



Legend
[Red Outline] 185' Notification Area
[Red Square] Pending Rezoning

1 inch = 238 feet

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 20 ± acre tract from District AG (Agricultural) to District AGp (Agricultural - Planned).

ORDINANCE NO. 4999, August 7, 2017

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

Section 1. The Zoning Order of Jackson County, Missouri, and the official maps which are a part thereof, are amended by changing the boundaries of the "AG" (Agricultural) District and the "AGp" (Agricultural - Planned) District, so that there will be transferred from District AG to District AGp, a tract of land commonly known as 3022 N. Twyman, Independence, MO, and specifically described as follows:

Description: All that part of the Southwest ¼ of the Southwest ¼ of Section 11, Township 50, Range 31, Jackson County, Missouri, being described as follows: Beginning at the Southwest corner of said Southwest ¼ of the Southwest ¼; thence North 0 degrees, 06 minutes, 53 seconds West, along the West line of said Southwest ¼ of the Southwest ¼, 653.13 feet to a point, South 0 degrees, 06 minutes, 53 seconds East, along said West line 669.18 feet from the Northwest corner of said Southwest ¼ of the Southwest ¼; thence North 89 degrees, 16 minutes, 03 seconds East, parallel with the South line of said Southwest ¼ of the Southwest ¼, 1304.11 feet to the West right of way line of Twyman Road (Road Record Book 4, Page 563); thence South 0 degrees, 10 minutes, 29 seconds along said line, 20.00 feet West of and parallel with the East line of said Southwest ¼ of the Southwest ¼, 653.12 feet to the South line of said Southwest ¼ of the Southwest ¼; thence South 89 degrees, 16 minutes, 03 seconds West, along said South line 1304.79 feet to the point of beginning, except that part in road.

Section 2. The Legislature, pursuant to the application of the Robert and Kim Luke, (RP-2017-552), requesting the amendment embodied in this Ordinance and with notice

that the Jackson County Plan Commission voted 7 to 0 to recommend APPROVAL of this application after a public hearing on July 20, 2017, does adopt this Ordinance pursuant to the Jackson County Charter authorizing the Legislature to exercise legislative power pertaining to planning and zoning.

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. 4999 introduced on August 7, 2017, was duly passed on _____, 2017 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. 4999.

Date

Frank White, Jr., County Executive


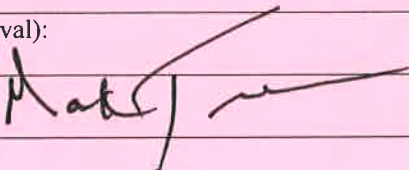
REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

~~Res~~/Ord No.: 4999

Sponsor(s): xxxx

Date: August 7, 2017

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance Project/Title: <u>Robert D & Kim J Luke - RP-2017-552</u>																			
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="316 499 1198 814"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td></td> <td>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td></td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td></td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td></td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td> <td>FROM ACCT</td> <td></td> </tr> <tr> <td></td> <td>TO ACCT</td> <td></td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> OTHER FINANCIAL INFORMATION: <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: \$ Prior Year Budget (if applicable): Prior Year Actual Amount Spent (if applicable):		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	Prior ordinances and (date): Prior resolutions and (date):																			
CONTACT INFORMATION	RLA drafted by Randy Diehl, Administrator, Development Division, 881-4577																			
REQUEST SUMMARY	Requesting a change of zoning from District AG (Agricultural) on a 20.00 ± acres to District AGp (Agricultural Planned), for the purpose of season based events. The 20.00 ± acres are located In Section 11, Township 50, Range 31, Jackson County, Missouri, aka 3022 N. Twyman Road, and specifically described on Attachment to RLA-1. Staff recommends approval because the change in zoning is consistent with the intent and purpose of the County Plan and complies with the Unified Development Code requirements. The Jackson County Plan Commission voted 7 to 0 to recommend <u>APPROVAL</u> to the County Legislature.																			
CLEARANCE	<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)																			
ATTACHMENTS	See Attachment to RLA-2																			
REVIEW	Department Director: Brian D. Gaddie, P.E. Director of Public Works 	Date: 7/25/2017 Date: Date: 8/1/17																		
	Finance (Budget Approval): <i>If applicable</i> Division Manager: 	Date: Date: 8/1/17																		

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.

ATTACHMENT TO RLA-2:

Attachments

Plan Commission Public Hearing Summary from July 20, 2017

Location Map

Staff Report

Affidavit of Publication in Independence Examiner

Names/Addresses of Surrounding Property Owners

Copy of letter to said property owners

Map showing current zoning district in area

County Code Chapter 240 – Unified Development Code

County Master Plan – “Strategy for the Future”

Application

Pictures of Property

PR-2017-552

ATTACHMENT TO RLA 1:

Description: All that part of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 11, Township 50, Range 31, Jackson County, Missouri, being described as follows: Beginning at the Southwest corner of said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence North 0 degrees, 06 minutes, 53 seconds West, along the West line of said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, 653.13 feet to a point, South 0 degrees, 06 minutes, 53 seconds East, along said West line 669.18 feet from the Northwest corner of said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence North 89 degrees, 16 minutes, 03 seconds East, parallel with the South line of said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, 1304.11 feet to the West right of way line of Twyman Road (Road Record Book 4, Page 563); thence South 0 degrees, 10 minutes, 29 seconds along said line, 20.00 feet West of and parallel with the East line of said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, 653.12 feet to the South line of said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence South 89 degrees, 16 minutes, 03 seconds West, along said South line 1304.79 feet to the point of beginning, except that part in road.

RE: RP-2017-552

Randy Diehl gave the staff report:

Applicant: Robert D & Kim J Luke

Location: 3022 N. Twyman Road

Area: 20.00 ± acres in Section 11, Township 50, Range 31

Request: Change of zoning from District AG (Agricultural) to District AGp (Agricultural-Planned)

Purpose: Applicant is requesting the change in zoning for season based events.

Current Land Use and Zoning in the Area:

The zoning in the immediate area is Agricultural with the majority of the land use being single family residences on large acreage tracts and smaller residential lots.

To the North on Twyman Road is Shelterwood, a faith based Therapeutic Boarding School for teens, rezoned to District AGp in 2006.

The applicant owns 20.00 acres. They have been running a "choose and harvest" tree farm for the past 15 years.

Their season begins the weekend prior to Thanksgiving and runs through the week prior to Christmas.

Hours of operation are Tuesday through Friday 3pm to 6pm and Saturday and Sundays 9am to 6pm.

The applicant is constructing a 1,700 square foot building that will serve as a waiting area for customers, and sale area for season related merchandise. The new building contains restrooms that are ADA compliant.

Within District AG, (24004.2.b.11) Harvesting of agricultural crops, including public harvesting of Christmas trees, fruit and other produce, is a Permitted Use.

The applicant would like to expand the seasonal offering to at least two other seasons. In the fall, to bring in pumpkins and possibly apples. This would be a Fall/Halloween theme and run for approximately two weeks. There will be no corn maze or pumpkin patch. In the Spring, provide tree and plants for sale with an Easter theme.

They would also, on occasion, like to rent out the building for reception type gatherings.

County Plan:

The County Plan Development Diagram illustrates this area within the Rural Development Tier (RDT).

District AGp (Agricultural-Planned) is appropriate for the Rural Development Tier.

Recommendation:

This request for rezoning is consistent with the intent and purpose of the County Plan.

Staff recommends APPROVAL of RP-2017-552.

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Mr. Antey: Are there any questions for Randy?

Mr. Akins: Is the Shelterwood property just shown for informational purposes?

Mr. Diehl: Yes, it's in the proximity as well as being within District AGp. The same zoning as the request.

Mr. Antey: Is the applicant here?

Robert D & Kim J Luke, 3022 N. Twyman Road

Mr. Antey: Do you have anything to add to the report?

Ms. Luke: It would be good to know that once we plant a crop of trees, as seedlings, it takes about seven years to harvest. It takes a long time to make money and the harvest season is short as well. So we are hoping to add other seasons to our farm. We are hoping to use our farm for other things. We lost a lot of trees one year, about 8,000, due to brown spot. Not wanting to put all our eggs into one basket, we were looking at other things. Agra-Tourism is a growing industry. Many farms are doing things like this and since we have a large following of families. We have about 2,000 followers on Facebook and they want to come to our farm all the time. It's just a short window that they can do that. If we are able to extend those seasons, we'd be a way to keep the farm and think it would be something popular.

Mr. Antey: Are there any other questions for the applicant?

Mr. Tarpley: Aren't there a lot of watermelon farms in the area?

Ms. Luke: I have no idea.

Mr. Luke: We don't plan on being in the watermelon business, and really weren't wild about being in the pumpkin business either.

Ms. Luke: Those would be something we would bring in, if we decide to do that. More than likely there will be no season bigger than what we are doing now. That season spans about six weeks where we have people on the property. If we do the other seasons like we are planning those would be short on weekends. Two weekends in the fall, two weekends in the spring and two weekends in the summer. We get pretty worn out during the Christmas season, and we may not want to do it at all. We would like to have the option for the other seasons now that we have restrooms. For 15 years we've had no running water or restrooms. And if we could use the facility for something else, we'd like that.

Mr. Tarpley: What about hayrides?

Ms. Luke: We've considered that.

Mr. Antey: *Is there anyone else who is in favor of this application?*

There were none

Mr. Antey: *Is there anyone who is opposed or has questions regarding this application?*

Amy Morris, 2911 N Twyman Road, my husband and I moved there about a month ago. We moved for the quiet, the piece. There's not a lot of traffic on the road. My concern, and we knew there was a Christmas tree farm there, that opening this up to all the other seasons concerns me with that many people on the farm. The extra traffic takes away from the peace and quiet. The Christmas season might be fine, and I'm not opposed to it all. I'm just concerned about it.

Mr. Tarpley: You are aware that Christmas time is the busiest time?

Ms. Morris: Yes

Mr. Tarpley: And you were aware that there was a Christmas tree farm there when you bought the property?

Ms. Morris: Yes

Mr. Tarpley: Just a couple of seasons, this isn't a year round party event. I'm trying to put your mind at ease. You're going to have all those people at Christmas time, that's a given. I understand your concern.

Ms. Morris: There will be all the extra traffic from renting out the building.

Ms. Morris: I was wondering if this is just a benefit for the neighborhood or just one person. As long as we can work together so everything can be quiet.

Ms. Luke: I would have those concerns as well if I hadn't experienced a season. All of the neighbors that have lived here as long as us have been supportive of this. If it was a nuisance, it would not be that way.

Mr. Luke: Several of our neighbors around us benefit from having us there. One sells firewood. Across the street from us they are selling honey. They say the more traffic for us is more traffic for them.

Mr. Tarpley: Where is the building from the road?

Ms. Luke: (pointing to the map) In this area

Mr. Diehl: It's approximately 1,000 feet from the road

Mr. Tarpley: My point is that being that far off the road you can't see any cars

Mr. Antey: What the capacity of the building?

Ms. Luke: The building occupancy is limited to 110-120 people per the fire district. In the case with the seasonal events we are wanting, there will never be that many people at one time in the building. We still are not sure if we want to have events in the building. We asking at this point, so we don't have to come back and reapply to change the plan.

Mr. Luke: We also grow elderberries on the farm. These are not for the public, they are for buyer in Columbia, MO. We are wanting to expand the uses of the farm and not lock it into one specific use, like the Christmas tree farm. We are still recuperating from the loss we suffered with the trees.

Mr. Akins: I believe your neighbors concern was also with the ingress and egress of traffic on the property. Is there a continual stream of cars all the time?

Ms. Luke: No. Shelterwood generates more continual traffic than we would.

Mr. Antey: *Is there anyone else who is in favor of this application?*

Amanda Smith: 608 NE Leann Dr, My family and I go there almost every year. The entrance is a long driveway. There is no waiting to turn off the road into the property.

Mr. Crawford: This question is for staff, is the line of site adequate for the driveway.

Mr. Diehl: Yes, they have a Y driveway at the road. The site distance to the north (for a right hand turn) is very good. Most customers would travel to Blue Mills Road, which is south of the property. Site distance for a left hand turn is adequate as well.

Mr. Crawford: Agricultural Planned, does that cover receptions?

Mr. Diehl: That us would be covered "under the plan". If you recall the Horse Park from a couple of years ago. They have an events building as part of their plan. Christmas tree farming is a Permitted Use with District AG. In order to extend the seasons, a planned development would allow the extension into those other seasons.

Motion to take under advisement.

Mr. Tarpley moved to take under advisement. Mr. Akins seconded.

Discussion under advisement

Mr. Gibler moved to approve. Mr. Haley seconded.

Mr. Tarpley	Approve
Mr. Gibler	Approve
Mr. Haley	Approve
Mr. Crawford	Approve
Mrs. Mershon	Approve
Mr. Akins	Approve
Chairman Antey	Approve

Motion Carried 7 – 0.

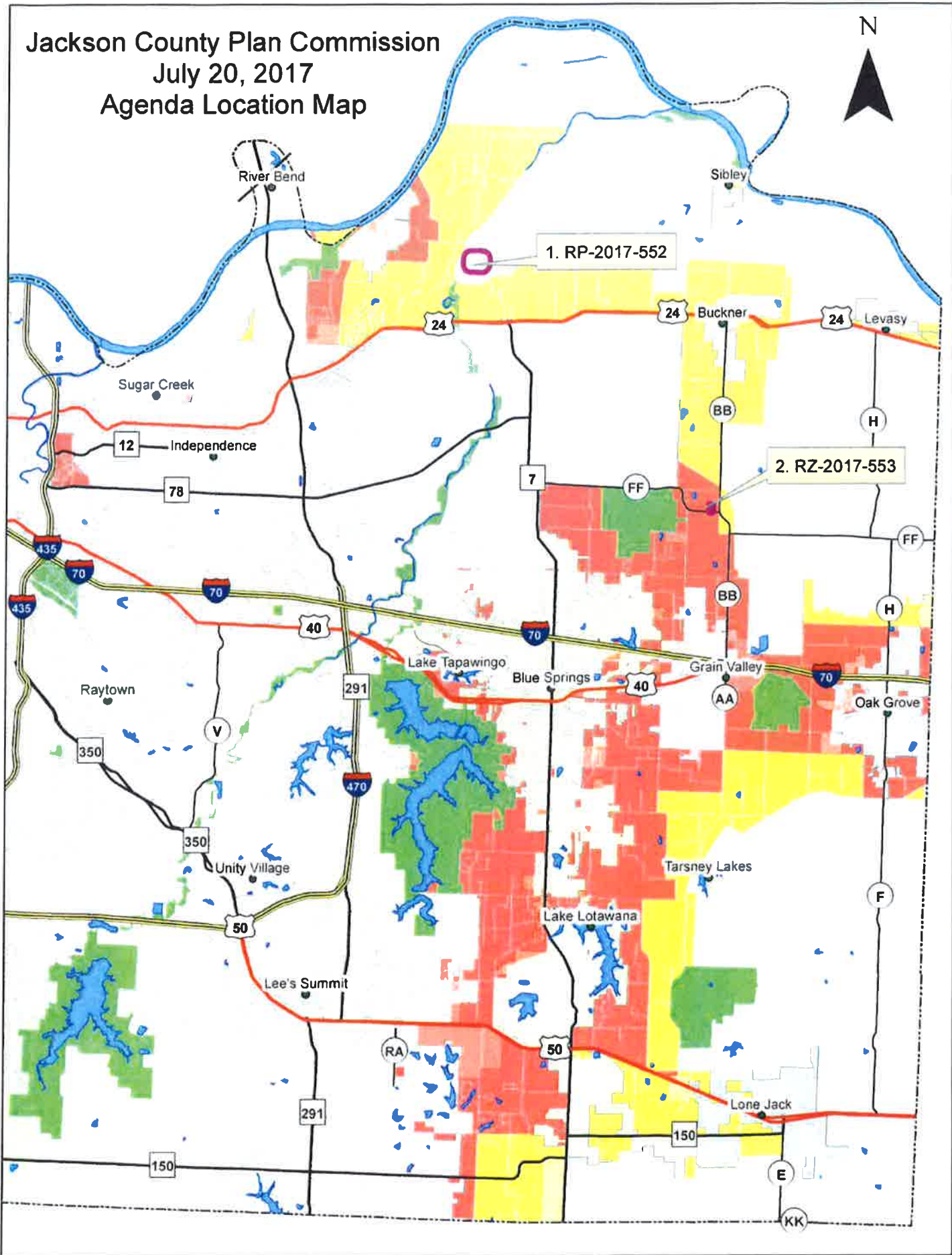
Jackson County Plan Commission July 20, 2017 Agenda Location Map

N



1. RP-2017-552

2. RZ-2017-553



STAFF REPORT

**PLAN COMMISSION
July 20, 2017**

RE: RP-2017-552

Applicant: Robert D & Kim J Luke

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Recommendation:

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Staff recommends APPROVAL of RP-2017-552.

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Plan Commission July 20, 2017

PR-2017-552

Property Owners Within 1000 feet

parcel_number	owner	address	city	state	zipcode
09-800-02-07-00-0-00-000	ADAMS LARRY WAYNE	2821 N TWYMAN RD	INDEPENDENCE	MO	64058
09-500-03-09-01-0-00-000	BOGAN MICHAEL & CONNIE	3122 N TYWYMAN RD	INDEPENDENCE	MO	64058
09-800-02-03-01-0-00-000	BROWN TIMOTHY W & CAROL JEAN	3010 N TWYMAN RD	INDEPENDENCE	MO	64058
09-400-04-15-00-0-00-000	BURCIAGA JOSE & VELIA	3008 N LENTZ RD	INDEPENDENCE	MO	64058
09-400-04-10-00-0-00-000	BUSH DAVID W & MARY M	3007 N LENTZ RD	INDEPENDENCE	MO	64058
09-400-04-14-00-0-00-000	BUSH DAVID W & MARY M	3007 N LENTZ	INDEPENDENCE	MO	64058
09-400-04-13-00-0-00-000	BUSH DAVID W & MARY M	3007 N LENTZ RD	INDEPENDENCE	MO	64058
09-400-04-17-00-0-00-000	BUSH DAVID W & MARY M	3007 N LENTZ	INDEPENDENCE	MO	64058
09-800-02-48-01-0-00-000	BUTLER WILLIAM LEE &	2917 N TWYMAN RD	INDEPENDENCE	MO	64058
09-900-01-38-00-0-00-000	CLAFLIN JONATHAN T & ARIELLE R	2815 N LENTZ RD	INDEPENDENCE	MO	64050
09-800-02-03-03-0-00-000	CLEVINGER LADONNA	707 APACHE DR	INDEPENDENCE	MO	64056
09-500-03-09-02-1-00-000	COLLIER MICHAEL WAYNE &	3106 N TWYMAN RD	INDEPENDENCE	MO	64058
09-800-02-57-00-0-00-000	CRAIG JEFFREY DALE & RENIE JEAN	23500 E BLUE MILLS RD	INDEPENDENCE	MO	64058
09-500-04-05-00-0-00-000	DOULOS MINISTRIES INC	3205 N TWYMAN RD	INDEPENDENCE	MO	64058
09-900-01-34-00-0-00-000	ELLIOTT STEVEN C & LORI L	17311 E 40 HWY H29	INDEPENDENCE	MO	64055
09-800-02-05-00-0-00-000	JAFISHER PROPERTIES LLC	2106 PRAIRIE CREEK DR	KEARNEY	MO	64060
09-500-03-10-00-0-00-000	JOHNSON ERIC & DORENE	9836 N HOME AVE	KANSAS CITY	MO	64157
09-400-04-19-00-0-00-000	JONES BURKET & BRENDA	3101 N LENTZ RD	INDEPENDENCE	MO	64058
09-800-02-06-01-0-00-000	MARLEY GLEN E JR & MARJORIE L	2900 N TWYMAN RD	INDEPENDENCE	MO	64058
09-800-02-03-02-0-00-000	MARTIN KATHY S	2912 N TWYMAN RD	INDEPENDENCE	MO	64058
09-800-02-56-00-0-00-000	MEYER JOHN R	23510 E BLUE MILLS RD	INDEPENDENCE	MO	64058
09-900-01-35-00-0-00-000	MILES JULIE A	435 JOSEPH LN	GRAIN VALLEY	MO	64029
09-800-02-48-02-0-00-000	MORRIS EDWARD R & AMY C	2911 N TWYMAN RD	INDEPENDENCE	MO	64058
09-500-03-06-00-0-00-000	OBBERMEYER LISA D & JARED W	3202 N TWYMAN RD	INDEPENDENCE	MO	64058
09-800-02-03-04-0-00-000	OWENS MICHAEL	2808 N TWYMAN RD	INDEPENDENCE	MO	64058
09-800-02-08-00-0-00-000	SIMKO STEVEN & DAWN	2815 N TWYMAN RD	INDEPENDENCE	MO	64058
09-900-01-29-00-0-00-000	STEELE RONNIE D & COLLEEN	2906 N LENTZ RD	INDEPENDENCE	MO	64058
09-800-02-02-00-0-00-000	STURGIS JANEY M	7035 PICKWELL DR APT # 3100	SAN ANTONIO	TX	78223
09-800-02-45-00-0-00-000	THOMAS MARILYN	2812 N TYWYMAN RD	INDEPENDENCE	MO	64058

09-500-03-08-02-0-00-000	YOUNGBLOOD M LYNN	3105 N TWYMAN RD	INDEPENDENCE	MO	64015
09-500-03-08-01-0-00-000	YOUNGBLOOD M LYNN & MANUS GRADY B	3105 N TWYMAN RD	INDEPENDENCE	MO	64058
09-500-03-09-02-2-00-000	LUKE ROBERT D & KIM J	3022 TWYMAN	INDEPENDENCE	MO	64058

JACKSON COUNTY, MISSOURI
PLANNED DEVELOPMENT ZONING APPLICATION

APPLICANT INFORMATION:

1. Application must be filed with the Jackson County Planning and Development Division, 303 W. Walnut, Independence, Missouri 64050 by the date on the Plan Commission Calendar.
2. Application must be typed or printed in a legible manner.
3. All applicable sections must be completed. If you need more space to provide information, please use separate 8 1/2"x11" paper, reference the application number and attach it to the application. Incomplete applications will not be accepted and will be returned to the applicant.
4. Attach application for subdivision approval, consistent with the requirements of UDC Section 24003.10, as may be required.
5. Provide Site Development Plan and supporting documentation as provided in UDC Section 24003.18 paragraph e (See Item 14).
6. A signed statement by applicant that applicant understands and agrees that rezoning granted under this section may be revoked should actual use of the property deviate materially if planned development is granted.
7. The filing fee (non-refundable) must accompany application.
(Check payable to Manager of Finance)
\$350.00 - Change of Zoning to Residential / Planned Development
\$500.00 - Change of Zoning to Commercial or Industrial / Planned Development

TO BE COMPLETED BY OFFICE PERSONNEL ONLY:

Rezoning Case Number RP- 2017-552

Date Filed 6-9-17 Date of hearing 7-20-17

Date advertised _____ Date property owner's notified _____

Date signs posted _____

Hearings: Heard by PC Date 7-20-17 Decision _____

Heard by LW Date _____ Decision _____

Heard by _____ Date _____ Decision _____

BEGIN APPLICATION HERE:

1. Data on Applicant(s) and Owner(s)

- a. Applicant(s) Name: Robert and Kim Luke
Address: 3022 N Twyman Rd Independence MO 64058
Phone: 816 838-0338
838-3707
- b. Owner(s) Name: Robert and Kim Luke
Address: 3022 N Twyman Rd Independence MO 64058
Phone: 816 838-0338

c. Agent(s) Name: _____
Address: _____
Phone: _____

d. Applicant's interest in Property: Owner / Operators

2. General Location (Road Name) Twyman

3. Present Zoning Agricultural Requested Zoning planned

* 4. AREA (sq. ft. / acres) 20 Acres

5. Legal Description of Property: (Write Below or Attached 9)

6. Present Use of Property: Christmas Tree Farm

7. Proposed Use of Property: Family Friendly Farm Events in additional seasons
Spring - Summer Fall (apple + pumpkin event, Easter
Egg Hunt, Summer scavenger hunt, Rent building for parties, anniversaries,
Fund raisers, Farmers market small weddings, Clubs, Groups and Organizat.

* 8. Proposed Time Schedule for Development: Yearly

9. What effect will your proposed development have on the surrounding properties?
No change from what are currently doing. Neighbors see
increase in traffic during 01 selling season, so perhaps
increase in traffic.

10. Is any portion of the property within the established flood plain as shown on the FEMA Flood Boundary Map? No
If so, will any improvements be made to the property which will increase or decrease the elevation? _____

11. Describe the source/method which provides the following services, and what effect the development will have on same:

- a. Water City of Independence
- b. Sewage disposal 2500 gal septic tank
- c. Electricity KC.P&L
- d. Fire and Police protection Fort Osage Fire District
Jackson County Sheriff

* 12. Describe existing road width and condition: Tyman

* 13. What effect will proposed development have on existing road and traffic conditions? NO change

* 14. Are any state, federal, or other public agencies approvals or permits required for the proposed development? _____ If so, describe giving dates of application and status (include permit numbers and copies of same, if issued): _____

15. **PLANNED ZONING APPLICATION SHALL INCLUDE SITE DEVELOPMENT PLAN:**

An accurate, legible site plan, drawn to scale and containing the following information:

- ✓ a. the legal description of subject property;
- b. the limits, dimensions, and square footage/acreage of property and the development of property adjacent to the area within three hundred (300) feet;
- c. the topography in intervals no greater than ten (10) feet;
- d. general location and width of all proposed streets and public rights-of-way, such as pedestrian ways and easements.
- e. entrances and exits from streets or indication of the criteria for entrance and exit placement;
- f. proposed building layout illustrating the front, side and rear building setback lines.
- g. proposed use of buildings, or a description of the proposed uses by type, character, and intensity;

- h. location and amount of parking or loading, or indication of the proposed parking and loading ratio and the location criteria;
- i. location, type, and size of signs, or indication of the criteria for location, type and size of signs.

Verification: I (We) hereby certify that all of the foregoing statements contained in any papers and/or plans submitted herewith are true to the best of my (our) knowledge and belief.

Signature		Date	
Property Owner(s)	<u>Robert D Luke</u>		<u>7-18-17</u>
	<u>Kim Luke</u>		<u>7-18-17</u>
Applicant(s):	<u>Kim Luke</u>		<u>7-18-17</u>
	<u>Robert D Luke</u>		<u>7-18-17</u>
Contract Purchaser(s):	_____		_____
	_____		_____

STATE OF Missouri
COUNTY OF Jackson

On this 18 day of July, in the year of 2017, before me the undersigned notary public, personally appeared Robert + Kim Luke

known to me to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledged that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public April D Billingsley

Commission Expires March 24, 2019

RP-2017-552
Robert & Kim Luke

3106



3010

3022

AG

N TWYMAN RD
AG

Legend

-  185' Notification Area
-  Pending Rezoning

1 inch = 128 feet



Our current business is a "choose and harvest" tree farm. Season begins the weekend prior to Thanksgiving and runs through week prior to Christmas. Our hours of operation are Tuesday through Friday from 3pm-6pm. On Saturday and Sunday we are open from 9am-6pm. We offer field trees for our customers to harvest, and wholesale some varieties that cannot be grown in Missouri. We offer complimentary hot cocoa and candy canes. Santa visits on three of the weekends for a few hours. Customers pay for their trees in our gift shop, where they can purchase stands, wreaths, decorations and holiday related merchandise. If weather permits we have a outside bonfire. We have speakers attached to our gift shop where we play holiday music. We have done our business in this fashion for 15 years and have never had one complaint or concern. Most everyone on Twyman are customers of ours.

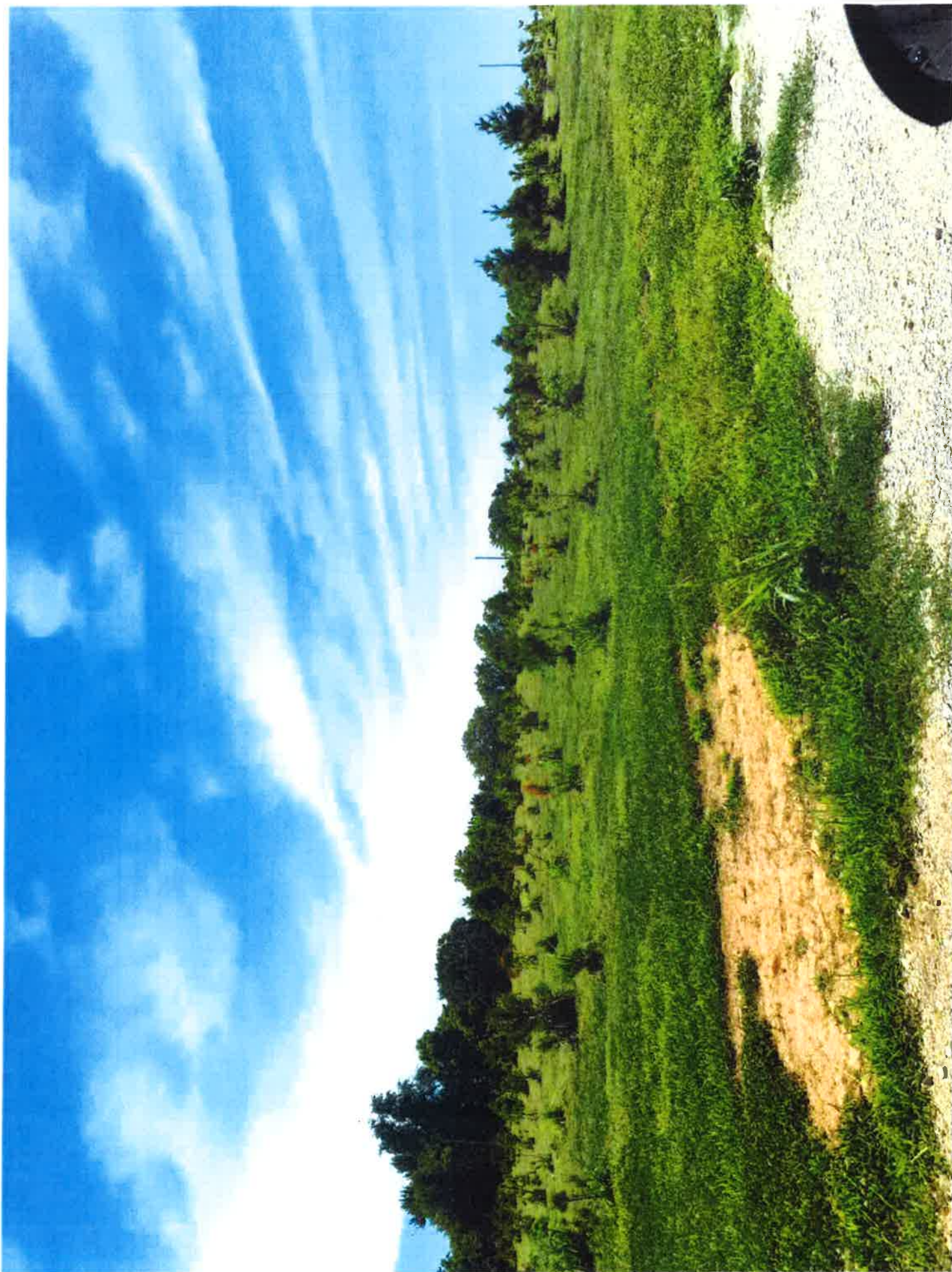
We will be offering the exact same type of seasonal offering in at least two other seasons. In Fall we plan to bring in pumpkins, and possibly apples. We will serve cider and have a fall/Halloween theme. Exactly like above, but season would run approx. two weeks. We will not have a corn maze or pumpkin patch.

In Spring we will have tree seedlings and elderberry plants for sale. We will have the Easter bunny and an egg hunt.

These are the things we will be doing, now that we have bathroom facilities.

We have five pole lights leading to and around our parking area. Most everything goes on in daylight hours.









IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a contract to JetPay Payment Services of Pensacola, FL, for the furnishing of credit and debit card payment services for use by the Collection Department, under the terms and conditions of the State of Missouri Contract No. C214037002, an existing government contract, for funds payable to the County.

RESOLUTION NO. 19547, August 7, 2017

INTRODUCED BY Dennis Waits, County Legislator

WHEREAS, the County has a need for credit and debit card payment services for use at the cashier's window in the Collection Department; and,

WHEREAS, the Director of Finance and Purchasing recommends the award of a contract for these services to JetPay Payment Services f/k/a Collector Solutions, of Pensacola, FL, under the terms and conditions set forth in the State of Missouri Contract No. C214037002, an existing government contract, for funds payable to the County; and,

WHEREAS, the Director of Finance and Purchasing has determined that, due to higher volume discounts offered to larger entities, award under the existing government contracts is appropriate; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the 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.

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. 19547 of August 7, 2017 was duly passed on _____, 2017 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of the Legislature

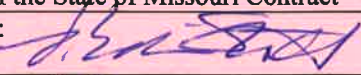


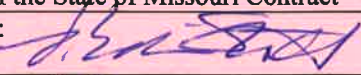


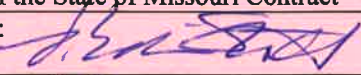


REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 19547

Sponsor(s): Dennis Waits

Date: August 7, 2017

SUBJECT	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Authorizing a Contract for Point of Sales Credit and Debit Card Payment Services for use by the Collections Department to JetPay Payment Services fka: Collector Solutions of Pensacola, Florida under the terms and conditions of the State of Missouri Contract No. C214037002.</u></p>															
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1" data-bbox="310 558 1403 747"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td></td> <td>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td></td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td></td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td></td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> <td></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) – No Cost to the County <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: _____ Estimated Use: \$ _____ 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:		
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:																
PRIOR LEGISLATION	<p>Prior ordinances and (date): _____ Prior resolutions and (date): _____</p>															
CONTACT INFORMATION	<p>RLA drafted by (name, title, & phone): Barbara Casamento, Purchasing Administrator, 881-3253</p>															
REQUEST SUMMARY	<p>The Collections Department currently accepts on line payment of property taxes and related charges using credit or debit cards but does not accept payment for these transactions at the Cashier's Windows in the Collections Department. The Collections Department would like to use the State of Missouri's Contract for these transactions at the Cashier's Windows. There will be no charge to the County for these services and the convenience fees charged to the taxpayers will be lower than those currently charged.</p> <p>Pursuant to Section 1030.4 of the Jackson County Code, the Director of Finance and Purchasing recommends the award of this Contract for the Collections Department to JetPay Services fka: Collector Solutions of Pensacola, Florida under the terms and conditions of the State of Missouri Contract No. C214037002, an existing government contract due to the larger discount offered to States.</p>															
CLEARANCE	<p><input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input type="checkbox"/> Business License Verified (Purchasing & Department) N/A <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>															
ATTACHMENTS	<p>Recommendation Memorandum from V. Edwin Stoll, Acting Chief Administrative Officer, JetPay's Quote and the pertinent pages of the State of Missouri Contract</p>															
REVIEW	<table border="1" data-bbox="302 1703 1539 1944"> <tr> <td>Department Director: </td> <td>Date: 7/31/17</td> </tr> <tr> <td>Finance (Budget Approval): <i>If applicable</i> </td> <td>Date: 7/31/17</td> </tr> <tr> <td>Division Manager: </td> <td>Date: 8/3/17</td> </tr> <tr> <td>County Counselor's Office:</td> <td>Date:</td> </tr> </table>	Department Director: 	Date: 7/31/17	Finance (Budget Approval): <i>If applicable</i> 	Date: 7/31/17	Division Manager: 	Date: 8/3/17	County Counselor's Office:	Date:							
Department Director: 	Date: 7/31/17															
Finance (Budget Approval): <i>If applicable</i> 	Date: 7/31/17															
Division Manager: 	Date: 8/3/17															
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.

MEMORANDUM

Date: July 18, 2017

To: Frank White, Jr., County Executive

From: V. Edwin Stoll, Acting Chief Administrative Officer

Re: Proposed Participation in Government Contract under Cooperative Procurement Program for Point of Sale Credit Card and Debit Card Payment Services for Use by the Collection Department

Background:

Currently, Jackson County accepts on line payment of property taxes and related charges using MasterCard or VISA credit or debit card under existing contracts with third party vendors. The convenience fee charged directly to the payer for such transactions is 2.395%. As you know, the County currently does not accept payment of property tax and related charges at County cashier windows by credit card or debit card.

The City of Grandview performs property tax collection services under contract with the County and utilizes a service provided by JetPay Corporation as a Cooperative Procurement Program participant under a State of Missouri contract that accepts such payments at cashier windows using credit cards (MasterCard, VISA, American Express, Discover) or debit card (MasterCard and VISA logos). A site visit observation of use of the service by the City of Grandview on July 13, 2017 demonstrated functionality acceptable for use by the Jackson County Collection Department for payment of property tax and related charges by credit card or debit card at cashier windows. In discussion with the City's Finance Director/City Treasurer, he indicated the City's satisfaction with the service.

Recommendation:

It is recommended that Jackson County participate in the State of Missouri contract for JetPay services under the Cooperative Procurement Program that would allow the County to accept payment of property tax and related charges by credit card at 13 Collection Department cashier stations (in KC, 4 windows and 2 additional stations at marble table; in TCH, 5 windows and 2 additional stations in main lobby). Applicable documentation, which is attached, has been reviewed by Jay Haden and Barb Casamento. As you can see, under the attached documentation, the necessary equipment and training for County associates would be provided by JetPay at no cost to the County and the convenience fees charged to the taxpayers would be lower than those currently charged for on line payments.

Goal:

Subject to obtaining all appropriate approvals and documentation, the installation of necessary equipment and the proper training of associates, the goal is to have the service in place and operational by the time that 2017 property tax bills are mailed.

cc: Caleb Clifford, Chief of Staff
Jay Haden, Chief Deputy County Counselor
Barbara Casamento, Purchasing Supervisor



Jackson County System Profile

1. Application Types

JetPay Payment Services LLC, provides services to host a public site and provide office logins for point of sale credit card and e-check processing and reconciliation, web processing, Interactive Voice Response (IVR), or integrated Payment Re-Direct. The system is entirely web based, providing all payment and reporting functionality in the web portal. For Point of Sale, additional Ethernet connections and IP addresses may be required, depending on the type of Point of Sale terminal being used, such as a payment terminal utilizing EMV. Jackson County would provide Windows based (or equivalent) PC(s) with Internet access. There is no cost to Jackson County for this service.
2. Data Collection

Customers can be validated by using a County assigned account number. The number can be validated a number of ways, including the County providing a file of eligible account numbers, which would be used to verify customers and amounts due, or by validating the format of the number (Length, type of characters, etc.). Web service or file exchange validation can be used, along with other alternative methods as needed.
3. Payment Methods (JETPAY provides all necessary hardware and training. See Appendix below for description of hardware)
 - a. Credit/Debit Card
 - b. Electronic Check (if requested): JETPAY will provide training and best practices for the use of e-checks.
4. Category/Payment Types

A Category can be thought of as a County Department, such as Tax Collector, Municipal or Circuit Court, Utilities, Parks & Recreation, etc. The County would define payment types for each Category as needed (ex. Utility Payment, Utility Deposit, etc.). As many payment types as needed can be defined but there must be at least one per category.
5. Collection Modes (Most commonly used)
 - a. Web (customer jump from County website to JETPAY)
 - b. Point of Sale. (POS) Face to face Scan using swipe device
 - c. Point of Sale. (POS) Face to face Manual
 - d. Phone in. (Caller relays information to telephone operator)
 - e. Pre-Authorized payment. (Office only for ACH transaction)
 - f. Interactive Voice Response (IVR). JETPAY builds and manages a toll-free telephone payment system.
 - g. Virtual Terminal. JETPAY integrates directly with other third party software systems. JETPAY provides certain development costs if third party software is not already integrated with JETPAY.
6. Fee Structure (per state contract and listed in Appendix A)
 - a. Passed to customer
 - b. Fees would be established defining Jackson County as a Government Service entity. This would enable JETPAY to provide the government rate via "Missouri State Contract Pricing". (Absorbed fees can be defined as needed.)
7. Transaction notification and back end processing
 - a. JETPAY Reporting through the JETPAY Dashboard. The JETPAY Dashboard provides payment information and reporting in over 70 well defined reports and filter configurations.
 - b. Email notification
 - c. Other notifications or data structures are available at customer request, such as daily output data in an agreed upon format.

- d. Virtual Terminal applications may provide real-time data updates on payment status and account updates.
- 8. Distribution Account(s), settlement, reporting and reconciliation
 - a. County must provide at least one settlement account for distribution of funds with ACH capability. Multiple accounts can be used within County departments by type if needed.
 - b. County may provide a Master Settlement account for first deposit of funds if needed.
- 9. Settlement of Funds
 - a. Credit and debit card transactions settlement of funds occurs 2 working days following transaction processing date per industry standards. Funds will settle by date, as opposed to card type, which is beneficial for reconciliation. Some financial institutions may settle ACH funds to the County account over a 2 day period, so the County should check with their bank or financial institution for policy on ACH funds.
 - b. E-Check transactions settle each working day for the previous date, and are usually available in the Distribution account in 2 working days. The County should check with their bank or financial institution for policy on ACH funds.
- 10. Deployment Schedule
 - a. County provides desired deployment date (JETPAY may request to adjust dates due to development project volume). JETPAY will provide estimate for deployment after site parameters and County preferences have been established.
- 11. Maintenance (users, payment maintenance, voids, credits)
 - a. User levels include: (Administrator (users, voids, and credits), Customer Service (all reports), and User (Payments only). County has option to assume Administrator role with JETPAY in support, or JETPAY may act as Administrator.
- 12. Merchant Application and setup
 - a. All new clients complete a JETPAY Agreement, Merchant Account Agreement, and form W-9 for payment and funds identification as a benefit to both the County and its customers. JETPAY will provide all documents to County. Agreements will be activated in conjunction with deployment. Terms and lengths of service are negotiable.
- 13. Chargebacks and Disputes
 - a. JETPAY provides unique and effective service in the disposition of chargebacks and disputes. JETPAY acts as the Merchant on behalf of the County, analyzing and answering the initial dispute letter, while absorbing the initial debit from the card industry until the dispute is resolved. All pertinent information regarding payments is provided to answer the dispute. In some cases, the County may be asked to provide specific information regarding a disputed payment to prove the validity of the payment in question, the tax year the payment is applied against, or other specific account information. If a dispute is won by JETPAY, no funds change hands and the payment stands. If a dispute is lost, JETPAY simply debits the amount of the payment from the County's bank account, and the County would re-instate the balance due to the customer.
- 14. Customer Service
 - a. JETPAY provides complete customer as well as client services to assist in all aspects of payment processing, training and maintenance. JETPAY operates a call center with Alphapointe Inc. in Kansas City MO. In addition, JETPAY also provides a stand-alone Help Desk, as well as 24 hour, 7 day a week on call support. There is no cost to the County to utilize JETPAY services.
- 15. JETPAY Additional Services
 - a. JETPAY also offers many additional value added services, including.
 - i. Electronic Bill presentment options.
 - ii. Text to Pay options.
 - iii. Hosted web payment profile storage options (Web customers may create and store multiple payment profiles for JETPAY payments.)
 - iv. Software integration with Third party software and accounting systems.

Appendix A

Pricing:

1. FEES:

Set Up Fees \$0.00
Recurring Fees (monthly\annual) \$0.00

Accepting Credit Cards YES (YES or NO)

Transactional Fees 0-\$50= \$1.25
50-\$75= \$1.75
75-\$100= \$2.15
\$100 and up = 2.15%

Fees to be paid by PAYER (PAYER or CLIENT)

Accepting Debit Cards (Point of Sale Only) YES (YES or NO)

Transactional Fees 0-\$66= \$1.00
66.01 and up= 1.50%

Fees to be paid by PAYER (PAYER or CLIENT)

Accepting eChecks YES (YES or NO)

Transactional Fees \$.50 (all amounts)

**Fees to be paid by* PAYER (PAYER or CLIENT)

Re-presentment count 1 (recommended) (0, 1, or 2)

Appendix B

Hardware devices (USB or Ethernet powered)

Magtek Dynamag Swipe Device or equivalent. Compatible EMV compliant devices will be provided as they are phased into the JETPAY product. JETPAY will provide all hardware devices at no charge.

Hardware may vary based on current best practices.

Check Scanner (If utilized)

RDM EC7000i (with USB cable) check imaging device

Appendix C

Missouri State Contracts of note:

- State of Missouri B2Z14037
- City of Kansas City MO EV2110
- Missouri Office of State Courts Administrator OSCA 14-016
- City of St. Charles MO PC1102



Res. 19547

3361 Boyington Dr., Ste 180
Carrollton, TX 75006
Phone: 1-877-4JETPAY
Main Fax: (866) 370-6924

Merchant Application & Agreement

ISO/Agent ID# & Name:

Sales Agent Name & ID#

NOTICE: AGENTS MUST INCLUDE THEIR ID IN ORDER TO RECEIVE CREDIT FOR THE APPLICATION.

Merchant Name (DBA or Trade)

Jackson County, Missouri

Legal Name (if different)

Tax ID: 44-6000524

Location Address

Address 1: 415 E 12th Street, Suite 100

Address 2:

City: Kansas City State: MO Zip Code: 64106-2706

DBA Phone Number: 816-881-1399

Company Website: jacksongov.org

Legal Address

Address 1:

Address 2:

City: State: Zip Code:

Name to Appear on Cardholder Statement: Jackson County, Missouri

Phone # to Appear on Cardholder Statement (if MO/TO): 816-881-1399

Contact Information

(Select any/all that apply, Owner/1 will be used for those not selected.) Account Maintenance Statements PCI Chargebacks

Name: Jonathan Devicariis E-mail: JDeVicariss@jacksongov.org

Phone: 816-881-1399 Fax: 816-881-3966

Address: 415 E 12th Street, Suite 100 City: Kansas City

State: MO Zip: 64106-2706

Business Type: Individual/Sole Proprietor Corporation Private Non-Profit Partnership LLC (State:) Publicly Traded Government # of Employees:

Average Ticket Amount \$ 1,700.00 Highest Ticket Amount \$ 4,000.00 Monthly AXP/VIS/MC/DISC Network Volume \$ 61M avg # of Daily Transactions: 36,000

Does this location currently take AMERICAN EXPRESS/VISA/MASTERCARD/DISCOVER Network? Yes No Reason for leaving?

Has the Merchant ever been terminated from accepting cards for any business? Yes No If "YES" please explain:

Years in Business 190 Has Merchant ever filed bankruptcy? Yes No Business Bankruptcy

If yes, please provide explanation:

Authorized Signor Information:

Name 1: Jonathan DeVicariis (First, Middle Initial, Last)

Name 2: (First, Middle Initial, Last)

Title 1: Systems Administrator

Title 2:

Address Line 1: 415 E 12th Street, Suite 100

Address Line 1:

Address Line 2:

Address Line 2:

City: Kansas City State: MO Zip: 64106 Country: USA

City: State: MO Zip: Country:

Cell Phone: Fax: 573-634-7095

Cell Phone: Fax:

E-mail Address: JDeVicariss@jacksongov.org

E-mail Address:

American Express:

EXISTING ACCOUNTS: If you currently accept AXP payments, and your AXP volume is more than \$1MM annually, you must submit your existing AXP#.

Please submit your current SE# and we will convey this to AMEX. Existing AXP SE#:

NEW ACCOUNTS: If you do not currently accept AXP payments, and your annual volume is less than \$1MM, we will assign you an AXP# for this account so you can start accepting AXP payments. If you do not currently have an AXP#, and your annual volume is more than \$1MM we will contact AXP on your behalf.

In the event your volume exceeds more than \$1MM annually, you may be moved directly to AXP. Opt out of AXP Offers and Promotions: If you do not wish to receive future offers or promotions of AXP products or services from AXP via offline or online means (such as traditional mail and telephone), please contact customer service with applicable law, for us to process your opt-out request email customer service at: assist@jetpay.com. Merchant has the right not to accept all Card Association card types. Some Point of Sales software and programs cannot prohibit the acceptance of specific types of payment cards; therefore, it is the merchant's responsibility to enforce this. If you qualify, JetPay as processor, and not Merchant Bank, will settle American Express and Discover transactions. To opt-out of AXP marketing please check here:

Acquiring Bank Disclosure

Wells Fargo Bank 1200 Montego Walnut Creek, CA 94598 (844) 284-6834

Processor Disclosure

JetPay Payment Services, TX, LLC, 3361 Boyington Drive, Suite 180, Carrollton, TX 75006

JetPay throughout this application and T&C agreement on the WEB is your Acquirer for American Express, or will convey American Express sales on your behalf.

Member Bank (Acquirer) Responsibilities:

1. The Bank is the only entity approved to extend acceptance of Card Organization products directly to a Merchant.
2. The Bank must be a principal (signor) to the Merchant Agreement.
3. The Bank is responsible for educating merchants on pertinent Visa and MasterCard Rules with which Merchants must comply.
4. The Bank is responsible for and must provide settlement funds to the Merchant.
5. The Bank is responsible for all funds held in reserve.

Important Merchant Responsibilities

1. Ensure Compliance with cardholder data security and storage requirements
2. Maintain fraud and chargebacks below Card Organization thresholds.
3. Review and understand the terms of the Merchant Agreement.
4. Comply with Card Organization Rules.
5. Retain a signed copy of this disclosure page.

Merchant Resources:

Please visit https://www.jetpay.com/merchant/about_merchant_terms.php. The responsibilities above do not replace the terms of the Merchant Agreement and are provided to ensure the Merchant understands important obligations of each party and acknowledges the Bank is the ultimate authority should the Merchant experience any problems.

Signature of Owner/Officer _____

Date _____



3361 Boyington Dr., Ste. 180
 Carrollton, TX 75006
 Phone: 1-877-4JETPAY
 Main Fax: (866) 370-6924

Merchant Application & Agreement

QIR Certification:

Name: _____

Number: _____

Third Party Chargeback Services:

Equipment Information (select any and all that apply):

Virtual _____

Gateway Name: _____

Software Name: _____

Banking Information:

Main Account Fee Account

Main Account Fee Account

Bank Name 1: _____

Bank Name 2: _____

Account Name 1: _____

Account Name 2: _____

Account Type 1: _____

Account Type 2: _____

Routing # 1: _____

Routing # 2: _____

Account # 1: _____

Account #2: _____

Acknowledgement and Signature

By executing this Merchant Application and Agreement on behalf of the merchant described above (the "Merchant"), the undersigned individual(s): (i) represent(s) and warrant(s) that all information contained in this Merchant Application is true, correct, and complete as of the date of this Merchant Application and any fines, losses, or penalties that arise do to in-accurate information will be assessed to the merchant, and that such individual(s) have the requisite corporate power and authority to complete and submit this Merchant Application and Agreement and provide the acknowledgements, authorizations, and agreements set forth below, both on behalf of the Merchant and individually; (ii) acknowledge(s) that the information contained in this Merchant Application is provided for the purpose of obtaining, pricing, and acceptance for processing or maintaining a merchant account with JETPAY and Bank on behalf of the Merchant; (iii) authorize JETPAY and Bank to investigate the credit of the Merchant and each person listed on this Merchant Application; and (iv) agree, on behalf of the Merchant and in the event this Merchant Application is accepted and executed by Bank and JETPAY, to all of the terms and conditions set forth in the Merchant Agreement. The Merchant and undersigned individuals understand it is their responsibility to carefully review the terms and conditions of the merchant agreement provided and available at http://www.jetpay.com/merchant/about_merchant_terms.php, and the Card Associations Operating Rules, which are hereby incorporated by reference. By signing below, you acknowledge that you have read, understood and agree to those terms and conditions and that you agree to accept electronic notification of any changes to those terms and conditions as updated from time to time at the JetPay WEB address for merchant terms listed above. If the merchant is a corporation, its proper Corporate Officers must sign. This Agreement may be signed by one or more counterparts and all signed agreements shall be considered as one, below and by signing below state they are valid signers for such corporation.

Merchant Principal 1 _____

Signature of Officer/Owner:

Date _____

Merchant Principal 2 _____

Signature of Officer/Owner:

Date _____

Bank Signature and Title: _____

Date _____

JetPay Signature and Title: _____

Date _____

Appendix A
Convenience Fees

Convenience Fee Passed to Customer

Credit Cards Web and Point of Sale Convenience Fee Passed to Customer

\$0-\$50.00	\$1.25
\$50.01-\$75.00	\$1.75
\$75.01-\$100.00	\$2.15
\$100.01 and up	2.15%

Debit Cards Point of Sale Only Convenience Fee Passed to Customer

\$0-\$66.00	\$1.00
\$66.01 and up	1.50%

E-Checks Web Only Convenience Fee Passed to Customer

All Amounts	\$0.50
-------------	--------

July 12, 2017

Jackson County, Missouri
Attn: Elizabeth Murillo
415 E. 12th Street, Suite 100
Kansas City, MO 64106

Re: Merger of CollectorSolutions, Inc. into
JetPay Payment Services, FL, LLC

Elizabeth,

Per your request, I have prepared this letter and attached additional documentation to substantiate JetPay is the successor of CollectorSolutions.

On June 2, 2016, CollectorSolutions, Inc. ("CSI") merged into and became a wholly owned subsidiary of JetPay Corporation. The surviving Entity, formerly CSI, is a Delaware LLC operating in Florida as a Foreign LLC under the name JetPay Payment Services, FL, LLC.

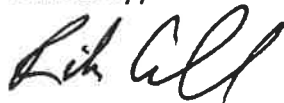
During and subsequent to the merger, the entity went through a several name changes and now operates under the name JetPay Payment Services, FL, LLC

For your records, I am submitting the following documentation as support:

Files attached
Merger CSI Acquisition Sub One, LLC
Name Change from CSI Acquisition Sub One LLC to CollectorSolutions, LLC
Name change from CollectorSolutions, LLC to JetPay Payment Services, FL, LLC
W-9

Feel free to contact me if you have any questions.

Sincerely,


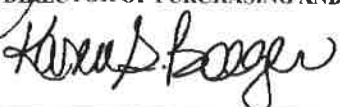


Rick Carroll,
Chief Financial Officer
JetPay Payment Services, FL, LLC
850-858-3315



NOTICE OF AWARD

State Of Missouri
Office Of Administration
Division Of Purchasing And Materials Management
PO Box 809
Jefferson City, MO 65102-0809
<http://content.oa.mo.gov/purchasing-materials-management>

SOLICITATION NUMBER B2Z14037	CONTRACT TITLE E-PAYMENT SERVICES
CONTRACT NUMBER C214037001	CONTRACT PERIOD September 12, 2014 through September 11, 2019
REQUISITION NUMBER N/A	VENDOR NUMBER 8105998430 1
CONTRACTOR NAME AND ADDRESS CollectorSolutions, Inc. 316 South Baylen Street, Suite 590 Pensacola, FL 32502	STATE AGENCY'S NAME AND ADDRESS Office of Administration Information Technology Services Division P.O. Box 809 Jefferson City, MO 65101-1517
ACCEPTED BY THE STATE OF MISSOURI AS FOLLOWS:	
The proposal submitted by CollectorSolutions, Inc. in response to B2Z14037 is accepted in its entirety, including BAFO #001, the e-mail clarification dated February 21, 2014, and E-Verify clarification documentation.	
BUYER John Stobbart	BUYER CONTACT INFORMATION Email: john.stobbart@oa.mo.gov Phone: (573) 751-3796 Fax: (573) 526-9816
SIGNATURE OF BUYER 	DATE September 11, 2014
DIRECTOR OF PURCHASING AND MATERIALS MANAGEMENT 	

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION transferring \$1,000.00 within the 2017 General Fund and authorizing the Director of Finance and Purchasing to issue a check in the amount of \$1,000.00 to Catalyst Fund for KCPS Students for sponsorship by the Prosecuting Attorney's Office of the Kansas City Public School District's Summerfest event.

RESOLUTION NO. 19548, August 7, 2017

INTRODUCED BY Alfred Jordan, County Legislator

WHEREAS, the Kansas City Public School District hosted the Summerfest - Back to School Festival, Saturday August 5, 2017, to promote education and positive youth development for the upcoming 2017 - 2018 school year; and,

WHEREAS, this program included a backpack and school supply giveaway and other programs to assist students in preparing for the upcoming school year, as well as fun activities for the whole family; and,

WHEREAS, the Prosecuting Attorney recommends sponsorship of this program to provide an opportunity to interact within the community and stress the importance of anti-violent crime initiatives; and,

WHEREAS, in exchange for its sponsorship, Jackson County received recognition at the event and through social media; and,

WHEREAS, a transfer is needed to place the funds for said sponsorship in the proper

spending account; and,

WHEREAS, the County Executive recommends said transfer; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the following transfer within the 2017 General Fund be and hereby is made:

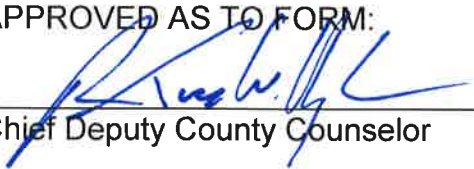
<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
General Fund Prosecuting Attorney			
001-4101	56080 – Other Professional Svcs	\$ 1,000	
001-4101	56210 – Advertising		\$ 1,000

and,

BE IT FURTHER RESOLVED by the County Legislature of Jackson County, Missouri, that the Director of Finance and Purchasing be and hereby is authorized to issue a check to Catalyst Fund For KCPS Students in the amount of \$1,000.00 for sponsorship of the Kansas City Public School District's 2017 Summerfest event.

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. 19548 of August 7, 2017, was duly passed on _____, 2017 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 sources indicated below.

ACCOUNT NUMBER: 001 4101 56080
ACCOUNT TITLE: General Fund
Prosecuting Attorney
Other Professional Services
NOT TO EXCEED: \$1,000.00

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: 001 4101 56210
ACCOUNT TITLE: General Fund
Prosecuting Attorney
Advertising
NOT TO EXCEED: \$1,000.00



Date



Chief Financial Officer

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 19548

Sponsor(s): Alfred Jordan

Date: August 7, 2017

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>A resolution transferring \$1,000 and authorizing the Director of Finance and Purchasing to make a payment for the Prosecutor's Office sponsorship to Kansas City Public Schools "Summerfest" Back to School Rally, for the purpose of promoting education and positive youth development.</u></p>														
	<table border="1" data-bbox="315 575 1192 1255"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$1,000.00</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>\$1,000.00</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;</td> <td></td> </tr> <tr> <td>FROM General Fund 001-4101-56080 Other Professional Services</td> <td>FROM ACCT \$1,000.00</td> </tr> <tr> <td>TO General Fund 001-4101-56210 Advertising</td> <td>\$1,000.00</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 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:	\$1,000.00	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$1,000.00	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number;		FROM General Fund 001-4101-56080 Other Professional Services	FROM ACCT \$1,000.00	TO General Fund 001-4101-56210 Advertising	\$1,000.00
Amount authorized by this legislation this fiscal year:	\$1,000.00														
Amount previously authorized this fiscal year:	\$														
Total amount authorized after this legislative action:	\$1,000.00														
Amount budgeted for this item * (including transfers):	\$														
Source of funding (name of fund) and account code number;															
FROM General Fund 001-4101-56080 Other Professional Services	FROM ACCT \$1,000.00														
TO General Fund 001-4101-56210 Advertising	\$1,000.00														
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date):</p> <p>Prior resolutions and (date):</p>														
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Gina Robinson, Chief of Operations 881-3369</p>														
<p>REQUEST SUMMARY</p>	<p>A resolution transferring \$1,000 and authorizing the Director of Finance and Purchasing to make payment for a Prosecutor's Office sponsorship to Kansas City Public Schools (KCPS) for the purpose of promoting education and positive youth development for the upcoming FY17-18 school year. The sponsorship will assist in</p>														

	purchasing back to school supplies. Additionally, this is an opportunity to interact with the community and stress the importance of anti-violence to this population of youth and parents.	
CLEARANCE	<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)	
ATTACHMENTS	Award of Contract, Budgets	
REVIEW	Department Director: <i>Jean Peters Baker</i>	Date: <i>7/25/17</i>
	Finance (Budget Approval): <i>If applicable</i> <i>[Signature]</i>	Date: <i>7/26/17</i>
	Division Manager: <i>[Signature]</i>	Date: <i>7/26/17</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.

SUMMERFEST



SAVE THE DATE! August 5, 2017 10:00am - 2:00pm

SUMMERFEST PARK - 2901 Troost Avenue, Kansas City, MO 64109

Services available at event include:

- Immunizations
- Free Uniform (for KCPS students)
- & Backpack Giveaway
- School Enrollment Opportunities
- Athletic Events
- Fun activities for the whole family!
- **FREE FOOD**
- **SHUTTLES TO AND FROM SUMMERFEST**
- **LIVE PERFORMANCES**

Res. 19548

kcpublicschools.org/summerfest



IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of concession items for use by the Parks + Rec Department to U.S. Foods of Chicago, IL, under the terms and conditions of U.S. Communities Contract No. 13924, an existing government contract.

RESOLUTION NO. 19549, August 7, 2017

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, the Parks + Rec Department has a need for food products and related supplies for resale at its concessions operations; and,

WHEREAS, the Director of Finance and Purchasing recommends the award of a contract for the furnishing of these concession items to U.S. Foods of Chicago, IL, under the terms and conditions set forth in the U.S. Communities Contract No. 13924, an existing government contract; and,

WHEREAS, pursuant to section 1030.4, Jackson County Code, 1984, the Director of Finance and Purchasing is required to submit to the Legislature for approval any purchase under an existing government contract which exceeds \$25,000.00; and,

WHEREAS, the Director of Finance and Purchasing recommends award to U.S. Foods of Chicago, IL, under the existing government contract due to the higher volume discounts and wider availability of items offered to larger entities; 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 to the accomplishment of the award; and,

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



County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 19549 of August 7, 2017, was duly passed on _____, 2017 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 appropriations.



Date



Chief Financial Officer

REQUEST FOR LEGISLATIVE ACTION

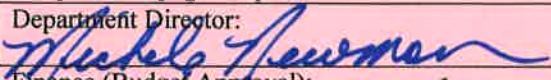

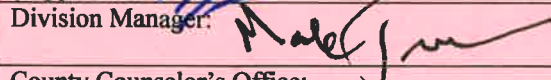
Completed by County Counselor's Office:

Res/Ord No.: 19549

Sponsor(s): Tony Miller

Date: August 7, 2017

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Twelve-Month Month Term and Supply Contract Extension for the furnishing of Concession Products for use by Parks + Rec Department to U.S. Foods of Chicago, Illinois under the Terms and Conditions of U.S. Communities Contract No. 13924, an existing competitively bid government contract.</u></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> <td>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td></td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td></td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td></td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> <td></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:</p> <table border="1"> <tr> <td>Department</td> <td>Estimated Annual Use</td> </tr> <tr> <td>Parks + Rec</td> <td>\$59,200.00</td> </tr> </table> <p>This RLA only approves the term and supply contract. The funds were appropriated through the annual budget adoption. Figures included in the Budget Information section are for information purposes to provide an estimate of the contract value.</p> <p>Prior Year Budget (if applicable): \$55,000.00 Prior Year Actual Amount Spent (if applicable): \$54,585.00</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:			Department	Estimated Annual Use	Parks + Rec	\$59,200.00
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:																				
Department	Estimated Annual Use																			
Parks + Rec	\$59,200.00																			
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): Prior resolutions and (date): 18803, April 27, 2015</p>																			
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Kyle Brack, Sr. Buyer, 881-3265</p>																			
<p>REQUEST SUMMARY</p>	<p>Parks + Rec Department requires a Term & Supply Contract for the furnishing of Food Products and Related Supplies (paper products, candy, snacks, deli sandwiches, chips, meats & cheeses, condiments, and juices) for resale at its concessions operations.</p> <p>Pursuant to Section 1030.4 of the Jackson County Code, the Chief Financial Officer recommends the award of a Twelve-Month Term and Supply Contract for the furnishing of Food Products and Related Supplies for use by the Parks + Rec Department to U.S. Foods of Chicago, Illinois under the Terms and Conditions set forth in U.S. Communities Contract No. 13924, a competitively bid government contract. North Carolina State University and U.S. Foods mutually extended Contract No. 13924 for another twelve months. Therefore, the Terms & Conditions and pricing will remain the same, as detailed in previous Resolution No. 18803.</p> <p>The Chief Financial Officer recommends the purchases under this contract due to higher volume discounts to larger government entities.</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>																			

CLEARANCE	<input checked="" type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input checked="" type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office) n/a	
ATTACHMENTS	Pertinent pages of the U.S. Communities Contract No. 13924, Recommendations from Parks + Rec Department, and pertinent pages of previous RLA no. 18803	
REVIEW	Department Director: 	Date: 7-26-17
	Finance (Budget Approval): <i>If applicable</i> 	Date: 7/26/17
	Division Manager: 	Date: 7/27/17
	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.

STATE OF NORTH CAROLINA

Rev. 10/12

WAKE COUNTY

CONTRACT AMENDMENT # 3
NC State Contract Control #13924-3

This contract amendment is made and entered into this the 12th day of FEBRUARY, 2017, by and between Provider Select, LLC., 13034 Ballantyne Corporate Place, Charlotte, NC 28277 (hereinafter referred to as "Contractor"), and NORTH CAROLINA STATE UNIVERSITY, c/o University Dining, Attn: Randy Lait, Campus Box 7307, Raleigh, NC, 27695-7307 (hereinafter referred to as "NC State");

WHEREAS, NC State and the Contractor have entered an agreement dated December 1, 20 10, (hereafter, the "Contract"), for the Contractor to provide NC State's food services program. A copy of the Contract is attached and made a part of this Amendment;

WHEREAS, the parties hereto desire to reduce the terms of this amendment to writing;

THEREFORE, for and in consideration of the mutual promises to each other, as hereinafter set forth, the parties hereto do mutually agree to amend the Contract, as follows:

1. **Assignment.** Notwithstanding Section 10 of the Agreement, (1) Contractor hereby assigns all of its rights, title, interest, responsibilities and obligations under the Agreement to Premier Healthcare, and Premier Healthcare hereby accepts such rights, title, interest, responsibilities and obligations under the Agreement, and (2) NC State hereby consents to such assignment.
2. **Parties.** As of the Amendment Effective Date, Contractor will no longer be a party to the Agreement, and all references to "Provider Select, LLC" in the Agreement shall be deemed to be replaced with "Premier Healthcare Alliance, L.P."
3. NC State hereby exercises its option to extend this agreement for the **final option year, July 1, 2017 – June 30, 2018.**
4. Except as modified by this Amendment, all provisions in the Agreement shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF NC State and the Contractor have executed this amendment in duplicate originals one of which is retained by each of the parties the day and year first written above.

NORTH CAROLINA STATE UNIVERSITY
c/o University Dining

PREMIER HEALTHCARE ALLIANCE L P

Recommended by:

Authorized by:

Randy Lail
Randy Lail Project Coordinator

By: Jon Garrett

Date Oct 13 2016

Name Jon Garrett

Authorized by: Scott R Douglas

Title Vice President

Name Scott R Douglas
Vice Chancellor, Finance and Business

Date 10 17 2016

Date 11 15 2016

PROVIDER SELECT, LLC

By: Jon Garrett

Name: JON GARRETT

Title: VICE PRESIDENT

Date: 2/12/17



PURCHASING DEPARTMENT

415 East 12th Street
Kansas City, Missouri 64106

816-881-3265
Fax 816-881-3268

DISPOSITION OF TERM & SUPPLY CONTRACT MEMORANDUM

TO: **Bob McMillin, Parks + Rec**
Tina Spallo, Parks + Rec

FROM: Kyle Brack, Senior Buyer, Purchasing *(KCB)*

DATE: June 19, 2017

RE: US Foods Contract No. 13924 (via US Communities)
Food Products and Related Supplies

The above referenced Term & Supply Contract is set to expire 6/30/17. There is one (1) extension available.

Please review the specifications and advise me of the following:

- A. Extend Contract for 12 months. Department needs service.
- B. Rebid with attached changes.
- C. Rebid with specifications as they stand.
- D. Department does not require services of this bid.

300-1666-57031 # 25,000
300-1653-57031 \$ 5,000

Total estimated amount needed for departmental use \$ _____

Please return a copy of this memorandum and any requested changes to my attention **AS SOON AS POSSIBLE**, so that appropriate action can be taken.

If you have any questions, please feel free to call me at 881-3265. Thank you.

6/19/2017

Attachments

T&S,
Bob
ML



PURCHASING DEPARTMENT

415 East 12th Street
Kansas City, Missouri 64106

816-881-3265
Fax 816-881-3268

DISPOSITION OF TERM & SUPPLY CONTRACT MEMORANDUM

TO: Bob McMillin, Parks + Rec
Tina Spallo, Parks + Rec

FROM: Kyle Brack, Senior Buyer, Purchasing *KCB*

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RE: US Foods Contract No. 13924 (via US Communities)
Food Products and Related Supplies

The above referenced Term & Supply Contract is set to expire 6/30/17. There is one (1) extension available.

Please review the specifications and advise me of the following:

- A. Extend Contract for 12 months. Department needs service.
- B. Rebid with attached changes.
- C. Rebid with specifications as they stand.
- D. Department does not require services of this bid.

Total estimated amount needed for departmental use \$ $\frac{300-1654-7031 - \$18,000}{300-1682-7031 - \$10,000}$
 $003-1606-7031 - \$1,200$

Please return a copy of this memorandum and any requested changes to my attention **AS SOON AS POSSIBLE**, so that appropriate action can be taken.

If you have any questions, please feel free to call me at 881-3265. Thank you.

Attachments

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a twenty-six month term and supply contract for the furnishing of certain concession items for use by the Parks + Rec Department to U.S. Foods of Chicago, IL, under the terms and conditions of U.S. Communities Contract No. 13924, an existing government contract.

RESOLUTION NO. 18803, April 27, 2015

INTRODUCED BY Frank White, Jr., County Legislator

WHEREAS, the Parks + Rec Department has a need for certain concession items that were unavailable from vendors that responded to the County's Invitation to Bid; and,

WHEREAS, the Director of Finance and Purchasing recommends the award of a contract for the furnishing of these concession items to U.S. Foods of Chicago, IL, under the terms and conditions set forth in the U.S. Communities Contract No. 13924, an existing government contract; and,

WHEREAS, pursuant to section 1030.4, Jackson County Code, 1984, the Director of Finance and Purchasing is required to submit to the Legislature for approval any purchase under an existing government contract which exceeds \$25,000.00; and,

WHEREAS, the Director of Finance and Purchasing recommends award to U.S. Foods of Chicago, IL, under the existing government contract due to the higher volume discounts and wider availability of items offered to larger entities; 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 to the accomplishment of the award; and,

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

Jim P. Had
Chief Deputy County Counselor

W. Stephen Nifon
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 18803 of April 27, 2015, was duly passed on May 4, 2015 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

May 4, 2015
Date

Mary Jo Spino
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 appropriations.

April 14 2015
Date

[Signature]
Director of Finance and Purchasing

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION transferring \$54,382.00 within the 2017 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2017 Drug Abuse Resistance Education (DARE) program.

RESOLUTION NO. 19550, August 7, 2017

INTRODUCED BY Dan Tarwater III, County Legislator

WHEREAS, by Resolution 19452, dated April 17, 2017, the Legislature did authorize the allocation of one-half of the Anti-Drug Sales Tax funds budgeted for the Sheriff's Office's 2017 Drug Abuse Resistance Education (DARE) program; and,

WHEREAS, the COMBAT Administration now recommends that the remaining budgeted balance of \$54,382.00 be transferred to the Sheriff's Office's 2017 DARE program; and,

WHEREAS, the County Executive has recommended said transfer; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the following transfer be made within the 2017 Anti-Drug Sales Tax Fund:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
----------------------------	------------------------------	-------------	-----------

Anti-Drug Sales Tax Fund
COMBAT – DARE

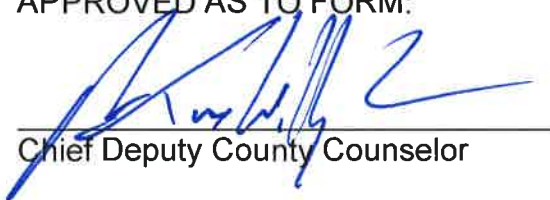
008-4403	56005 - Community Crime Prev.	\$54,382	
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Anti-Drug Sales Tax Fund
Sheriff

008-4204	55010 - Regular Salaries		\$34,929
008-4204	55040 - FICA		\$ 2,672
008-4204	55050 - Pension		\$ 5,774
008-4204	55060 – Insurance		\$ 4,500
008-4204	55070 – Unemployment		\$ 175
008-4204	55110 – Workmen’s Compensation		\$ 559
008-4204	55150 – Long Term Disability		\$ 175
008-4204	56140 – Travel Expense		\$ 1,000
008-4204	57190 – Wearing Apparel		\$ 1,200
008-4204	57230 – Other Operating Supplies		\$ 2,500

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. 19550 of August 7, 2017, was duly passed on _____, 2017 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 4403 56005
ACCOUNT TITLE: Anti Drug Sales Tax Fund
COMBAT - DARE
Community Crime Prevention
NOT TO EXCEED: \$54,382.00



Date



Chief Financial Officer

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:
 Res/Ord No.: 19550
 Sponsor(s): Dan Tarwater III
 Date: August 7, 2017

SUBJECT	Action Requested X Resolution Ordinance Project/Title: <u>A resolution authorizing the County Executive to transfer the second half of funds for the purpose of funding the Jackson County Sheriff's Office's for the 2017 fiscal year \$54,382.00. The Anti-Drug Sales Tax funds the Junior Deputy Program and D.A.R.E. like activities and purposes.</u>																																						
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" style="width: 100%;"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right;">\$54,382.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td style="text-align: right;">\$108,764.00</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td style="text-align: right;">\$108,764.00</td> </tr> <tr> <td>Amount budgeted for this item *(including transfers)</td> <td style="text-align: right;">\$54,382.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td style="text-align: right;">FROM ACCT: \$54,382.00.00</td> </tr> <tr> <td>From:</td> <td></td> </tr> <tr> <td colspan="2">008-Anti-Drug, 4403 – COMBAT D.A.R.E., 56005 Community Crime Prevention</td> </tr> <tr> <td>TO:</td> <td></td> </tr> <tr> <td>008-4204-55010 Regular Salaries</td> <td style="text-align: right;">\$34,929.00</td> </tr> <tr> <td>008-4204-55040 FICA</td> <td style="text-align: right;">\$2,672.00</td> </tr> <tr> <td>008-4204-55050 Pension</td> <td style="text-align: right;">\$5,774.00</td> </tr> <tr> <td>008-4204-55060 Insurance</td> <td style="text-align: right;">\$4,500.00</td> </tr> <tr> <td>008-4204-55070 Unemployment Insurance</td> <td style="text-align: right;">\$175.00</td> </tr> <tr> <td>008-4204-55010 Workmen's Comp</td> <td style="text-align: right;">\$559.00</td> </tr> <tr> <td>008-4204 -55140 Travel Expense <i>56140</i></td> <td style="text-align: right;">\$1,000.00</td> </tr> <tr> <td>008-4204-55150 Long Term Disability</td> <td style="text-align: right;">\$175.00</td> </tr> <tr> <td>008-4204-56750 Education</td> <td style="text-align: right;">\$898.00</td> </tr> <tr> <td>008-4204-57190 Wearing Apparel</td> <td style="text-align: right;">\$1,200.00</td> </tr> <tr> <td>008-4204-57230 Other Operating Supplies</td> <td style="text-align: right;">\$2,500.00</td> </tr> </table> <p> <input type="checkbox"/> If account includes additional funds for other expenses, total budgeted in the account is: \$1,184,893.00 <input type="checkbox"/> No budget impact (no fiscal note required) </p> <p> Prior Year Budget (if applicable): \$1,047,966.00 Prior Year Actual Amount Spent (if applicable): \$1,047,966.00 </p>	Amount authorized by this legislation this fiscal year:	\$54,382.00	Amount previously authorized this fiscal year:	\$108,764.00	Total amount authorized after this legislative action:	\$108,764.00	Amount budgeted for this item *(including transfers)	\$54,382.00	Source of funding (name of fund) and account code number:	FROM ACCT: \$54,382.00.00	From:		008-Anti-Drug, 4403 – COMBAT D.A.R.E., 56005 Community Crime Prevention		TO:		008-4204-55010 Regular Salaries	\$34,929.00	008-4204-55040 FICA	\$2,672.00	008-4204-55050 Pension	\$5,774.00	008-4204-55060 Insurance	\$4,500.00	008-4204-55070 Unemployment Insurance	\$175.00	008-4204-55010 Workmen's Comp	\$559.00	008-4204 - 55140 Travel Expense <i>56140</i>	\$1,000.00	008-4204-55150 Long Term Disability	\$175.00	008-4204-56750 Education	\$898.00	008-4204-57190 Wearing Apparel	\$1,200.00	008-4204-57230 Other Operating Supplies	\$2,500.00
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008-4204-57190 Wearing Apparel	\$1,200.00																																						
008-4204-57230 Other Operating Supplies	\$2,500.00																																						
PRIOR LEGISLATION	Prior ordinances and (date): Prior resolutions and (date): Res#19452, April 17, 2017																																						
CONTACT INFORMATION	RLA drafted by: Carol Lillis, Office Administrator, 881-1415																																						
REQUEST SUMMARY	A resolution authorizing the County Executive to transfer the second half funds from the Anti-Drug Sales Tax for the purpose of providing funding for the 2017 fiscal year, not to exceed \$54,382.00, Jackson County Sheriff's Department for the Junior Deputy Program and D.A.R.E. like activities and purposes. This proposed legislative action equals one half of the D.A.R.E allocation for this program this fiscal year. Background: The Anti-Drug Tax Fund authorizes the County to execute agreements and contracted service for the purpose of providing substance abuse treatment, prevention, grant match and other anti-drug and anti-violence initiatives in the community.																																						
CLEARANCE	<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)	
ATTACHMENTS	Quote	
REVIEW	Department Director:	Date:
	Finance (Budget Approval): <i>If applicable</i>	Date:
	Division Manager:	Date:
	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 ^{transfer} appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:
008-4403-56005	Anti-Drug Sales Tax Fund- COMBAT DARE - Community Crime Prevention	\$ 54,382.00

- 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.

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the extension of the agreements with certain outside agencies funded by the Anti-Drug Sales Tax Fund, which engage in anti-drug and/or anti-violent crime treatment activities and purposes, at no additional cost to the County.

RESOLUTION NO. 19551, August 7, 2017

INTRODUCED BY Dan Tarwater III, County Legislator

WHEREAS, by Resolution 19255, dated September 19, 2016, the Legislature did authorize the execution of agreements with Crittenton Children's Center and Benilde Hall for the period of September 1, 2016, through August 31, 2017, for the furnishing of anti-drug and/or anti-violent crime treatment programs; and,

WHEREAS, the Drug Commission has recommended that the County Executive be authorized to extend through December 31, 2017, the existing agreements with these agencies, at no additional cost to the County; and,

WHEREAS, the recommended extensions will allow these agencies to utilize the allocations provided, but which they have encountered delays in spending; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the County Executive be and hereby is authorized to execute extensions to the agreements with the outside agencies listed above, through December 31, 2017, in forms 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 and addenda thereto.

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. 19551 of August 7, 2017, was duly passed on _____, 2017 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

Completed by County Counselor's Office:

Res/Ord No.: 19551

Sponsor(s): Dan Tarwater III

Date: August 7, 2017

<p>SUBJECT</p>	<p>Action Requested <input type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: A Resolution authoring the extension of the agreement with certain outside agencies funded by the Anti-Drug Sales Tax Fund, which engage in treatment purposes, at no additional cost to the County.</p>												
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1" data-bbox="316 527 1195 842"> <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</td> </tr> <tr> <td></td> <td>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 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
Amount authorized by this legislation this fiscal year:	\$												
Amount previously authorized this fiscal year:	\$												
Total amount authorized after this legislative action:	\$												
Amount budgeted for this item * (including transfers):	\$												
Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT												
	TO ACCT												
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date):</p> <p>Prior resolutions and (date): #19255, September 19, 2016.</p>												
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Carol Lillis, Office Administrator , 881-1415</p>												
<p>REQUEST SUMMARY</p>	<p>A Resolution authorizing the extension of the agreements with certain outside agencies funded by the Anti-Drug Sales Tax Fund, which engage in treatment purposes, at no additional cost to the County.</p> <p>Background: The Anti-Drug Sales Tax Fund authorizes the County to execute agreements and contracted services for the purpose of providing substance abuse treatment initiatives in the community.</p> <p>Previous legislation was authorized for the funding of this program as a Special Initiative. The time allowed for these programs was not sufficient for the use of the funds. To extend their contracts up to a year which will allow the funds to be utilized in providing services to Jackson County citizens.</p>												
<p>CLEARANCE</p>	<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		
REVIEW	Department Director:	Date: 7-25-2017
	Finance (Budget Approval): <i>If applicable</i>	Date:
	Division Manager:	Date: 8-2-17
	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.

The requested extensions are for the following contracts:

Benilde Hall - contract number 44042016026

Crittenton South KC Youth - contract number 44042016030

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Fort Osage School District for one deputy to serve as the School Resource Officer at Fort Osage High School, for a fee of \$99,054.64 payable to the County.

RESOLUTION NO. 19552, August 7, 2017

INTRODUCED BY Alfred Jordan, County Legislator

WHEREAS, the Jackson County Sheriff's Office desires to renew its cooperative agreement with the Fort Osage School District, whereby the Sheriff's Office shall provide one deputy to serve as the School Resource Officer at the Fort Osage High School; and,

WHEREAS, the Fort Osage School District shall reimburse the County for the services rendered by the School Resource Officer in the yearly amount of \$99,054.64 for the period of July 1, 2017, through June 30, 2018; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the County Executive be, and hereby is, authorized to execute the attached cooperative agreement with the Fort Osage School District.

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. 19552 of August 7, 2017, was duly passed on _____, 2017 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____

Nays _____

Abstaining _____

Absent _____

Date

Mary Jo Spino, Clerk of Legislature

SCHOOL RESOURCE OFFICER COOPERATIVE AGREEMENT

WHEREAS, JACKSON COUNTY, MISSOURI (hereinafter “County”) and the **FORT OSAGE R-1 SCHOOL DISTRICT** (hereinafter “District”) mutually desire to enter into an Agreement whereby the **OFFICE OF THE SHERIFF OF JACKSON COUNTY, MISSOURI** (hereinafter “Sheriff”) will provide and manage a **School Resource Officer** (hereinafter “SRO”) program in the District, and whereas the parties further desire to set forth the specific terms and conditions of the services to be performed and provided:

NOW THEREFORE, the parties hereto agree as follows:

I. Term of Agreement

A. The term of this Agreement commences on July 1, 2017 and ends on June 30, 2018.

II. Employment and Assignment of SRO

A. The Sheriff agrees to employ one SRO. The SRO shall be an employee of the Sheriff and shall be subject to the administration, supervision, and control of the Sheriff and Jackson County, except as such administration, supervision and control are subject to terms and conditions of this Agreement..

B. The Sheriff agrees to provide and to pay the SRO’s salary and employment benefits in accordance with the applicable salary schedules and employment practices of the County, including but not limited to: sick leave, annual leave, retirement compensation, disability, salary continuation, workers compensation, unemployment compensation, life insurance, dental insurance, and medical/hospitalization insurance. The SRO shall be subject to all other personnel policies and practices of the County and the Sheriff except as such policies or practices may have to be modified to comply with the terms and conditions of this Agreement.

C. The Sheriff, in its sole discretion, shall have the power and authority to hire, discharge and discipline the SRO. However, the Sheriff will consider any reasonable request of the District to replace the SRO.

D. The SRO shall be assigned to the District by the Sheriff and within the District at the discretion of the Superintendent of Schools or his designee. Specific assignment of duties within the District shall be made by the Superintendent of Schools or his designee.

E. In the event the SRO is absent from work, the SRO shall notify both his/her supervisor in the Sheriff’s Office and the principal or the principal’s office of the school to which the SRO is assigned.

F. While assigned to the District, the SRO will adhere to its policies, regulations and procedures.

III. Supplies and Equipment

- A. The Sheriff agrees to provide the SRO with the following:
 - 1. Standard uniform and uniform accessories;
 - 2. A standard patrol vehicle for which the Sheriff agrees to:
 - a. Provide all necessary maintenance;
 - b. Pay for gasoline, oil, replacement tires and other expenses associated with its operation;
 - c. Purchase and maintain comprehensive general auto liability insurance in an amount not less than coverage recommended by the Risk Manager for the County; and,
 - d. A standard issue pistol and rounds of ammunition.
- B. The District agrees to provide the SRO with the following:
 - 1. The usual and customary office supplies and forms required in the performance of duties; and,
 - 2. A private office within the school, accessible by the students.

IV. Payment

- A. District agrees to pay the County the yearly amount of \$99,054.64 for services rendered by the SRO.
- B. Payment shall be made in twelve equal monthly installments in the amount of \$8,254.55. Said payment shall be made in the month following the month in which services were rendered, within five (5) days of District's receipt of Sheriff's monthly invoice, beginning August 2017 . For any payment not received by the County as required by this Agreement, after providing written notice to the District, the Sheriff shall have the authority to remove the SRO from service for that month until payment is received.

V. Sovereign Immunity

Nothing in this Agreement shall be construed as a waiver of any governmental immunity including sovereign immunity or official immunity available to the parties or their agents. The parties hereby expressly reserve all immunities available under Missouri law.

VI. Goals and Objectives

- A. It is understood and agreed that the County officials share the following goals and objectives with regard to the SRO Program in the schools:
1. To foster educational programs and activities that will increase students' knowledge of and respect for the law and the function of law enforcement agencies;
 2. To encourage the SRO to attend extra-curricular activities held at schools, when possible, such as PTA meetings, athletic events, concerns, etc.;
 3. To act swiftly and cooperatively when responding to major disruptions and flagrant criminal offenses at school, such as disorderly conduct by trespassers, the possession and use of weapons on campus, the illegal sale and/or distribution of controlled substances, and riots;
 4. To report serious crimes which occur on campus and to cooperate with the law enforcement officials in their investigations;
 5. To cooperate with law enforcement officials in their investigations of criminal offenses which occur off campus; and,
 6. To provide traffic control at schools when deemed necessary for the safety and protection of students and the general public.

VII. Duty Hours

- A. The maximum number of hours that a SRO shall be on duty in a calendar week shall be 60 hours, and the minimum shall be 40 hours. Specific SRO duty hours at a particular school shall be set by mutual agreement between the District, at the direction of the school principal of the school to which the officer is assigned, and the Sheriff, by the officer in charge of the SRO Program.
- B. The SRO shall be on duty at his/her respective school from 7:00 a.m. until 3:15 p.m. unless modified by the mutual agreement between the Sheriff and the District. The remainder of the deputy's workweek shall be assigned to provide afternoon and/or evening security at school events and/or to pursue criminal investigations of school-related crimes.
- C. It is understood and agreed that time spent by an SRO attending juvenile court and/or criminal cases arising from and/or out of his/her employment as a SRO shall be considered as hours worked under this Agreement.
- D. If, in the event of an emergency, the SRO is ordered by the Sheriff to leave his/her school duty station during normal duty hours as described above and to perform other services for the Sheriff, the time spent shall not be considered hours worked under this Agreement. In such an event, the monthly compensation paid by the District to the County shall be reduced by the number of hours of SRO service not provided to the District, or the hours shall be made up in a manner determined by

the mutual agreement of the parties.

VIII. Basic Qualifications for a School Resource Officer (SRO)

- A. To be a SRO, a deputy must first meet all of the following basic qualifications:
1. Shall be a commissioned deputy and should have at least two years of law enforcement experience;
 2. Shall possess a sufficient knowledge of the applicable Federal and State laws, County ordinances, and Board of Education policies and regulations;
 3. Shall be capable of conducting in-depth criminal investigations;
 4. Shall possess even temperament and set a good example for students; and,
 5. Shall possess communication skills that would enable the deputy to function effectively within the school environment.

IX. Duties of a School Resource Officers (SRO)

- A. The duties of the SRO shall include the following:
1. To protect lives and property for the citizens and public school students of the District;
 2. To enforce Federal, State and Local criminal laws and ordinances, and to assist school officials with the enforcement of Board of Education Policies and Administrative Regulations regarding student conduct;
 3. To investigate criminal activity committed on or adjacent to school property;
 4. To counsel public school students in special situations, such as students suspected of engaging in criminal misconduct, when requested by the principal or the principal's designee or by the parents of a student;
 5. To answer questions and conduct classroom presentations for students in the law-related education field;
 6. To assist other law enforcement officers with outside investigations concerning students attending the school(s) to which the SRO is assigned;
 7. To provide security for special events or functions, such as sporting events, PTA meetings, etc., at the request of the principal or the security specialist; and,
 8. To provide traffic control during the arrival and departure of students on an as-needed basis, as determined by law enforcement personnel.
 9. The SRO shall obtain approval from the school's principal or his/her

designee before making contact with a student regarding any investigation.

10. The SRO shall insure that the principal or his/her designee is present whenever the SRO speaks with a student in the course of an investigation.

X. Chain of Command

- A. As an employee of the Sheriff, the SRO shall follow the chain of command as set forth in the Sheriff's Policies and Procedures Manual.
- B. In the performance of his/her duties, the SRO shall coordinate and communicate with the principal or the principal's designee of the school to which he/she is assigned.

XI. Training/Briefing

- A. The SRO shall be required by the Sheriff to attend periodic training and briefing sessions. These sessions will be held at the direction of the Sheriff. Briefing sessions will be conducted to provide for the exchange of information between the Sheriff and the SRO.
- B. Training sessions will be conducted to provide the SRO with appropriate in-service training such as updates in the law and in-service firearms training. The District also may provide training in Board of Education Policies, regulations and procedures.
- C. Quarterly meetings between the Fort Osage School District and the Jackson County Sheriff's Office will be conducted for the purpose of the exchange and update of information.

XII. Dress Code

- A. The SRO shall be required to wear uniforms approved by the Sheriff.

XIII. Transporting Students

- A. The SRO shall not transport any student in a Sheriff's vehicle except when:
 1. The student is a victim of a crime, under arrest, or some other emergency circumstances exist; or,
 2. The student is suspended and sent home from school pursuant to school disciplinary action AND the student's parent or guardian has refused or is unable to pick up the child within a reasonable time period AND the student is disruptive/disorderly, causing his/her continued presence on campus to be a threat to the safety and welfare of other students and school personnel, as determined by the SRO or his/her supervisor; or,
- B. If circumstances require that the SRO transport a student, then the school officials must provide a school official or employee to accompany the deputy in the vehicle.

- C. If the student to be transported off campus is not under arrest, a victim of a crime, or violent or disruptive, the school administration shall provide transportation for the student, and the SRO may accompany the school official in transporting the student.
- D. A student shall not be transported to any location unless it is determined that the student's parent, guardian or custodian is at the destination to which the student is being transported.
- E. The SRO shall notify the school principal before removing a student from campus.
- F. The SRO shall not transport students in his/her personal vehicle.

XIV. Investigations of Crimes Committed on School Grounds or at a School Function

- A. The SRO shall investigate crimes committed on school grounds or at a school function in accordance with Board of Education policies, regulations and administrative procedures established by the District.

XV. Investigations of Crimes Committed Off Campus

- A. Crimes committed at school bus stops or while students are walking to and from school.
 - 1. Law enforcement officials are responsible for enforcing the law on public streets, including at school bus stops. Therefore, the SRO shall assist school officials and coordinate with the appropriate local law enforcement agency in the investigation of crimes that occur at bus stops and while students are walking to and from school.
- B. Other crimes committed off campus.
 - 1. The SRO or investigating officer should contact the school principal in advance and inform him/her of the reason(s) to conduct an investigation within the school.
 - 2. The SRO or investigating officer and the principal shall mutually agree on a convenient time during the school day to conduct the investigation.
 - 3. The SRO and other law enforcement officials may interview students (suspects and witnesses) at school during school hours, provided items 1 and 2 of this section have been adhered to.
 - 4. Parental consent is not required to interview a witness or victim; however, the SRO or investigating officer shall make a reasonable effort to notify the student's parent(s) or guardian(s) to make them aware of the interview unless the student has reached the age of 18.

5. The SRO or investigating officer shall notify a suspect's parent(s) or guardian(s) prior to an interview to offer them the opportunity to be present during the questioning unless the student has reached the age of 18.
6. When law enforcement officials find it is necessary to question students during the school day or periods of extra-curricular activities, the school principal or designee will be present and the interview will be conducted in private.

XVI. Emergencies/Crisis Management

- A. The SRO shall participate in the Emergency Preparedness Planning Teams at the building and district levels. Such participation may include the attendance of meetings out of District as assigned by the District.
- B. School officials, the SRO and fire safety officials shall cooperate in the implementation of procedures in the event of emergencies and for crisis management..

XVII. Controlled Substances

- A. School officials shall notify the SRO in all cases involving ALL possessions, sales or distribution of controlled substances at school or school activities.
- B. Any controlled substances or suspected controlled substances confiscated by school officials shall be turned over to the SRO for proper identification and eventual destruction.
- C. If there is probable cause to believe that a student or any person has sold or is selling controlled substances at or near a school, the SRO shall be notified, and the SRO should file a juvenile petition or seek a criminal warrant. However, the decision to initiate a juvenile petition or criminal warrant will be at the discretion of the SRO and the Jackson County Juvenile Officer.

XVIII. Access to Education Records

- A. School officials shall allow the SRO to inspect and copy any public records maintained by the school including student directory information, such as yearbooks. However, law enforcement officials may not inspect and/or copy confidential student education records, except in accordance with Board of Education Policy and Regulations.
- B. If some information in a student's cumulative record is needed in an emergency to protect the health or safety of the student or other individuals, school officials may disclose to the SRO that information which is needed to respond to the emergency situation based on the seriousness of the threat to someone's health or safety.
 1. A full explanation as to the need of the information to meet the emergency situation and the extent to which time is of the essence shall be articulated in the SRO's official policy report.

- C. If confidential student record information is needed, but no emergency situation exists, the information may be released only upon the issuance of a search warrant or subpoena to produce the records.

XIX. Evaluation

- A. It is mutually agreed that the District and Sheriff shall jointly evaluate annually the SRO Program and the performance of the SRO on forms mutually agreed to by the District and Sheriff.

XX. Termination

- A. District or County may terminate this Agreement at any time by giving 60 days notice, in writing, to the other party. If the Agreement is terminated by the District under this paragraph, the County will be paid for all services associated with the Agreement, up to and including date of termination.

XXI. Modification

- A. This Agreement shall not be amended, modified, or cancelled without the written consent of all parties to this Agreement.

XXII. Assignment

- A. This Agreement, or any part thereof, shall not be assigned without the prior written consent of the parties. Any attempt to assign without such consent shall be void and confer no rights on any third parties.

XXIII. Waiver

- A. Waiver of any of the provisions of this Agreement or any breach of this Agreement shall not thereafter be deemed to be a consent by the waiving party to any further waiver, modification or breach by the other party, whether new or continuing, of the same or any other covenant, condition or provision of this Agreement. Failure by one of the parties of this Agreement to assert its rights for any breach of this Agreement shall not be deemed a waiver of such rights.

XXIV. Severability

- A. If any covenant or other provision of this Agreement is invalid, or incapable of being enforced, by reason of any rule or law or public policy, all other provisions and conditions of this Agreement shall nevertheless remain in full force and effect, and no covenant or provision shall be deemed dependent upon any other covenant or provision unless so expressed herein.

XXV. Incorporation

- A. This Agreement incorporates the entire understanding and agreement of the parties.

IN WITNESS WHEREOF, the parties hereto have cause this Agreement to be executed on this _____ day of _____, 2017.

JACKSON COUNTY, MISSOURI

Frank White Jr.
Jackson County Executive

Michael C. Sharp
Jackson County Sheriff

ATTEST:

APPROVED AS TO FORM:

Mary Jo Spino
Clerk of the Legislature

W. Stephen Nixon
County Counselor

FORT OSAGE R-1 SCHOOL DISTRICT

ATTEST:

School Board President

School Board Secretary

REQUEST FOR LEGISLATIVE ACTION

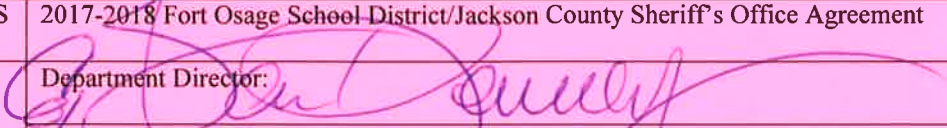


Completed by County Counselor's Office:

Res/Ord No.: 19552

Sponsor(s): Alfred Jordan

Date: August 7, 2017

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>A Resolution to Authorize the County Executive to execute a Co-Operative Agreement with Fort Osage School District for the Jackson County Sheriff's Office's School Resource Officer (SRO).</u></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>\$0</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$0</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$0</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;</td> <td></td> </tr> <tr> <td>FROM:</td> <td>FROM ACCT</td> </tr> <tr> <td>TO:</td> <td>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:	\$0	Amount previously authorized this fiscal year:	\$0	Total amount authorized after this legislative action:	\$0	Amount budgeted for this item * (including transfers):		Source of funding (name of fund) and account code number;		FROM:	FROM ACCT	TO:	TO ACCT
Amount authorized by this legislation this fiscal year:	\$0														
Amount previously authorized this fiscal year:	\$0														
Total amount authorized after this legislative action:	\$0														
Amount budgeted for this item * (including transfers):															
Source of funding (name of fund) and account code number;															
FROM:	FROM ACCT														
TO:	TO ACCT														
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date):</p> <p>Prior resolutions and (date): #16996 (08-31-2009) #17370 (09-01-2010) #17612 (06-20-2011) #17957 (09-04-2012) #18237 (08-12-2013) #18564 (07-30-2014) #18832 (08-07-2015) #19199 (07-15-2016)</p>														
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Sgt. Dale L. Covey (816.541.8017)</p>														
<p>REQUEST SUMMARY</p>	<p>Authorize the County Executive to execute a co-operative agreement with the Fort Osage School District to fund the salary of the School Resource Officer serving the Fort Osage School District. The term of the agreement is July 1, 2017 through June 30, 2018.</p>														

	Our youth are faced with more challenges, popularity and increased availability of illegal drugs and alcohol, peer pressure, and uncertainty within their own home life. It is an unfortunate part of our society, but for the safety and security of our children and the staff, it is a comfort having an on-site law enforcement officer to assist with any issues that arise. These funds will be used for the reimbursement of the salary of the school resource officer at the Fort Osage School District.	
CLEARANCE	<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)	
ATTACHMENTS	2017-2018 Fort Osage School District/Jackson County Sheriff's Office Agreement	
REVIEW	Department Director: 	Date: 27 July 2017
	Finance (Budget Approval):  <i>If applicable</i>	Date: 8/1/17
	Division Manager: 	Date: 8/3/17
	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.

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION transferring \$25,000.00 within the 2017 Assessment Fund to cover a budget shortfall for overtime within the Assessment Department.

RESOLUTION NO. 19553, August 7, 2017

INTRODUCED BY Dennis Waits, County Legislator

WHEREAS, the Assessment Department has experienced a budget shortfall in its account for overtime; and,

WHEREAS, a transfer is necessary to cover this shortfall; and,

WHEREAS, the County Executive recommends this transfer; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the following transfer be made within the 2017 Assessment Fund:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Assessment Fund Assessment Department			
045-1902	55010 – Regular Salaries	\$25,000	
045-1902	55030 – Overtime		\$ 25,000

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. 19553 of August 7, 2017, as duly passed on _____, 2017 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: 045 1902 55010
ACCOUNT TITLE: Assessment Fund
Assessment Department
Regular Salaries
NOT TO EXCEED: \$25,000.00



Date



Chief Financial Officer

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:
 Res/~~Ord~~ No.: 19553
 Sponsor(s): Dennis Waits
 Date: August 7, 2017

SUBJECT	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Requesting a budget transfer of \$25,000 from the Assessment Department salary line item (soft savings) to the Assessment Department overtime line item to secure funds for staff overtime through year's end.</u></p>												
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right; padding: 2px;">\$25,000</td> </tr> <tr> <td style="padding: 2px;">Amount previously authorized this fiscal year:</td> <td style="text-align: right; padding: 2px;">\$</td> </tr> <tr> <td style="padding: 2px;">Total amount authorized after this legislative action:</td> <td style="text-align: right; padding: 2px;">\$25,000</td> </tr> <tr> <td style="padding: 2px;">Amount budgeted for this item * (including transfers):</td> <td style="text-align: right; padding: 2px;">\$50,000</td> </tr> <tr> <td style="padding: 2px;">Source of funding (name of fund) and account code number; FROM ACCT: 045-1902-5010</td> <td style="text-align: right; vertical-align: bottom; padding: 2px;">\$25,000</td> </tr> <tr> <td style="padding: 2px;">TO ACCT: 045-1902-5030</td> <td style="text-align: right; vertical-align: bottom; padding: 2px;">\$25,000</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 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:	\$25,000	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$25,000	Amount budgeted for this item * (including transfers):	\$50,000	Source of funding (name of fund) and account code number; FROM ACCT: 045-1902-5010	\$25,000	TO ACCT: 045-1902-5030	\$25,000
Amount authorized by this legislation this fiscal year:	\$25,000												
Amount previously authorized this fiscal year:	\$												
Total amount authorized after this legislative action:	\$25,000												
Amount budgeted for this item * (including transfers):	\$50,000												
Source of funding (name of fund) and account code number; FROM ACCT: 045-1902-5010	\$25,000												
TO ACCT: 045-1902-5030	\$25,000												
PRIOR LEGISLATION	<p>Prior ordinances and (date): _____</p> <p>Prior resolutions and (date): _____</p>												
CONTACT INFORMATION	<p>RLA drafted by: Jeph BurroughsScanlon, Deputy Director of Assessment, (816) 881-3256</p>												
REQUEST SUMMARY	<p>The Assessment Department is requesting a budget transfer of \$25,000 from the Assessment Department <u>salary line item</u> (soft savings) to the Assessment Department <u>overtime line item</u> to secure funds for staff overtime through year's end. This OT funding will primarily be used for Appraisal staff during BOE preparation and hearings. Other staff will use some OT through the end of 2017.</p>												

CLEARANCE	<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)	
ATTACHMENTS		
REVIEW	Department Director: <i>Robert D. Murphy</i>	Date: July 31, 2017
	Finance (Budget Approval): <i>If applicable</i> <i>[Signature]</i>	Date: July 31, 2017 <i>8/1/17</i>
	Division Manager: <i>[Signature]</i>	Date: July 31, 2017
	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.

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION congratulating Paul DeVol Bishop of Independence, Missouri, on the occasion of his 95th birthday.

RESOLUTION NO. 19554, August 7, 2017

INTRODUCED BY Dennis Waits, County Legislator

WHEREAS, Paul DeVol Bishop, a resident of The Groves - White Oak Living Center in Independence, Missouri, is celebrating his 95th birthday with an open house party to be held on August 12, 2017; and,

WHEREAS, Paul was born August 15, 1922, in Columbus, Ohio, to Marietta and Mahlon Bishop; and,

WHEREAS, Paul graduated from Marion High School in 1940 and started college at Ohio State University until the start of World War II when he enlisted in the U.S. Army; and,

WHEREAS, while in college, Paul became a Freemason, receiving his 1st degree from Lodge 631 and later, becoming a 32nd degree member from the Valley of Columbus Masonic Lodge; and,

WHEREAS, Paul was recently recognized with a certificate commemorating his 70 years of membership in the Scottish Rite Masons of Ohio; and,

WHEREAS, after a medical discharge from the Army, in 1945, Paul completed his Bachelor of Science in Education from OSU, and that fall, he married his lifelong sweetheart Marjorie Jean Jones; and,

WHEREAS, always known as a “people person,” Paul used his talents to begin a successful career as a salesman, traveling throughout the country, first with the L.G. Balfour Company, and later, with Miller Brewing, and as a manufacturer’s representative for an optical company; and,

WHEREAS, Paul and Marjorie were married for 65 years before her death in 2011, and in 2012, Paul moved to Independence to live with his daughter and her husband, Mary Jo and Bill Moore; and,

WHEREAS, Paul’s daughter Mary Jo, his sons Doug and Bob, together with their spouses, and his eight grandchildren and two great-grandchildren join in congratulating him on this momentous occasion; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the Legislature hereby congratulates Paul DeVol Bishop of Independence, Missouri, on the occasion of his 95th birthday and extend best wishes 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. 19554 of August 7, 2017, was duly passed on _____, 2017 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 transferring \$36,800.00 within the Park Fund and awarding a contract for the purchase and installation of batting cage tunnels, turf mats, and pitching mounds for use by the Parks + Rec Department to Aalco Manufacturing Co., of St. Louis, MO, under the terms and conditions of Invitation to Bid No. 40-17, at a cost to the County not to exceed \$36,800.00.

RESOLUTION NO. 19555, August 7, 2017

INTRODUCED BY Tony Miller, County Legislator

WHEREAS, the Parks + Rec Department requires new batting cage tunnels, turf mats, and pitching mounds for improvements to the Frank White Jr. Softball Complex; and,

WHEREAS, the Director of Finance and Purchasing solicited formal written bids for this equipment under Invitation to Bid No. 40-17; and,

WHEREAS, a total of twenty-six notifications were distributed and six responses were received, one of which was rejected as non-responsive, with the remaining bids evaluated as follows:

<u>BIDDER</u>	<u>COST</u>
Aalco Manufacturing St. Louis, MO	\$36,800.00
BSN Sports Dallas, TX	\$37,607.02
Robinson Fence Co. Springfield, MO	\$37,700.00
West Coast Netting Kingman, AZ	\$56,500.00

Precision Construction
Lone Jack, MO

\$70,819.35

and,

WHEREAS, pursuant to section 1054.6 of the Jackson County Code, 1984, the Director of Finance and Purchasing recommends the award of a contract for the furnishing of batting cage tunnels, turf mats, and pitching mounds to Aalco Manufacturing of St. Louis, MO, as the lowest and best bidder; and,

WHEREAS, a transfer is needed to place the funds needed for this purchase in the proper spending account; and,

WHEREAS, the County Executive recommends this transfer; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri that the following transfer within the 2017 Park Fund be and hereby is made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Park Fund Non-Departmental			
003-5103	58020 – Buildings and Improv	\$36,800	
003-5103	58060 – Other Improvements		\$36,800

and,


BE IT FURTHER RESOLVED by the County Legislature of Jackson County, Missouri, that the contract be awarded 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 to the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing is 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. 19555 of August 7, 2017, was duly passed on _____, 2017 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: 003 5103 58020
ACCOUNT TITLE: Park Fund
Non-Departmental
Buildings & Improvements
NOT TO EXCEED: \$36,800.00

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 5103 56080
ACCOUNT TITLE: Park Fund
Non-Departmental
Other Improvements
NOT TO EXCEED: \$36,800.00



Date





Chief Financial Officer

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:
 Res/Ord No.: 19555
 Sponsor(s): Tony Miller
 Date: August 7, 2017

SUBJECT	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Transferring \$36,800 within the Parks Fund and awarding a Contract for the Supply and Installation of Batting Cage Tunnels, Batting Cage Turf Mats, and Pitching Mounds for Jackson County, Missouri Parks + Rec Department to Aalco Manufacturing Co. of St. Louis, Missouri under the Terms and Conditions of Invitation to Bid No. 40-17.</u></p>																														
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right;">\$36,800.00</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 style="text-align: right;">\$36,800.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$36,800.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> </tr> <tr> <td colspan="2">TRANSFER:</td> </tr> <tr> <td>From: 003-5103-58020 Park Fund, Non-Departmental, Buildings & Improvements</td> <td style="text-align: right;">\$36,800.00</td> </tr> <tr> <td>To: 003-5103-58060 Park Fund, Non-Departmental, Other Improvements</td> <td style="text-align: right;">\$36,800.00</td> </tr> <tr> <td colspan="2">FUNDING SUMMARY:</td> </tr> <tr> <td>003-5103-58060 Park Fund, Non-Departmental, Other Improvements</td> <td style="text-align: right;">\$36,800.00</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 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): n/a Prior Year Actual Amount Spent (if applicable): n/a</p>	Amount authorized by this legislation this fiscal year:	\$36,800.00	Amount previously authorized this fiscal year:		Total amount authorized after this legislative action:	\$36,800.00	Amount budgeted for this item * (including transfers):	\$36,800.00	Source of funding (name of fund) and account code number:		TRANSFER:		From: 003-5103-58020 Park Fund, Non-Departmental, Buildings & Improvements	\$36,800.00	To: 003-5103-58060 Park Fund, Non-Departmental, Other Improvements	\$36,800.00	FUNDING SUMMARY:		003-5103-58060 Park Fund, Non-Departmental, Other Improvements	\$36,800.00										
Amount authorized by this legislation this fiscal year:	\$36,800.00																														
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Amount budgeted for this item * (including transfers):	\$36,800.00																														
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TRANSFER:																															
From: 003-5103-58020 Park Fund, Non-Departmental, Buildings & Improvements	\$36,800.00																														
To: 003-5103-58060 Park Fund, Non-Departmental, Other Improvements	\$36,800.00																														
FUNDING SUMMARY:																															
003-5103-58060 Park Fund, Non-Departmental, Other Improvements	\$36,800.00																														
PRIOR LEGISLATION	<p>Prior ordinances and (date): _____ Prior resolutions and (date): _____</p>																														
CONTACT INFORMATION	<p>RLA drafted by (name, title, & phone): Kyle Brack, Sr. Buyer, 881-3265</p>																														
REQUEST SUMMARY	<p>The Parks + Rec Department requires the Supply and Installation of Batting Cage Tunnels, Batting Cage Turf Mats, and Pitching Mounds for Frank White Jr. Softball Complex improvements. In response to these requirements, the Purchasing Department issued Invitation to Bid No. 40-17.</p> <p>A total of twenty-six (26) notifications were distributed and six (6) responses were received. ProMounds initially was the lowest bid, but withdrew their bid submission due to contract fulfillment and performance concerns. Five (5) responses were evaluated as follows:</p> <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th></th> <th>West Coast Netting</th> <th>BSN Sports</th> <th>Robinson Fence Co.</th> <th>Precision Construction</th> <th>Aalco Manufacturing</th> </tr> </thead> <tbody> <tr> <td>Batting Tunnels (2)</td> <td>\$36,000</td> <td>\$24,276.30</td> <td>\$30,000</td> <td>\$60,649.70</td> <td>\$24,480</td> </tr> <tr> <td>Turf Mats (2)</td> <td>\$17,000</td> <td>\$10,391.66</td> <td>\$4,500</td> <td>\$5,693.86</td> <td>\$9,720</td> </tr> <tr> <td>Pitching Mounds (2)</td> <td>\$3,600</td> <td>\$2,939.06</td> <td>\$3,200</td> <td>\$4,475.79</td> <td>\$2,600</td> </tr> <tr> <td>Total</td> <td>\$56,600</td> <td>\$37,607.02</td> <td>\$37,700</td> <td>\$70,819.35</td> <td>\$36,800</td> </tr> </tbody> </table> <p>Pursuant to Section 1054.6 of the Jackson County Code, the Director of Finance and Purchasing recommends the award of a Contract for the Supply and Installation of Batting Cage Tunnels, Batting Cage Turf Mats, and Pitching Mounds to Aalco Manufacturing of St. Louis, Missouri as the lowest and best bid evaluated. They</p>		West Coast Netting	BSN Sports	Robinson Fence Co.	Precision Construction	Aalco Manufacturing	Batting Tunnels (2)	\$36,000	\$24,276.30	\$30,000	\$60,649.70	\$24,480	Turf Mats (2)	\$17,000	\$10,391.66	\$4,500	\$5,693.86	\$9,720	Pitching Mounds (2)	\$3,600	\$2,939.06	\$3,200	\$4,475.79	\$2,600	Total	\$56,600	\$37,607.02	\$37,700	\$70,819.35	\$36,800
	West Coast Netting	BSN Sports	Robinson Fence Co.	Precision Construction	Aalco Manufacturing																										
Batting Tunnels (2)	\$36,000	\$24,276.30	\$30,000	\$60,649.70	\$24,480																										
Turf Mats (2)	\$17,000	\$10,391.66	\$4,500	\$5,693.86	\$9,720																										
Pitching Mounds (2)	\$3,600	\$2,939.06	\$3,200	\$4,475.79	\$2,600																										
Total	\$56,600	\$37,607.02	\$37,700	\$70,819.35	\$36,800																										

	<p>submitted the lowest combined cost for the materials requested and met all County specifications within Invitation to Bid 40-17.</p> <p>The Chief Financial Officer also requests the transfer of \$36,800 within the Parks Fund as follows:</p> <table data-bbox="310 226 1495 359"> <thead> <tr> <th></th> <th>FROM:</th> <th>TO:</th> </tr> </thead> <tbody> <tr> <td>003-5103-58020 Park Fund, Non-Departmental, Buildings & Improvements</td> <td>\$36,800.00</td> <td></td> </tr> <tr> <td>003-5103-58060 Park Fund, Non-Departmental, Other Improvements</td> <td></td> <td>\$36,800.00</td> </tr> </tbody> </table>			FROM:	TO:	003-5103-58020 Park Fund, Non-Departmental, Buildings & Improvements	\$36,800.00		003-5103-58060 Park Fund, Non-Departmental, Other Improvements		\$36,800.00
	FROM:	TO:									
003-5103-58020 Park Fund, Non-Departmental, Buildings & Improvements	\$36,800.00										
003-5103-58060 Park Fund, Non-Departmental, Other Improvements		\$36,800.00									
CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input checked="" type="checkbox"/> Business License Verified (Purchasing & Department) <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)										
ATTACHMENTS	Abstract of Bids Received, Award Recommendation Memorandum from Parks + Rec, Aalco Manufacturing's quote sheet										
REVIEW	Department Director: 	Date: 3/2/17									
	Finance (Budget Approval) <i>If applicable</i>	Date: 8/2/17									
	Division Manager: 	Date: 8/2/17									
	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.

**Fiscal Note:
Jackson County, Missouri**

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

Date: August 1, 2017 PC# _____

RES # 19555

Department / Division	Character/Description	From	To
Park Fund - 003			
5103 - Non-Departmental	58020 - Buildings & Improvements	\$ 36,800	\$ -
5103 - Non-Departmental	58060 - Other Improvements		36,800
		\$ 36,800	\$ 36,800

 8/2/17
Budget Office

ABSTRACT OF BIDS

NO	DESCRIPTION	UNIT	QTY	Promounds AMOUNT	West Coast Netting AMOUNT	BSN Sports AMOUNT	Robinson Fence Co. AMOUNT	Bid No. 5 Precision Construction AMOUNT
1.0	Installation & Materials for Batting Cage <i>Optional</i>	ea	1	14,950.00	36,000.00	12,138.15 5,195.83	30,000.00	60,649.70
2.0	Installation & Materials for Batting Cage Turf <i>Optional</i>	ea	2	2,505.00	7,000.00	5,195.83	4,500.60	5,693.86
3.0	Installation & Materials for Pitching Mound <i>Optional</i>	ea	2	1,998.00	3,600.00	1,469.53	3,200.00	4,475.79
4.0	Installation & Materials for Batter's Box Mats	ea	2	598.00	1,500.00	827.78	1,100.00	2,565.64

CERTIFICATION OF BID OPENING
 BIDS WERE PUBLICLY
 OPENED AND RECORDED
 ON: July 5, 2017, BY

 CLERK OF THE LEGISLATURE
 PURCHASING

Bid No. 40-17
 DATE: 7/5/17
 COMMODITY: Batting Cage Tunnels

Bid No. 6
 AA/CO

NO	DESCRIPTION	UNIT	QTY	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT
1.0	Installation & Materials for Batting Cage Optional	ea	1	24,480.00					
2.0	Installation & Materials for Batting Cage Turf Optional	ea	2	9,720.00					
3.0	Installation & Materials for Pitching Mound Optional	ea	2	2,600.00					
4.0	Installation & Materials for Batter's Box Mats Optional	ea	2	800.00					

CERTIFICATION OF BID OPENING
 BIDS WERE PUBLICLY
 OPENED AND RECORDED
 ON: July 5, 2017, BY
[Signature]
 CLERK OF THE LEGISLATURE
[Signature]
 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

TO: Kyle Brack, Purchasing Department

FROM: Tina Spallo, Superintendent of Recreation
Brian Nowotny, Deputy Director Park Operations

DATE: August 2, 2017

SUBJECT: Invitation to Bid No. 40-17, Batting Cage Tunnels

The Parks + Rec Department recommends award of the base bid and alternates as noted below for the installation of new batting cage tunnels at the Frank White Jr. Softball Complex to the lowest and best bidder, *Aalco Manufacturing Company of St. Louis, MO*.

No. 1 Base Bid – Labor and Materials for Two Batting Tunnels	\$24,480.00
No. 2. Alternate – Labor and Materials for Two full-length Turf Mats	\$ 9,720.00
No. 3. Alternate – Labor and Materials for Two Pitching Mounds	\$ 2,600.00

Total Bid Award: \$36,800.00

Funds for the project bid award and contract are included in the 2017 Jackson County Budget. Funds will be transferred from account 003-5103-8020 to account 003-5103-8060 to cover the cost of this purchase. Thank you for your assistance, and please do not hesitate to contact us if you should have any questions regarding this recommendation.



Frank White, Jr., County Executive

Attachment I
Respondent's Quotation for Invitation to Bid No. 40-17

*All quotes shall include ancillary expenses such as fuel, mileage, freight, shipping, and other similar costs. The quotes shall be all-inclusive and satisfactory for completing corresponding projects in full.

No.	Description	Quote
1.	Installation and Materials/Supplies for Two-Stall Batting Cage, Total	\$ 24,480. ⁰⁰
Optional Bidding Items Below		
2.	Installation and Materials/Supplies for Two (2) 15' x 70' Batting Cage Turf Mats, Total	\$ 9720
3.	Installation and Materials/Supplies for Two (2) Pitching Mounds, Total	\$ 2600. ⁰⁰
4.	Installation and Materials/Supplies for Two (2) Batter's Box Mats, Total	\$ 800. ⁰⁰

Purchase Order Email Address:

URS@AALCOMFG.COM

* Note Bid is for a superintendent (see picture) that specified does not meet our standards sample upon request

Bidder's Name	<i>Aako Mfg Co</i>
Authorized Representative	<i>URS Fitter</i>
Title	<i>Pres</i>
Signature	<i>[Signature]</i>
Phone Number	<i>314-544-4300 x130</i>
Fax Number	<i>314-544-6856</i>
Cell Number	<i>314-575-8713</i>
Email	<i>URS@AALCOMFG.COM</i>
Web Address	<i>WWW.AALCOMFG.COM</i>

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute a Letter of Agreement with the Missouri Department of Natural Resources for the furnishing of the Brownfields/Voluntary Cleanup Program, at a cost to the County not to exceed \$25,000.00.

RESOLUTION NO. 19556, August 7, 2017

INTRODUCED BY Dennis Waits, County Legislator

WHEREAS, the Rock Island Rail Corridor Authority desires to participate in the Missouri Brownfields/Voluntary Cleanup Program for the remediation of contaminants under the review and oversight of the Missouri Department of Natural Resources; and,

WHEREAS, participation in this program will inform and guide the County through environmental remediation of the Rock Island Rail Corridor, an important step to remove the existing covenant which prohibits certain types of development within the Corridor; and,

WHEREAS, the attached Letter of Agreement between the County and the Missouri Department of Natural Resources sets out the rights and responsibilities of each party related to this program; and,

WHEREAS, execution of the attached LOA is in the best interests of the health, safety, and welfare of the citizens of Jackson County; now therefore,

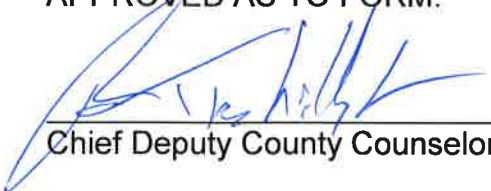
BE IT RESOLVED by the Legislature of Jackson County, Missouri, that the County Executive be and hereby is authorized to execute the attached Letter of Agreement with

the Missouri Department of Natural Resources, at a cost to the County not to exceed \$25,000.00; 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 Letter of Agreement.

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. 19556 of August 7, 2017, was duly passed on _____, 2017 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: 004 5104 56790
ACCOUNT TITLE: Special Road and Bridge Fund
Non-Departmental
Other Contractual Services
NOT TO EXCEED: \$25,000.00


Date



Chief Financial Officer



Missouri Department of dnr.mo.gov

NATURAL RESOURCES

Eric R. Greitens, Governor

Carol S. Comer, Director

July 21, 2017

CERTIFIED MAIL #7017 0530 0000 1119 0450
RETURN RECEIPT REQUESTED

Mr. Calvin Williford
Rock Island Rail Corridor Authority
22501 Woods Chapel Road
Blue Springs, MO 64015

RE: Environmental Remediation Oversight Letter of Agreement

Dear Mr. Williford:

The Rock Island Corridor site is hereby accepted into the Hazardous Waste Program's Brownfields/Voluntary Cleanup Program (BVCP) for the remediation of contaminants under the review and oversight of the Missouri Department of Natural Resources.

Acceptance of a site into the BVCP does not mean or imply that the Department has made a final determination regarding whether the site requires or warrants action under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA); the Resource Conservation and Recovery Act (RCRA); the Missouri Hazardous Waste Management Law; or other state or federal statutes. Acceptance into the BVCP is based solely on information related to the site that is known to the Department at the time the application is submitted. The Department reserves the right to exercise its authority under the referenced statutes should information in addition to that known to the Department at the time the application is submitted become available that demonstrates that action under one or more of the referenced statutes is warranted or should conditions at the site change resulting in a situation that warrants action under the referenced statutes.

This letter serves as an agreement between the Department and Rock Island Rail Corridor Authority regarding the Department's review of documents and oversight of remediation of hazardous substances at Former Chicago, Rock Island & Pacific Railroad Right-of-Way (ROW) Corridor, MP 288.3 to MP 270.6, Kansas City, Missouri.

A \$3000.00 initial deposit to be used for document review and oversight expenses incurred by the Department must accompany the fully completed agreement. The deposit may be in the form of a check payable to the Missouri Department of Natural Resources. The BVCP must receive the signed Letter of Agreement (LOA) and the deposit check prior to conducting any further review on this project.

The Department's document review and oversight costs will include personnel and expense costs, plus indirect costs as per subparagraphs (8) (A) 1. and 2. of 10 CSR 25-15.010 (copy enclosed).

Should the \$200.00 application fee and the \$3000.00 deposit be expended prior to completion of the project, any further Department expenses will be billed quarterly, with the option to bill monthly, as per the enclosed sample. Because of the limited scope of work envisioned under this LOA, accounting details above the level of the sample enclosed will not be provided by the



Recycled paper

Department. Any disputes arising from the review and oversight costs will be handled in accordance with 10 CSR 25-15.010 (8) (C).

In the event review and oversight costs do not meet or exceed the funds on deposit, the Department will refund, within sixty (60) days of the close of the project, all the funds remaining in excess of the actual costs.

A copy of the Phase I Environmental Site Assessment and all existing and relevant reports and supporting documentation, or other information concerning any site assessments, investigations, sample collections, and sample analyses that have not previously been provided to the Department, shall be submitted with this signed agreement or within ninety (90) days following acceptance of this LOA.

Sites enrolled in the BVCP will use the Missouri Risk-Based Corrective Action (MRBCA) guidance for determining cleanup targets. The most recent version of MRBCA available at the time the risk management plan is developed will apply. MRBCA does not in any way relieve responsible parties of requirements imposed pursuant to RCRA or CERCLA cleanup authorities.

The Department agrees to review all existing and relevant environmental documents received to determine if remediation of the above-referenced site is necessary to meet state standards. If remediation is needed and you desire the Department's oversight and participation, you must develop a Risk Management Plan (RMP) for cleanup of the site. The Department must approve all investigation plans, and the RMP, prior to implementation. The RMP shall include work plans, safety plans, testing protocols, and appropriate monitoring plans. A Certificate of Completion letter will be issued by the Department upon successful completion of the RMP.

The owner(s)/authorized agent shall allow the Department access to the site for purposes of overseeing the implementation of the RMP, including sampling at the site; conducting investigations relating to soil and groundwater contamination at, beneath, or near the site; and observing and monitoring the progress of the work.

During the investigation and remediation of this site, you shall submit quarterly progress reports to the Department, unless otherwise approved in writing by the Department.

In the event that contaminants of concern will remain at the site above unrestricted land use levels at the conclusion of the project, an Environmental Covenant pursuant to the Missouri Environmental Covenants Act shall be required as part of the RMP. A one-time Long-Term Stewardship Fee of \$15,000 will be assessed.

Rock Island Rail Corridor Authority may terminate this LOA at any time for any reason by giving written notice, via certified mail, to the Department. The Department may terminate this LOA for cause which includes the grounds set forth in Section 260.569.3, Revised Statutes of Missouri. Only those costs incurred by the Department prior to the effective date of any termination of this LOA shall be recoverable by the Department under this agreement.

Rock Island Rail Corridor Authority shall hold the Department harmless for any claims (including, but not limited to, claims for property damage or personal injury) arising from activities reviewed or overseen under this LOA.

This LOA is not and shall not be construed as an admission by Rock Island Rail Corridor Authority of any liability under 10 CSR 25-15.010 or any other law or as a waiver of any defense to such liability. This LOA is not and shall not be construed as a waiver, release, or settlement of claims the Department may have against Rock Island Rail Corridor Authority or any other person, or as a waiver of any enforcement authority the Department may have with respect to Rock Island Rail Corridor Authority or the property. If determined to be necessary, the preparation and submittal of any permit applications are your responsibility as participant. The processing and review of permit applications, which are awarded by the Department and may be necessary for work conducted under this agreement, are not subject to the time limits established for the BVCP.

This LOA must be signed and returned to the Department within sixty (60) days from the date of this letter. Unless the Department grants a written extension, if this letter is not signed and returned within the prescribed period, this LOA shall be null and void.

If the terms of this LOA are acceptable, please execute this LOA by signing in the space provided on the following page, and return along with the \$3000.00 deposit. Checks should be made payable to the Missouri Department of Natural Resources and sent to:

Mr. Scott Huckstep, Chief
Brownfields/Voluntary Cleanup Section
Hazardous Waste Program
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, Missouri 65102-0176

The Department appreciates your interest in the BVCP and looks forward to working with you.

Sincerely,

HAZARDOUS WASTE PROGRAM


Scott Huckstep, Chief
Brownfields/Voluntary Cleanup Section

SH:mws

Enclosures

This LOA may be signed by Applicant(s) OR Applicant's Authorized Agent

Accepted and agreed to this _____ day of _____, 20____, in the State of _____, County of _____.

Applicant(s) signature(s):

(Signature)

Frank White, Jr., County Executive

(Print Name)

(Signature)

(Print Name)

Authorized Agent signature

I certify that I am fully authorized to enter into the terms and conditions of this Letter of Agreement and to bind the Applicant I represent to this agreement.

(Signature)

(Print Name)

(Relationship to Applicant)

(Company Name)

APPROVED AS TO FORM:

NOTARY PUBLIC:

W. Stephen Nixon
County Counselor

ATTEST:

My commission expires _____.

Mary Jo Spino
Clerk of the Legislature

REVENUE CERTIFICATE

I hereby certify that there is a balance otherwise unencumbered to the credit of the appropriation to which this contract is chargeable, and a cash balance otherwise unencumbered in the treasury from which payment is to be made, each sufficient to meet the obligation of \$25,000.00 which is hereby authorized.

Date

Chief Financial Officer
Account No. 004-5104-56790

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 19556

Sponsor(s): Dennis Waits

Date: August 7, 2017

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Approval of agreement and expenditures necessary for Jackson County Rock Island to enter into the Voluntary Cleanup Program, a program of MO Department of Natural Resources.</u></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>\$25,000.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$0</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$25,000.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$40,000.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO Special Road and Bridge Fund, Rock Island Rail Corridor Authority, Other Contractual Services 004-5104-56790</td> <td>FROM ACCT 004-5104-56790</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 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):\$0.00 Prior Year Actual Amount Spent (if applicable):N/A</p>	Amount authorized by this legislation this fiscal year:	\$25,000.00	Amount previously authorized this fiscal year:	\$0	Total amount authorized after this legislative action:	\$25,000.00	Amount budgeted for this item * (including transfers):	\$40,000.00	Source of funding (name of fund) and account code number; FROM / TO Special Road and Bridge Fund, Rock Island Rail Corridor Authority, Other Contractual Services 004-5104-56790	FROM ACCT 004-5104-56790
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Amount budgeted for this item * (including transfers):	\$40,000.00										
Source of funding (name of fund) and account code number; FROM / TO Special Road and Bridge Fund, Rock Island Rail Corridor Authority, Other Contractual Services 004-5104-56790	FROM ACCT 004-5104-56790										
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): N/A</p> <p>Prior resolutions and (date): N/A</p>										
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Matt Davis, Project Coordinator 816-503-4849</p>										
<p>REQUEST SUMMARY</p>	<p>The Rock Island Rail Corridor Authority wishes to enter into the Voluntary Cleanup Program, a program of Missouri Department of Natural Resources. This program will inform and guide the County through environmental remediation of the Rock Island Rail Corridor. Completion of this program is an important step to remove an existing covenant which prohibits certain types of development on the property.</p> <p>We have been accepted into this program by the MODNR. This action would approve the agreement between MODNR and Jackson County as well as approving the expenditure of a sum of money to cover review and oversight costs. Once this program is completed a remediation plan will be recommended by DNR.</p>										
<p>CLEARANCE</p>	<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>										

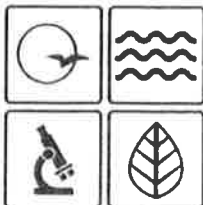
ATTACHMENTS	Letter of Acceptance from MODNR	
REVIEW	Department Director:	Date:
	Finance (Budget Approval): <i>If applicable</i>	Date: 8/1/17
	Division Manager: <i>Carol Kelly</i>	Date: 8-1-17
	County Counselor's Office:	Date:

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.



Missouri Department of dnr.mo.gov

NATURAL RESOURCES

Eric R. Greitens, Governor

Carol S. Comer, Director

July 20, 2017

Mr. Calvin Williford
 Rock Island Rail Corridor Authority
 22501 Woods Chapel Road
 Blue Springs, MO 64015

RE: Voluntary Cleanup at Rock Island Corridor, Former Chicago, Rock Island & Pacific Railroad Right-of-Way (ROW) Corridor, MP 288.3 to MP 270.6, Kansas City, Missouri

Dear Mr. Williford:

Enclosed please find an Environmental Remediation Oversight Letter of Agreement (LOA) for the Rock Island Corridor site located at Former Chicago, Rock Island & Pacific Railroad Right-of-Way (ROW) Corridor, MP 288.3 to MP 270.6, Kansas City, Missouri. The LOA is a part of the application process for the Brownfields/Voluntary Cleanup Program (BVCP) and explains the responsibilities of the participant and the Missouri Department of Natural Resources (MDNR) pertaining to the voluntary cleanup process. The BVCP must receive the signed Letter of Agreement and the deposit check prior to conducting any further review on this project.

Please understand that as a participant in the BVCP you are still responsible for complying with all applicable Federal and State Environmental Laws and Regulations. If you are in need of assistance in determining the laws and regulations that apply to your site or would like to schedule an Environmental Assistance Visit, please contact your MDNR Regional Office by calling 1-800-361-4827, or visit the website at <http://www.dnr.mo.gov/regions/regions.htm>.

In the event that contaminants of concern will remain at the site above unrestricted land use levels at the conclusion of the project an Environmental Covenant pursuant to the Missouri Environmental Covenants Act and/or an Operation & Maintenance Plan shall be required as part of the Risk Management Plan (RMP). A one-time Long-Term Stewardship Fee of \$15,000 will be assessed for applications dated January 1, 2014 or later to address department-provided LTS services.

If the terms are acceptable, please sign and date the LOA in the appropriate spaces and return the entire document, with the deposit, to Mr. Scott Huckstep, Hazardous Waste Program, P.O. Box 176, Jefferson City, Missouri 65102-0176, or 1730 East Elm Street, Jefferson City, Missouri 65101. Thank you for participating in the BVCP. We look forward to working with you on this project.

Sincerely,

HAZARDOUS WASTE PROGRAM

Mike Washburn
 Environmental Specialist
 Brownfields/Voluntary Cleanup Section

MW:sf

Enclosures

c: Matt Davis, Rock Island Rail Corridor Authority

