



Jackson County Health Department

July 22 – July 29, 2020

COVID-19 Data

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

JACOHD

- Total Positive Cases- 2,902
- Total Hospitalizations- 215
- Total Deaths- 55
- Presumed Recoveries-832
- Tests Administered – 43,032

Totals This Week:

- Cases-495
- Hospitalizations-24
- Deaths-7

KC Region

- Total Cases- 18,173
- Total Deaths- 348

Current Outbreaks

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

The Groves

51 cases

Independence Manor

75 cases

Hidden Lake Care Center

25 cases

Life Care Center of Grandview

59 cases

John Knox Village Care Center

12 cases

Shelterwood

11 cases

Venture Industrial Products

5 cases

JACOHD/TMC

Sponsored Testing

Ongoing weekly widespread testing at outbreak facilities

July 30 10:00am-2:00pm

Spirit and Truth Ministries

1809 NE Bren Mar Rd. Lee's Summit Missouri

Symptomatic Testing

- Call 816-404-CARE

PPE Supply

The PPE burn rate exceeds the supply rate

Testing Supply

Varies. The health department's priority for testing is being given to those with symptoms and to outbreak facilities. Current resources (supplies and staff) to conduct testing are minimal.

JCDC Testing

JACOHD has procured 1,000 test kits from DHSS for widespread testing at the JCDC. Testing conducted during the week of 6.29-7.3. Three positives were identified. Future testing is to be determined.

Weekly Regional Coordination Meetings

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

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE transferring \$183,421.00 within the 2020 Anti-Crime Sales Tax Fund and appropriating \$315,859.00 from the undesignated fund balance of the 2020 Grant Fund in acceptance of the DART Grant awarded by the Missouri Department of Public Safety.

ORDINANCE NO. 5381, August 3, 2020

INTRODUCED BY Charlie Franklin, County Legislator

WHEREAS, the Missouri Department of Public Safety has awarded a grant in the amount of \$132,436.61 to the Prosecuting Attorney's Office for its Drug Abatement Response Team (DART) program for partial funding of salaries and benefits for the employees of the DART Unit for the period of July 1, 2020 through June 30, 2021; and,

WHEREAS, the DART program is a collaborative and multi-jurisdictional team created to target and close down drug houses within the City of Kansas City; and,

WHEREAS, the grant is subject to a local match in the amount of \$183,421.54; and,

WHEREAS, a transfer and appropriation are necessary in order to place the grant and matching funds in the proper spending accounts; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following transfer within and appropriation from the undesignated fund balance of the 2020 Anti-Crime Sales Tax Fund be and hereby are made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Anti-Crime Sales Tax Fund Pros Atty Deferred Pros 008-4154 008-4154	56790- Other Contractual 56798- Grant Match	\$ 65,045 \$118,377	
Operating Transfers 008-9100	56105- Operating Transfers Out		\$183,422
Grant Fund DART 010-4130 010-4130	47070- Operating Transfers In 45950- Increase Revenue	\$183,422 \$132,437	
010-2810 010-2810	Undesignated Fund Balance Undesignated Fund Balance		\$315,859 \$315,859
DART 010-4130 010-4130 010-4130 010-4130	55010- Regular Salary 55040- FICA 55050- Pension 55060- Insurance		\$213,907 \$ 16,364 \$ 29,862 \$ 55,726

and,

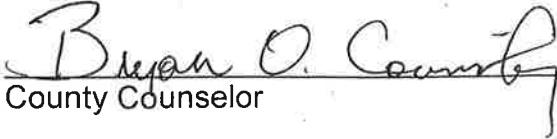
BE IT FURTHER ORDAINED that the County Executive and all other County officers be and hereby are authorized to execute any and all documents necessary to give effect to the intent of the Ordinance.

Effective Date: This Ordinance 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 ordinance, Ordinance No. 5381 introduced on August 3, 2020, was duly passed on _____, 2020 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 the Legislature

I hereby approve the attached Ordinance No.5381.

Date

Frank White, Jr., County Executive

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

ACCOUNT NUMBER: 008 4154 56790
ACCOUNT TITLE: Anti-Crime Sales Tax Fund
Pros Atty Deferred Pros
Other Contractual Services
NOT TO EXCEED: \$65,045.00

ACCOUNT NUMBER: 008 4154 56798
ACCOUNT TITLE: Anti-Crime Sales Tax Fund
Pros Atty Deferred Pros
Grant Match
NOT TO EXCEED: \$118,377.00

ACCOUNT NUMBER: 010 2810
ACCOUNT TITLE: Grant Fund
Undesignated Fund Balance
NOT TO EXCEED: \$315,859.00

1-30-2020
Date


Chief Administrative Officer

REQUEST FOR LEGISLATIVE ACTION

Version 6/10/19

Completed by County Counselor's Office:

Res/Ord No.: 5381

Sponsor(s): Charlie Franklin

Date: August 3, 2020

<p>SUBJECT</p>	<p>Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Ordinance transferring and appropriating funds for the purpose of the acceptance of the DART Grant awarded to the Jackson County Prosecutor's Office by the Missouri Department of Public Safety.</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>\$315,858.15</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>\$315,858.15</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$183,421.54</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> </tr> <tr> <td colspan="2">FROM:</td> </tr> <tr> <td>001 – Grant Fund; 2810 – Undesignated Fund Balance</td> <td>\$132,436.61</td> </tr> <tr> <td>008 – Anti-Crime Sales Tax Fund; 4154 – Pros Atty Deferred Pros; 56790 – Other Contractual Services</td> <td>\$65,044.54</td> </tr> <tr> <td>008 – Anti-Crime Sales Tax Fund; 4154 – Pros Atty Deferred Pros; 56798 – Grant Match</td> <td>\$118,377.00</td> </tr> <tr> <td colspan="2">TO:</td> </tr> <tr> <td>010 – Grant Fund; 4130 - DART Grant; 55010 – Regular Salary</td> <td>\$213,907.20</td> </tr> <tr> <td>010 – Grant Fund; 4130 - DART Grant; 55040 – FICA Taxes</td> <td>\$16,363.90</td> </tr> <tr> <td>010 – Grant Fund; 4130 - DART Grant; 55050 – Pension Contributions</td> <td>\$29,861.45</td> </tr> <tr> <td>010 – Grant Fund; 4130 -DART Grant; 55060 – Insurance Benefits</td> <td>\$55,725.60</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)</p> <p><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): _____</p> <p>Prior Year Actual Amount Spent (if applicable): _____</p>	Amount authorized by this legislation this fiscal year:	\$315,858.15	Amount previously authorized this fiscal year:	\$0	Total amount authorized after this legislative action:	\$315,858.15	Amount budgeted for this item * (including transfers):	\$183,421.54	Source of funding (name of fund) and account code number:		FROM:		001 – Grant Fund; 2810 – Undesignated Fund Balance	\$132,436.61	008 – Anti-Crime Sales Tax Fund; 4154 – Pros Atty Deferred Pros; 56790 – Other Contractual Services	\$65,044.54	008 – Anti-Crime Sales Tax Fund; 4154 – Pros Atty Deferred Pros; 56798 – Grant Match	\$118,377.00	TO:		010 – Grant Fund; 4130 - DART Grant; 55010 – Regular Salary	\$213,907.20	010 – Grant Fund; 4130 - DART Grant; 55040 – FICA Taxes	\$16,363.90	010 – Grant Fund; 4130 - DART Grant; 55050 – Pension Contributions	\$29,861.45	010 – Grant Fund; 4130 -DART Grant; 55060 – Insurance Benefits	\$55,725.60
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<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): <u>5257 8/26/19</u></p> <p>Prior resolutions and (date): _____</p>																												
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): <u>Gina Robinson, Chief of Operations, 881-3369 7/21/20</u></p>																												
<p>REQUEST SUMMARY</p>	<p>Requesting an ordinance accepting the DART Grant awarded to Jackson County by the Department of Public Safety for the partial funding of two attorneys, one investigator and one paralegal. The total award amount is \$132,436.61. To complete this project, the Prosecutor's Office will provide an additional \$183,421.54 to pay for the unfunded portions of encumbants. Term of the grant is 7/1/20– 6/30/21.</p> <p>Please transfer \$65,044.54 from 008-4154-56790 and \$118,377.00 from 008-4154-56798 and appropriate \$132,436.61 into the accounts listed below:</p> <table> <tr> <td>010-4130-55010</td> <td>Regular Salary</td> <td>\$213,907.20</td> </tr> <tr> <td>010-4130-55040</td> <td>FICA Taxes</td> <td>\$16,363.90</td> </tr> <tr> <td>010-4130-55050</td> <td>Pension Contributions</td> <td>\$29,861.45</td> </tr> <tr> <td>010-4130-55060</td> <td>Insurance Benefits</td> <td>\$55,725.60</td> </tr> </table>	010-4130-55010	Regular Salary	\$213,907.20	010-4130-55040	FICA Taxes	\$16,363.90	010-4130-55050	Pension Contributions	\$29,861.45	010-4130-55060	Insurance Benefits	\$55,725.60																
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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)	
COMPLIANCE	<input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals <input type="checkbox"/> VBE Goals	
ATTACHMENTS	Award, MOU, Budget	
REVIEW	Department Director: <i>Chuan Peterson Baker</i>	Date: <i>7/21/20</i>
	Finance (Budget Approval): <i>If applicable</i>	<div style="border: 1px solid black; padding: 2px; display: inline-block;"> APPROVED <small>By Sarah Matthes at 2:16 pm, Jul 22, 2020</small> </div>
	Division Manager: <i>Darryl M. Schutte</i>	Date: <i>7/29/20</i>
	County Counselor's Office: <i>Bryan Cousins</i>	Date: <i>7/29/20</i>

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 these transfers and appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:
010-2810	Grant Fund – Undesignated Balance	\$132,436.61
008-4154-56790	Anti-Crime Sales Tax Fund-Pros Atty Deferred Pros; Other Contractual Services	\$65,044.54
008-4154-56798	Anti-Crime Sales Tax Fund-Pros Atty Deferred Pros; Grant Match	\$118,377.00

- 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.

Personnel

Name	Title	Position	Employment Status	Salary per Pay Period	Number of Pay Periods	% of Funding Requested	Total Cost
Clayton Whitworth	Assistant Prosecuting Attorney	Retained	FT	\$1,867.18	26.0	56.25	\$27,307.51
David Kennedy	Assistant Prosecuting Attorney	Retained	FT	\$1,924.04	26.0	56.25	\$28,139.09
Keith Harrison	Investigator	Retained	FT	\$1,877.07	26.0	56.25	\$27,452.15
Kelly Gibbs	Paralegal	Retained	FT	\$1,542.53	26.0	56.25	\$22,559.50
							\$105,458.25

Personnel Benefits

Category	Item	Salary/Premium	Percentage/# of Periods	% of Funding Requested	Total Cost
FICA/Medicare	FICA/Medicare	\$187,481.32	0.0765	56.25	\$8,067.56
					\$8,067.56
Medical Insurance	Medical Insurance	\$1,400.80	24.0	56.25	\$18,910.80
					\$18,910.80
					\$26,978.36

Total Budget

Total Project Cost: \$132,436.61



MISSOURI DEPARTMENT OF PUBLIC SAFETY
OFFICE OF THE DIRECTOR
SUBAWARD

P.O. Box 749
Jefferson City, MO 65102
Phone: (573) 751-4905

Subrecipient Name:		Subrecipient DUNS Number:	
Jackson County, Prosecutor's Office		809094092	
DPS Funding Opportunity Title:	Project Period Start Date:	Project Period End Date:	
2020 JAG - Non DTFs	07/01/2020	06/30/2021	
Project Title:		Subaward Number:	
Drug Abatement Response Team (DART)		2018-JAG-021	
Project Description:			
<p>Jackson County Drug Abatement Response Team ("DART") provides enforcement services to residents aimed at closing drug houses and street level narcotic operations. DART provides an interagency mechanism across 13 municipal jurisdictions through which residents can report illegal narcotic activity. DART personnel report suspected drug activity to law enforcement so that sellers can be arrested and prosecuted. DART coordinates property inspections for housing and fire code violations to determine if properties should be vacated or are uninhabitable. DART also works with property owners to eliminate illegal activity on their property. When necessary, DART handles expedited eviction, nuisance, and forfeiture actions. Furthermore, DART members attend community meetings to engage in discussions related to criminal drug activity, its toll on the community, and actions residents can take to help fight its effects.</p>			
Subaward Total:		CFDA Number and Name:	
\$132,436.61		16.738 – Edward Byrne Memorial Justice Assistance Grant Program	
Research and Development Project:		Indirect Cost Rate for Federal Award:	
No		N/A	
Name of Federal Awarding Agency:			Federal Award Date:
Department of Justice, Office of Justice Programs, Bureau of Justice Assistance			10/01/2018
Name of State Administering Agency (SAA):			SAA Federal Award Number:
Missouri Department of Public Safety, Office of the Director P.O. Box 749 Jefferson City, MO 65102			2018-MU-BX-0184
<p>This Subaward is made in the amount and for the project period referenced above to the Subrecipient identified above. This Subaward is subject to compliance with the general conditions governing grants and subawards and any attached Certified Assurances or Special Conditions. This Subaward is subject to compliance with all federal and state laws and all guidelines identified in the above mentioned DPS Funding Opportunity.</p> <p>The undersigned Subrecipient Authorized Official hereby acknowledges he/she is authorized to legally bind the Subrecipient and certifies acceptance of the above-described Subaward on the terms and conditions specified or incorporated by reference above and those stated in the approved application.</p>			
Subrecipient Authorized Official (AO) Name:		Subrecipient Project Director (PD) Name:	
Frank White, Jr.		Jean Peters Baker	
Subrecipient AO Signature:	Date:	Subrecipient PD Signature:	Date:
<p>This Subaward shall be in effect for the duration of the project period stated above and funds shall be made available on the Subaward Date with return of this signed document to the Missouri Department of Public Safety and upon full execution by signature of the Authorized Official of the Missouri Department of Public Safety, Office of the Director.</p>			
Authorized Official, Missouri Department of Public Safety			Subaward Date
			07/01/2020



**MISSOURI DEPARTMENT OF PUBLIC SAFETY
OFFICE OF THE DIRECTOR
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)**



2020 CERTIFIED ASSURANCES

Subrecipient:	Jackson County, Prosecutor's Office	Subaward Number:	2018-JAG-021
Project Title:	Drug Abatement Response Team (DART)		

The Subrecipient hereby assures and certifies compliance with all the following certified assurances:

General:

- Governing Directives:** The Subrecipient assures that it shall comply, and all its subcontractors as applicable shall comply, with the applicable provisions of the "JAG Solicitation", the "DPS Financial and Administrative Guide", the "DPS Subrecipient Travel Guidelines", any applicable federal nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (VOCA) of 1984 (42 U.S.C. § 10604(e)); the Juvenile Justice and Delinquency Prevention Act (JJDP) of 2002 (42 U.S.C. § 5672(b)); the Violence Against Women (VAWA) Act of 2013 (42 U.S.C. 13925(b)(13)); Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d); Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794); Title II of the Americans with Disabilities Act of 1990 (42 U.S.C. §§ 12131-34); Title IX of the Education Amendments of 1972 (20 U.S.C. §§ 1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); 28 C.F.R. Part 31 (U.S. Department of Justice Regulations – OJJDP Grant Programs); 28 C.F.R. Part 42 (U.S. Department of Justice Regulations – Nondiscrimination; Equal Employment Opportunity; Policies and Procedures); Executive Order 13279 (equal protection of the laws for faith-based and community organizations); Executive Order 13559 (fundamental principles and policymaking criteria for partnerships with faith-based and other neighborhood organizations); 28 C.F.R. Part 38 (U.S. Department of Justice Regulations – Equal Treatment for Faith-Based Organizations); and 28 C.F.R. Part 54 (U.S. Department of Justice Regulations – Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance), and other applicable federal and state laws, orders, circulars, or regulations.
- Compliance Training:** As a recipient of federal and/or state funds, the Subrecipient is required to participate in any applicable Compliance Training hosted by the Missouri Department of Public Safety. The Compliance Training may be hosted in-person or as a webinar to provide post-award information to include, but not limited to, subaward acceptance, project implementation, reporting requirements, subaward changes, civil rights compliance, monitoring responsibilities, record retention, internal controls, and accounting responsibilities.
- System for Award Management (SAM):** The Subrecipient assures it has registered in SAM.gov prior to submitting an application and will continue to maintain an active SAM registration with current information at all times during which it has an active subaward. The Subrecipient understands that it must renew its SAM registration every 12 months and that the Missouri Department of Public Safety may not make a subaward or disburse monies to the Subrecipient unless the Subrecipient has an active SAM registration. SAM is a Federal Government owned and operated free website that centralizes information about grant recipients. Upon successful registration with SAM, the Subrecipient will be assigned a unique 5 character CAGE Code consisting of numbers and letters.
- Non-Supplanting:** The Subrecipient assures that federal and/or state funds made available under this subaward will not be used to supplant other federal, state, or local funds but will be used to increase the amount of funds that would, in the absence of these funds, be made available for the activities of this project.

Subrecipient Authorized Officials Initials: _____

5. **Change in Personnel:** The Subrecipient agrees to notify, within a timely manner, the Missouri Department of Public Safety if there is a change in or temporary absence as it affects the 'My Profile' module, 'Contact Information' component, and/or 'Budget' component within WebGrants. The notification shall be sent through the 'Correspondence' component of WebGrants to the appropriate Internal Contact with the *Change of Information Form* attached.
6. **Subaward Adjustments:** The Subrecipient understands that any deviation from the approved subaward must have prior approval from the Missouri Department of Public Safety. No additional funding shall be awarded to a Subrecipient (unless specifically notified by the Missouri Department of Public Safety of additional funding being awarded), but changes from one budget line to another budget line may be possible if the request is allowable and within the scope of the guidelines. Prior approval must be requested via the 'Subaward Adjustment' component of WebGrants.
7. **Monitoring:** The Subrecipient agrees to maintain the records necessary to evaluate the effectiveness of the project. In addition, the Subrecipient assures that all documentation or records relating to this subaward shall be made available to monitoring representatives of the Missouri Department of Public Safety, the Office of Missouri State Auditor, the U.S. Department of Justice (DOJ), the DOJ Office of Inspector General, the Comptroller General of the United States, or any of their authorized representatives immediately upon request. The Subrecipient assures that fund accounting, auditing, monitoring, and such evaluation procedures as may be necessary to keep such records as the Missouri Department of Public Safety shall prescribe, will be provided to assure fiscal control, proper management, and efficient disbursement of funds received under this subaward.
8. **Criminal Activity:** The Subrecipient assures to formally report to the Missouri Department of Public Safety within 48 hours of notification if an individual funded, in whole or in part, under this subaward is arrested for or formally charged with a misdemeanor or felony regardless if the criminal offense is related to the individual's employment. The Missouri Department of Public Safety reserves the right to suspend or terminate grant funding pending the adjudication of the criminal offense.
9. **Reporting Potential Fraud, Waste, and Abuse:** The Subrecipient shall not make false statements or claims in connection with any funds subawarded by the Missouri Department of Public Safety. The result of such false statements or claims includes fines, imprisonment, and debarment from participating in state and federal grants or contracts, and/or other remedy by law. The Subrecipient must promptly refer to the U.S. Department of Justice, Office of Inspector General (OIG) and the Missouri Department of Public Safety (DPS) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or any other person has, in connection with funds under this subaward, either:
 - (a) Submitted a claim that violates the False Claims Act; or
 - (b) Committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this subaward must be reported to the OIG by one of the following methods:

Mail: Office of Inspector General
U.S. Department of Justice, Investigations Division
1425 New York Avenue, N.W., Suite 7100
Washington, D.C. 20530

Online: <https://oig.justice.gov/hotline/contact-grants.htm>

DOJ OIG Fax: (202) 616-9881

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this subaward, must also be reported to the DPS by one of the following methods:

Subrecipient Authorized Officials Initials: _____

Mail: Missouri Department of Public Safety
Office of the Director
Attn: CJ/LE Unit
P.O. Box 749
1101 Riverside Drive
Jefferson City, MO 65102-0749

Email: dpsinfo@dps.mo.gov

DPS Fax: (573) 751-5399

The Missouri Department of Public Safety reserves the right to suspend or terminate grant funding pending the review of a report of fraud, waste, or abuse relating to funds under this subaward.

10. **Non-Disclosure Agreements:** The Subrecipient understands it cannot require any employee or subcontractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department, the Missouri Department of Public Safety, or other agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the Subrecipient, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the non-disclosure of classified information.

In accepting this subaward, the Subrecipient:

- (a) Represents that it neither requires nor has required internal confidentiality agreements or statements from employees or subcontractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or subcontractors from reporting waste, fraud, or abuse as described above; and
 - (b) Certifies that, if it learns or is notified that it is or has been requiring its employees or subcontractors to exercise agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the Missouri Department of Public Safety, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by the Missouri Department of Public Safety.
11. **Protection from Reprisal for Disclosures:** The Subrecipient understands, pursuant to 41 U.S.C § 4712, an employee or subcontractor may not be discharged, demoted, or otherwise discriminated against as a reprisal for disclosing information that the employee or subcontractor reasonably believes is evidence of gross mismanagement of the funds under this subaward, a gross waste of the funds under this subaward, an abuse of authority relating to the funds under this subaward, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to the funds under this subaward.
12. **Lobbying:** The Subrecipient understands and agrees that, in general, it cannot use any federal funds, either directly or indirectly, to support or oppose the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government. Furthermore, the Subrecipient understands and agrees that, in general, federal law prohibits federal funds from being used to pay any person to influence (or attempt to influence) with respect to the awarding of a federal grant or cooperative agreement.

As required by 31 U.S.C. § 1352, as implemented by 28 C.F.R. Part 69, the Subrecipient certifies and assures the following:

Subrecipient Authorized Officials Initials: _____

- (a) No federal appropriated funds may be paid, by or on behalf of the Subrecipient, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, or the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.
- (b) If the Subrecipient's request for federal funds is in excess of \$100,000, and any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal grant or cooperative agreement, the Subrecipient shall complete and submit Standard Form – LLL, "Disclosure of Lobbying Activities" in accordance with its instructions.

13. **Fair Labor Standards Act:** All Subrecipients of federal funds will comply with the minimum wage and maximum hour's provisions of the Federal Fair Labor Standards Act.

14. **Employment of Unauthorized Aliens:** Pursuant to Section 285.530.1 RSMo, the Subrecipient assures that it does not knowingly employ, hire for employment, or continue to employ an unauthorized alien to perform work within the State of Missouri, and shall affirm, by sworn affidavit and provision of documentation, its enrollment and participation in a federal work authorization program with respect to the employees working in connection with the contracted services. Further, the Subrecipient shall sign an affidavit affirming that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services.

In accordance with Sections 285.525 to 285.550, RSMo a general contractor or subcontractor of any tier shall not be liable when such general contractor or subcontractor contracts with its direct subcontractor who violates subsection 1 of Section 285.530, RSMo if the contract binding the contractor and subcontractor affirmatively states that the direct subcontractor is not knowingly in violation of subsection 1 of Section 285.530, RSMo and shall not henceforth be in such violation and the contractor or subcontractor receives a sworn affidavit under the penalty of perjury attesting to the fact that the direct subcontractor's employees are lawfully present in the United States.

15. **Employment Eligibility Verification:** The Subrecipient assures that it properly verifies the employment eligibility of individuals who are being hired, consistent with the provisions of 8 U.S.C. § 1324a(a)(1) and (2). As part of the recordkeeping for the subaward (including pursuant to the Part 200 Uniform Requirements), the Subrecipient agrees to maintain records of all employment eligibility verifications pertinent to compliance with this provision in accordance with Form I-9 record retention requirements, as well as records of all pertinent notifications and trainings.

16. **Human Trafficking:** The Subrecipient assures that it does not engage in severe forms of trafficking in persons, procurement of a commercial sex act, use of forced labor in the performance of the subaward, or acts that directly support or advance trafficking in persons.

17. **Minors:** The Subrecipient understands that if the purpose of some or all of the activities to be carried out under this subaward is to benefit a set of individuals under 18 years of age, the Subrecipient must make determinations of suitability before certain individuals may interact with participating minors. This requirement applies regardless of an individual's employment status. The details of this requirement are posted on the OJP website at <https://ojp.gov/funding/Explore/Interact-Minors.htm>.

18. **Relationship:** The Subrecipient agrees that it will represent itself to be an independent Subrecipient offering such services to the general public and shall not represent itself or its employees to be employees of the Missouri Department of Public Safety. (This provision is not applicable to the Missouri Department of Public Safety or any of its divisions or programs.) Therefore, the Subrecipient shall assume all legal and financial responsibility for taxes, FICA, employee fringe benefits, workers' compensation, employee insurance, minimum wage requirements, overtime, etc.

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19. Texting While Driving: Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Missouri Department of Public Safety encourages the Subrecipient to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this subaward, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
20. Drug-Free Workplace: As required by the Drug-Free Workplace Act of 1988, as implemented at 28 C.F.R. Part 83, Subpart F, as defined by 28 C.F.R. §§ 83.620 and 83.650:

The Subrecipient certifies and assures that it will, or will continue to, provide a drug-free workplace by:

- i. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in its workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- ii. Establishing an on-going drug-free awareness program to inform employees about:
 - (1) The dangers of drug abuse in the workplace;
 - (2) The Subrecipient's policy of maintaining a drug-free workplace;
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- iii. Making it a requirement that each employee to be engaged in the performance of work funded by this subaward be given a copy of the statement required by paragraph (a);
- iv. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment funded by this subaward, the employee will:
 - (1) Abide by the terms of the statement; and
 - (2) Notify the employer in writing of the employee's conviction for a violation of a criminal drug statute occurring in the workplace no later than five (5) calendar days after such conviction;
- v. Notifying the Missouri Department of Public Safety, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Subrecipients of convicted employees must provide notice, including position title of any such convicted employee, to the Missouri Department of Public Safety by one of the following methods:

Mail: Missouri Department of Public Safety
Office of the Director
Attn: CJ/LE Unit
P.O. Box 749
1101 Riverside Drive
Jefferson City, MO 65102-0749

Email: dpsinfo@dps.mo.gov
- vi. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is convicted:
 - (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency; and

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- vii. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).
21. **Computer Networks:** The Subrecipient understands and agrees that funds subawarded may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography. Nothing in this provision limits the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, adjudication activities, or other law enforcement- or victim assistance-related activity.
22. **Noninterference with Federal Law Enforcement:** The Subrecipient understands that it may not prohibit or in any way restrict any government entity or official from sending or receiving information regarding citizenship or immigration status as described in 8 U.S.C. § 1373(a). The Subrecipient further understands that it may not prohibit or in any way restrict a government entity or agency from sending, requesting or receiving, maintaining, or exchanging information regarding immigration status as described in either 8 U.S.C. § 1373(b) or 1644.
23. **Public Disclosure of Certain Law Enforcement Sensitive Information:** The Subrecipient understands that no funds from this subaward may be used to make any public disclosure of any federal law enforcement information in a direct or indirect attempt to conceal, harbor, or shield from detection any fugitive from justice under 18 U.S.C. Chapter 49, or any alien who has come to, entered, or remains in the United States in violation of 8 U.S.C. Chapter 12, without regard to whether such disclosure would constitute (or could form a predicate for) a violation of 18 U.S.C. § 1071 or 1072 or of 8 U.S.C. § 1324(a).
24. **Noninterference with Federal Interrogation of Certain Aliens:** Consonant with federal law enforcement statutes and regulations, including 8 U.S.C. § 1357(a), under which certain federal officers and employees "have power without warrant...to interrogate any alien or persons believed to be an alien as to his right to be or to remain in the United States," and 8 C.F.R. 287.5(a), under which that power may be exercised "anywhere in or outside the United States", the Subrecipient understands it shall not interfere with the exercise of that power to interrogate "without warrant" (by agents of the United States acting under color of federal law) by impeding access to any State or local government correctional facility by such agents for the purpose of "interrogating any alien or person believed to be an alien as to his or her right to be or to remain in the United States".
25. **Noninterference with Notice of Scheduled Release:** Consonant with federal law enforcement statutes, including 8 U.S.C. § 1231 (for an alien incarcerated by a State or local government, a 90-day "removal period" during which the federal government "shall" detain and then "shall" remove an alien from the U.S. "begins" no later than "the date the alien is released from...confinement"; also the federal government is expressly authorized to make payments to a "State or a political subdivision of the State...with respect to the incarceration of [an] undocumented criminal alien"); 8 U.S.C. § 1226 (the federal government "shall take into custody" certain criminal aliens "when the alien is released"); and 8 U.S.C. § 1366 (requiring an annual DOJ report to Congress on "the number of illegal alien [felons] in Federal and State prisons" and programs underway "to ensure the prompt removal" from the U.S. of removable "criminal aliens"), the Subrecipient understands it shall not interfere with the "removal" process by failing to provide, as early as practicable, advance notice to DHS of the scheduled release date and time for a particular alien, if the Subrecipient receives from DHS a formal written request pursuant to the INA that seeks such advance notice.

Civil Rights:

1. **Ensuring Access to Federally Assisted Programs:** The Subrecipient acknowledges that federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits recipients from discriminating on the basis of age in the delivery of services or benefits.

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2. **Enforcing Civil Rights Laws:** The Subrecipient acknowledges that all recipients of federal financial assistance, regardless of the particular source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, DOJ's Office for Civil Rights (OCR) investigates recipients that are the subject of discrimination complaints from both individuals and groups.
3. **Limited English Proficiency (LEP):** The Subrecipient assures that, in accordance with the *Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons*, 67 Fed. Reg. 41455 (2002) as it pertains to Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d, recipients of federal financial assistance must take reasonable steps to ensure meaningful access to their programs and activities for persons with limited English proficiency (LEP). "Meaningful access" will generally involve some combination of oral interpretation services and written translation of vital documents. For more information, visit <https://www.lep.gov/>.
4. **Equal Employment Opportunity Plan (EEO):** The Subrecipient agrees to comply with the applicable requirements of 28 C.F.R. Part 42, Subpart E., DOJ's Equal Employment Opportunity Program (EEO) Guidelines. The Subrecipient will prepare an *EEO Utilization Report* if the Subrecipient (1) is a state or local government agency or any business; and (2) has 50 or more employees (counting both full and part-time employees but excluding seasonal employees, political appointees, and elected officials); and (3) receives a single award of \$25,000 or more from the Office of Justice Programs (OJP), Office on Violence Against Women (OVW), or Community Oriented Policing Services (COPS). The *EEO Utilization Report* must be prepared and submitted to DOJ's Office for Civil Rights (OCR) through OCR's online EEO Reporting Tool within 60 days of receipt of such federal subaward.

If the Subrecipient does not meet all the aforementioned criteria, the Subrecipient is exempt from preparing the *EEO Utilization Report*; however, all Subrecipients, regardless of their EEO obligations, must complete the *Certification Form*, in which the Subrecipient declares its satisfaction of its obligations. The *Certification Form* must be prepared and submitted to DOJ's OCR through OCR's online EEO Reporting Tool within 60 days of receipt of such federal subaward.

To prepare the applicable *EEO Utilization Report* and/or *Certification Form* or for more information, visit <https://ojp.gov/about/ocr/eeop.htm>.

5. **Using Arrest and Conviction Records for Employment Decisions:** The Subrecipient understands the Office for Civil Rights (OCR) issued an advisory document for recipients of federal financial assistance on the proper use of arrest and conviction records in making hiring decisions. Refer to *Advisory for Recipients of Financial Assistance from the U.S. Department of Justice on the U.S. Equal Employment Opportunity Commission's Enforcement Guidance: Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964* (June 2013), available at https://ojp.gov/about/ocr/pdfs/UseofConviction_Advisory.pdf.

Subrecipients should be mindful that the misuse of arrest or conviction records to screen either applicants for employment or employees for retention or promotion may have a disparate impact based on race or national origin, resulting in unlawful employment discrimination. In light of the *Advisory*, Subrecipients should consult local counsel in reviewing their employment practices. If warranted, Subrecipients should also incorporate an analysis of the use of arrest and conviction records in their Equal Employment Opportunity (EEO) Plans.

6. **Finding of Discrimination:** The Subrecipient assures that, in the event a federal or state court or federal or state administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin or sex against a Subrecipient of federal funds, the Subrecipient will forward a copy of the court judgment to the Missouri Department of Public Safety within 30 days of the court judgment date. The Missouri Department of Public Safety will act as the liaison in all civil rights matters with DOJ's Office for Civil Rights (OCR).

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7. **Unlawful Employment Practices:** The Subrecipient assures compliance with Section 213.055 RSMo in regards to non-discrimination in employment practices as it relates to race, color, religion, national origin, sex, ancestry, age, or disability.
8. **Discrimination in Public Accommodations:** The Subrecipient assures compliance with Section 213.065 RSMo in regards to non-discrimination in public accommodations as it relates to accommodations, advantages, facilities, services, or privileges made available in place of public accommodations.

Financial:

1. **Fund Availability:** The Subrecipient understands all subawards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed by law. It is understood and agreed upon that, in the event funds from federal and/or state sources are not appropriated and continued at an aggregate level sufficient to cover the costs under this subaward, or in the event of a change in federal and/or state law relevant to these costs, the obligations of each party hereunder shall thereupon be terminated immediately upon receipt of written notice.
2. **Release of Funds:** The Subrecipient acknowledges no funds will be disbursed under this subaward until such time as all required documents are signed by the Subrecipient Authorized Official and Subrecipient Project Director and returned to the Missouri Department of Public Safety for final review and signature by the Director or his/her designee.
3. **Duplicative Funding:** The Subrecipient agrees that if it currently has an open award of federal and/or state funds or if it receives an award of federal and/or state funds other than this subaward, and those award funds have been, are being, or are to be used, in whole or in part, for one or more of the identical cost items for which funds are being provided under this subaward, the Subrecipient will promptly notify, in writing, the Missouri Department of Public Safety. If so requested and allowed by the Missouri Department of Public Safety, the Subrecipient shall submit a Subaward Adjustment for a budget revision or program revision to eliminate any inappropriate duplication of funding.
4. **OJP Financial Guide:** The Subrecipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
5. **Allowable Costs:** The Subrecipient understands that only allowable and approved expenditures will be reimbursed under this subaward. These monies may not be utilized to pay debts incurred by other activities. The Subrecipient agrees to obligate funds no later than the last day of the project period. (Funds are obligated when a legal liability to pay a determinable sum for services or goods is incurred and will require payment during the same or future period.) The Subrecipient also agrees to expend funds no later than the date identified in the "JAG Solicitation". (Funds are considered to be expended when payment is made.) Any funds not properly obligated and/or expended will lapse. Any deviation from the approved subaward must have prior approval from the Missouri Department of Public Safety. The Subrecipient shall fully coordinate all activities in the performance of the project with those of the Missouri Department of Public Safety. The Subrecipient certifies that all expendable and non-expendable property purchased funds under this subaward shall be used for approved project purposes only.
6. **Financial Reporting Requirements:** The Subrecipient agrees to complete and submit any financial reports required for this program as outlined in the "JAG Solicitation". Failure to submit reports by the deadline dates may result in delay for reimbursement requests and/or cancellation of the subaward.
7. **Program Income:** The Subrecipient agrees to account for program income generated by the activities of this subaward, and shall report receipts and expenditures of this income on the monthly Claim report. The Subrecipient understands that all program income generated as a result of this subaward shall be expended during the life of the project period, unless otherwise stated.

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8. **Procurement:** The Subrecipient assures that all procurement transactions whether negotiated or competitively bid and without regard to dollar value shall be conducted in a manner to provide maximum open and free competition. In addition, the Subrecipient assures that all procurement transactions will meet the minimum standards set forth in the "DPS Financial and Administrative Guidelines" and identified here:
- (a) All quotations and the rationale behind the selection of a source of supply shall be retained, attached to the purchase order copy, and placed in the accounting files.
 - (b) Purchases to a single vendor totaling less than \$10,000 may be purchased with prudence on the open market.
 - (c) Purchases estimated to total between \$10,000 but less than \$100,000 to a single vendor, must be competitively bid, but need not be solicited by mail or advertisement.
 - (d) Purchases with an estimated total of \$100,000 or over to a single vendor shall be advertised for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders at least five days before bids for such purchases are to be opened.
 - (e) Where only one bid or positive proposal is received, it is deemed to be sole source procurement.
 - (f) Sole source procurement on purchases to a single vendor of \$10,000 and over requires prior approval from the Missouri Department of Public Safety.
9. **Buy American:** The Subrecipient acknowledges Sections 34.350-34.359 RSMo regarding the Missouri Domestic Products Procurement Act (or commonly referred to as the Buy American Act) and the requirement to purchase or lease goods manufactured or produced in the United States, unless exceptions to the Buy American Act mandate in Section 34.353 RSMo are met.
10. **Buy Missouri:** The Subrecipient also acknowledges Sections 34.070 and 34.073 RSMo regarding the preference given to all commodities and tangible personal property manufactured, mined, produced, or grown within the State of Missouri and to all firms, corporations, or individuals doing business as Missouri firms, corporations, or individuals, or which maintain Missouri offices or places of business, when quality is equal or better and delivered price is the same or less, quality of performance promised is equal or better and the price quoted is the same or less, or when competing bids are comparable.
11. **Debarment/Suspension:** The Subrecipient certifies, pursuant to nonprocurement debarment and suspension regulations implemented at 28 CFR Part 2867, and to other related requirements, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department or agency;
 - (b) Have not within a three-year period preceding this subaward been convicted of a felony criminal violation under federal law, or been convicted or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, tribal, or local) transaction or private agreement or transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion or receiving stolen property, making false claims, or obstruction of justice, or commission of any offense indicating a lack of business integrity or business honesty that seriously and directly affects its (or its principals') present responsibility;

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- (c) Have not within a three-year period preceding this subaward been convicted of a felony criminal violation under any federal law, unless such felony criminal conviction has been disclosed in writing to the Department of Justice at ojpcompliance@usdoj.gov, and, after such disclosure, the Subrecipient has received a specific written determination from the Department of Justice that neither suspension nor debarment of the Subrecipient is necessary to protect the interests of the Government in this case;
- (d) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, tribal, or local) with commission of any of the offenses enumerated in paragraph (b) of this certification; and/or
- (e) Have not within a three year period preceding this subaward had one or more public transactions (federal, state, tribal, or local) terminated for cause or default.

12. **Audit:** The Subrecipient agrees to comply with the organizational audit requirements of OJP Financial Guide, Chapter 3.19, Audit Requirements. This guidance states that non-federal entities that expend \$750,000 or more in federal funds (from all sources including pass-through subawards) in the agency's fiscal year (12-month turnaround reporting period) shall have a single organization wide audit conducted in accordance with the provisions of Title 2 C.F.R. Subpart F (§ 200.500 et seq.). The Subrecipient assures a copy of the financial audit report will be submitted to the Missouri Department of Public Safety within 60 days of the project period start date if it has met or exceeded this federal threshold.
13. **Compensation:** The Subrecipient understands that federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the Subrecipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System. (The Subrecipient understands it may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.)
14. **Suspension/Termination of Subaward:** The Missouri Department of Public Safety reserves the right to suspend or terminate any subaward entered into as a result of this subaward at its sole discretion and without penalty or recourse by giving written notice to the Subrecipient of the effective date of suspension or termination. In the event of termination pursuant to this paragraph, all documents, data, and reports prepared by the Subrecipient under the subaward shall, at the option of the Missouri Department of Public Safety, become property of the State of Missouri.

In the event a subaward is suspended or permanently terminated, the Missouri Department of Public Safety may take action as deemed appropriate to recover any portion of the subaward funds remaining or an amount equal to the portion of the subaward funds wrongfully used.

15. **Enforceability:** If a Subrecipient fails to comply with all applicable federal and/or state requirements governing these funds, the State of Missouri may withhold or suspend, in whole or in part, funds awarded under the subaward, or recover misspent funds following an audit. This provision is in addition to all other remedies provided to the State of Missouri for recovery of misspent funds available under all applicable state and federal laws.

Programmatic:

1. **Uniform Crime Reporting (UCR):** The Subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 43.505 RSMo relating to uniform crime reporting and will remain in full compliance for the duration of the project period.
2. **Vehicle Stops:** The Subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 590.650 RSMo relating to vehicle stop reporting and will remain in full compliance for the duration of the project period.

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3. **Federal Equitable Sharing Funds:** The Subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 513.653 RSMo relating to participation in the federal forfeiture system and the reporting of proceeds therefrom to the Missouri State Auditor.
4. **Custodial Interrogations:** The Subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 590.700 RSMo relating to custodial interrogations and has adopted a written policy to record custodial interrogations of persons suspected of committing or attempting to commit the felony crimes described in subsection 2 of this section.
5. **DWI Law – Law Enforcement:** The Subrecipient assures, where the project agency is a law enforcement agency, its law enforcement agency is in compliance with the state provisions of Section 43.544 RSMo relating to the "DWI Law" and has adopted a written policy to forward arrest information for all intoxication-related traffic offenses to the central repository as required by Section 43.503 RSMo.
6. **DWI Law – Prosecutors:** The Subrecipient assures, where the project agency is a county prosecutor's office or municipal prosecutor's office, its county prosecutor's office or municipal prosecutor's office is in compliance with Section 43.544 RSMo relating to the "DWI Law" and has adopted a written policy to forward all charge information for intoxication-related traffic offenses to the central repository as required by Section 43.503 RSMo.
7. **Data Reporting Requirements:** The Subrecipient agrees to complete and submit any data or statistical reports required for this program as outlined in the "JAG Solicitation". Failure to submit reports by the deadline dates may result in delay for reimbursement requests and/or cancellation of the subaward.
8. **Printed Materials:** The Subrecipient agrees that all materials and publications (written, web-based, audio-visual, or any other format) resulting from the activities of this subaward shall contain the following (or similar) statement: "This project was supported by the Office of Justice Programs, U.S. Department of Justice's JAG Formula Grant Program administered by the Missouri Department of Public Safety, Office of the Director. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the State or the U.S. Department of Justice."
9. **Breach of Personally Identifiable Information:** The Subrecipient assures it has written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" (2 CFR 200.79) within the activities of this subaward or (2) uses or operates a "Federal information system" (OMB Circular A-130). The Subrecipient's breach procedures must include a requirement to report actual or imminent breach of PII to the Missouri Department of Public Safety, Office of Director no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.
10. **Time Records Requirement:** The Subrecipient assures that, all project personnel funded through this subaward will maintain timesheets that detail 100% of their time along with the activities/services provided. The timesheets must be signed by both the employee and the appropriate approving official. These timesheets must be provided to the Missouri Department of Public Safety upon request.
11. **Body Armor:** The Subrecipient understands, if monies are requested and awarded for the purchase of body armor, that JAG funds may be used to purchase body armor but may not be used as the 50% match for purposes of BJA's Bulletproof Vest Partnership (BVP) Program. Further, the Subrecipient understands that body armor purchased with JAG funds may be purchased at any threat level, designation, make, or model from any distributor or manufacturer, as long as the body armor has been tested and found to comply with the latest applicable National Institute of Justice (NIJ) ballistic or stab standards. Further,

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body armor or armor vests must also be "uniquely fitted vests". In addition, body armor purchased with JAG funds must be made in the United States.

12. **Body Armor Policy:** The Subrecipient understands, if monies are requested and awarded for the purchase of body armor, that the law enforcement agency must have a written "mandatory wear" policy in effect. Per the Bureau of Justice Assistance (BJA), there are no requirements regarding the nature of the policy other than it being a mandatory wear policy for all uniformed officers while on duty. **The Subrecipient will be required to forward a copy of such policy to the Missouri Department of Public Safety at the time of acceptance of the subaward.**
13. **Body-Worn Cameras:** The Subrecipient understands, if monies are requested and awarded for the purchase of body-worn cameras, that JAG funds may be used to purchase body-worn cameras but may not be used as the 50% match for purposes of BJA's Body-Worn Camera Policy and Implementation Program (BWC Program).
14. **Body-Worn Camera Policy:** The Subrecipient understands, if monies are requested and awarded for the purchase of body-worn cameras, the law enforcement agency must have written policies and procedures in place related to equipment usage, data storage and access, privacy considerations, training, etc. [The Bureau of Justice Assistance (BJA) Body-Worn Camera (BWC) Toolkit, which can be found online at <https://bjia.ojp.gov/program/body-worn-cameras-bwcs/overview>, provides model BWC policies and best practices to assist departments in implementing BWC programs.] **The Subrecipient will be required to forward a copy of such policy(s) to the Missouri Department of Public Safety at the time of acceptance of the subaward.**
15. **Criminal Intelligence Systems:** The Subrecipient agrees that any information technology system funded or supported by OJP funds will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation.
16. **Duplication of Networks:** The Subrecipient assures that all equipment/software requested and purchased under this subaward must be compatible with the statewide system. All software, if applicable, must be compatible with the statewide criminal records system. All communication devices, if applicable, must be capable of operating in accordance with the guidelines established by the Missouri Homeland Security Advisory Council.
17. **Mitigation Plan:** The Subrecipient agrees to fully comply with the Missouri Department of Public Safety's *Mitigation Plan for Clandestine Methamphetamine Laboratory Enforcement Operations*, where such grant-funded project is for a drug task force. No monies from this subaward may be obligated to support methamphetamine lab operations unless the Subrecipient agrees to this special condition and fully participates in implementation of the *Mitigation Plan*.
18. **NEPA:** The Subrecipient agrees to assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these grant funds, either directly or indirectly. Accordingly, the Subrecipient agrees to first determine if any of the following activities will be funded by the grant, prior to obligating funds for any of these purposes. If it is determined that any of the following activities will be funded by the grant, the Subrecipient agrees to contact the Missouri Department of Public Safety, Office of Director.

The Subrecipient understands this condition applies to its following new activities whether or not they are being specifically funded with these grant funds. That is, as long as the activity being conducted by the Subrecipient or any third party, and the activity needs to be undertaken in order to use these grant funds, this condition must first be met. The activities covered by this condition are:

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- A. New construction;
- B. Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- C. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size; and,
- D. Implementation of a new program involving the use of chemicals other than chemicals that are a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments.
- E. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The Subrecipient understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.

- 19. **Drug Task Force Eligibility for Grants:** The Subrecipient assures, where such grant-funded project is for a drug task force, the grant-funded project is in full compliance with the state provisions of Section 650.150 RSMo relating to eligibility for state grants to help defray the costs of operation and will remain in full compliance for the duration of the project period.
- 20. **Drug Task Force Training:** The Subrecipient agrees to complete, where such grant-funded project is for a drug task force, the online task force training provided free of charge through BJA's Center for Task Force Integrity and Leadership and submit a copy of each curriculum certificate upon completion and within the stated timeframe as outlined in the "JAG Solicitation". The training is intended for the task force commander, agency executive, task force officers, and other task force members of equivalent rank.

The Subrecipient Authorized Official and Subrecipient Project Director hereby certifies to, by signature, the terms and conditions specified or incorporated by reference herein, including those stated in the funding opportunity solicitation.

Frank White, Jr.

Subrecipient Authorized Official Name

Subrecipient Authorized Official Signature

Date

Jean Peters Baker

Subrecipient Project Director Name

Subrecipient Project Director Signature

Date

Subrecipient Authorized Officials Initials: _____

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 9.80+ acre tract from District AG (Agricultural) to District RE (Residential Estates).

ORDINANCE NO. 5382, August 3, 2020

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) and "RE" (Residential Estates) Districts, so that there will be transferred from District AG to District RE a tract of land located in section 6, township 48, range 29, Jackson County, with a street address of 35705 E. RD Mize Road, Jackson County, MO, legally described as follows:

Description: The North Half of the West Half of the Northwest Quarter of the Southwest Quarter of Section 06, Township 48, Range 29, Jackson County, Missouri. Except part in Road.

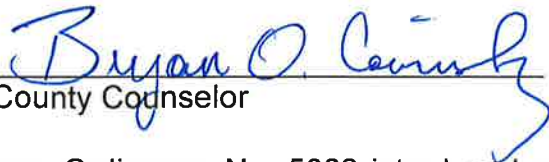
Section 2. The Legislature, pursuant to the application of Tim and Stacie Hunter and Zachary and Sara Rios (RZ-2020-584), requesting the amendment embodied in this Ordinance and with notice that the Jackson County Plan Commission voted 6 to 0 to recommend APPROVAL of this application after a public hearing on July 16, 2020, does hereby 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. 5382 introduced on August 3, 2020, was duly passed on _____, 2020 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. 5382.

Date

Frank White, County Executive

REQUEST FOR LEGISLATIVE ACTION


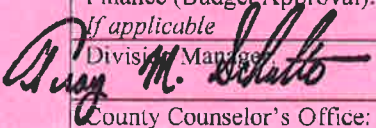

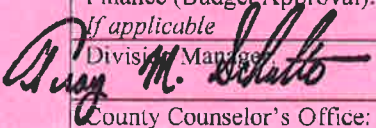

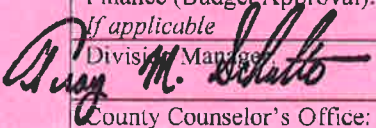
Version 6/10/19

Completed by County Counselor's Office:

Res/Ord No.: 5382

Sponsor(s): N/A

Date: August 3, 2020

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance Project/Title: <u>Hunter, Tim & Stacie & Rios, Zachary & Sara - RZ-2020-584</u>											
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="365 525 1453 709"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right;">\$</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;">\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td style="text-align: right;">\$</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:	\$
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Source of funding (name of fund) and account code number:	\$											
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 9.80 ± acre tract to District RE (Residential Estates). The purpose is to create two single family residential lots in Section 6, Township 48, Range 29 at 35705 E. RD Mize Road, Jackson County, Missouri. 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 held a public hearing on July 16, 2020 and accepted testimony pertaining to the rezoning request. The Plan Commission voted 6 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)											
COMPLIANCE	<input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals <input type="checkbox"/> VBE Goals											
ATTACHMENTS	Attachment 1: Property Description. Attachment 2: Zoning Support Documents											
REVIEW	<table border="1" data-bbox="349 1654 1539 1890"> <tr> <td>Department Director: Brian D. Gaddie, P.E. Director of Public Works </td> <td>Date: 7.24.20</td> </tr> <tr> <td>Finance (Budget Approval): If applicable: _____ Division Manager: _____ N/A</td> <td>Date: _____</td> </tr> <tr> <td>County Counselor's Office: </td> <td>Date: 7/29/20</td> </tr> <tr> <td></td> <td>Date: 7/29/20</td> </tr> </table>		Department Director: Brian D. Gaddie, P.E. Director of Public Works 	Date: 7.24.20	Finance (Budget Approval): If applicable: _____ Division Manager: _____ N/A	Date: _____	County Counselor's Office: 	Date: 7/29/20		Date: 7/29/20		
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Finance (Budget Approval): If applicable: _____ Division Manager: _____ N/A	Date: _____											
County Counselor's Office: 	Date: 7/29/20											
	Date: 7/29/20											

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.

RZ-2020-584

ATTACHMENT 1: PROPERTY DESCRIPTION

Description:

The North Half of the West Half of the Northwest Quarter of the Southwest Quarter of Section 06, Township 48, Range 29, Jackson County, Missouri. Except part in Road.

RZ-2020-584

ATTACHMENT 2: ZONING SUPPORT DOCUMENTATION

Attachments

Public Hearing Summary from July 16, 2020 Plan Commission

Staff Report

Location Map

Map showing current zoning district in area

Names/Addresses of Surrounding Property Owners

Copy of letter to said property owners

Application

Pictures of subject property

Preliminary Plat

Randy Diehl gave the staff report:

RE: RZ-2019-564

Applicant: Tim & Stacie Hunter and Zachary & Sara Rios

Location: 35705 E. R D Mize Road

Area: 09.08 acres

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

Purpose: Two lot subdivision "Hunter Meadows". Lot 2 contains an existing residence. Lot 1 is for future construction of a single family dwelling.

Current Land Use and Zoning in the Area:

The zoning in the surrounding area is agricultural. The property directly to the east was rezoned to District RE and platted into two lots in 2003.

Land use in the area is both agricultural and residential.

County Plan:

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

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

Recommendation:

Staff recommends APPROVAL of RZ-2020-584

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Mr. Antey: Are there any questions for Randy?

There were none

Mr. Antey: Is the applicant here?

Tim Hunter, 35705 E R D Mize Road

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

Mr. Hunter: No I do not.

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.

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

Discussion under advisement

Mr. Crawford moved to approve. Mr. Tarpley seconded.

Mr. Akins	Approve
Mr. Tarpley	Approve
Mr. Crawford	Approve
Mr. Haley	Approve
Mr. Hilliard	Approve
Chairman Antey	Approve

Motion Carried 6 – 0

STAFF REPORT

PLAN COMMISSION
July 16, 2020

RE: RZ-2020-584

Applicant: Tim & Stacie Hunter and Zachary & Sara Rios

Location: 35705 E. R D Mize Road

Area: 09.08 acres

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

Purpose: Two lot subdivision "Hunter Meadows". Lot 2 contains an existing residence. Lot 1 is for future construction of a single family dwelling.

Current Land Use and Zoning in the Area:

The zoning in the surrounding area is agricultural. The property directly to the east was rezoned to District RE and platted into two lots in 2003. Tract and lots sizes range from 2 acres to larger acreage tracts.

Land use in the area is both agricultural and residential.

County Plan:

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

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

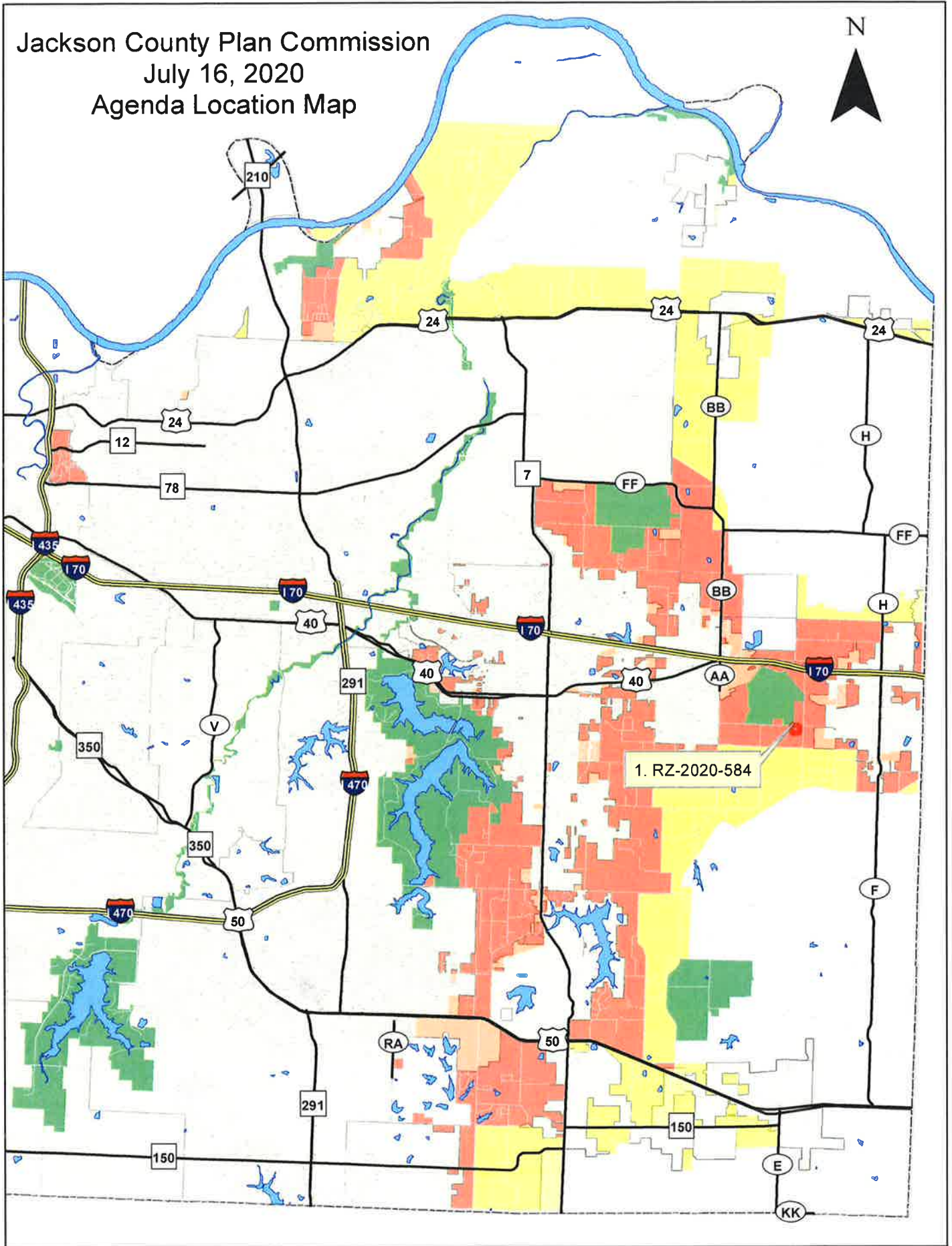
Recommendation:

Staff recommends APPROVAL of RZ-2020-584

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Jackson County Plan Commission
July 16, 2020
Agenda Location Map



1. RZ-2020-584

RZ-2020-584
Tim & Stacie Hunter
Zachary & Sara Rios



Plan Commission July 16, 2020
RZ-2020-584

Property Owners Within 185 feet

Parcel	Name	Address
39-300-02-10-00-0-00-000	CREEKMORE JOHN K & CREEKMORE CHARLES W	35606 E R D MIZE RD, OAK GROVE, MO 64075
39-300-02-03-02-0-00-000	BTC FARMS LLC	35800 E R D MIZE RD, OAK GROVE, MO 64075
39-300-03-32-00-0-00-000	CONNER JOHN W & KRISTINA L -TRUSTEES	35811 E R D MIZE RD, OAK GROVE, MO 64075
39-300-03-22-00-0-00-000	BURLESON KIMBERLY	6416 S STILLHOUSE RD, OAK GROVE, MO 64075
39-300-03-20-02-0-00-000	CHAFFEE JACK H & BARBARA D-TR	6500 S STILLHOUSE RD, OAK GROVE, MO 64075
40-100-04-01-00-0-00-000	KEEPORTS KYLE L & MEGAN E	35507 E R D MIZE RD, OAK GROVE, MO 64075
40-100-02-02-00-0-00-000	JACKSON COUNTY	415 E 12TH ST, KANSAS CITY, MO 64106
39-300-03-20-01-0-00-000	HUNTER TIMMY E & STACIE L	35705 E R D MIZE RD, OAK GROVE, MO 64075



JACKSON COUNTY Public Works Department

Jackson County Technology Center
303 West Walnut Street
Independence, Missouri 64050
jacksongov.org

(816) 881-4530
Fax: (816) 881-4448

July 1, 2020

RE: Public Hearing: RZ-2020-584
Tim & Stacie Hunter and Zachary & Sara Rios

Dear Property Owner:

You are hereby invited to participate in a public hearing to be held by the Jackson County Plan Commission on a request by Tim & Stacie Hunter and Zachary & Sara Rios for a change of zoning from District AG (Agricultural) on a 9.80 ± acre tract in District RE (Residential Estates). The purpose is to create two single family residential lots in Section 6, Township 48, Range 29 at 35705 E. R D Mize Road, Jackson County, Missouri.

Please note that this request for a change of zoning affects only the property mentioned above. Adjacent properties will not be affected by the change of zoning. Taxes are based on the land use of a property not the zoning.

You are being notified pursuant to 24003.5 Chapter 240 (Unified Development Code) of the Jackson County Code, as being an adjacent property within 185' of the subject property.

The public hearing on this matter will be held by the Plan Commission on Thursday, July 16, 2020 at 8:30 a.m. in the Large Conference Room, 2nd Floor, Historic Truman Courthouse, 112 W. Lexington, Independence, MO.

If you know of any interested party who may not have received a copy of this letter, it would be appreciated if you would inform them of the time and place of the hearing.

If you have any questions concerning this matter, please contact the Development Division at 881-4649.

Sincerely,

A handwritten signature in blue ink, appearing to read "Randy Diehl".

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Frank White, Jr., County Executive

**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- 2020- 584
Date filed 5-11-2020 Date of hearing 7-16-2020
Date advertised 7-1-2020 Date property owners notified 7-1-2020
Date signs posted 7-1-2020
Hearings: Heard by PC Date 7-16-20 Decision _____
Heard by LU Date _____ Decision _____
Heard by _____ Date _____ Decision _____

BEGIN APPLICATION HERE:

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

- a. Applicant(s) Name: Zachary & Sara Rios
Address: 35705 E R.D. Mize Rd Oak Grove MO
64075
Phone: (816) 786-4299 or (816) 665-0086
- b. Owner(s) Name: Timmy J. Stacie Hunter
Address: 35705 E R.D. Mize Rd Oak Grove MO 64075
Phone: (816) 935-0023
- c. Agent(s) Name: _____

Address: _____

Phone: _____

d. Applicant's interest in Property: _____

2. General location (Road Name) E R.D Mize Rd

3. Present Zoning Ag Requested Zoning RE

4. AREA (sq. ft. / acres) 3 acres or as close to as possible

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

6. Present Use of Property: Empty field

7. Proposed Use of Property: Single Family home

8. Proposed Time Schedule for Development: Aug 2020

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

little to none

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 Public Water Supply District 17

b. Sewage disposal _____

c. Electricity West Central

d. Fire and Police protection Sm. Valley

12. Describe existing road width and condition: 2 lane, good

13. What effect will proposed development have on existing road and traffic conditions? None current amount of traffic will remain

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)

[Signature]
Stacey Hunter

5-5-20
5/5/2020

Applicant(s):

[Signature]
[Signature]

5/5/2020
5/5/2020

Contract Purchaser(s):

STATE OF

Missouri

COUNTY OF

Lafayette

On this 5 day of May, in the year of 2020, before me

the undersigned notary public, personally appeared Tommy Hunter, Stacey Hunter,
Zachary Rios, Sara Rios

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.

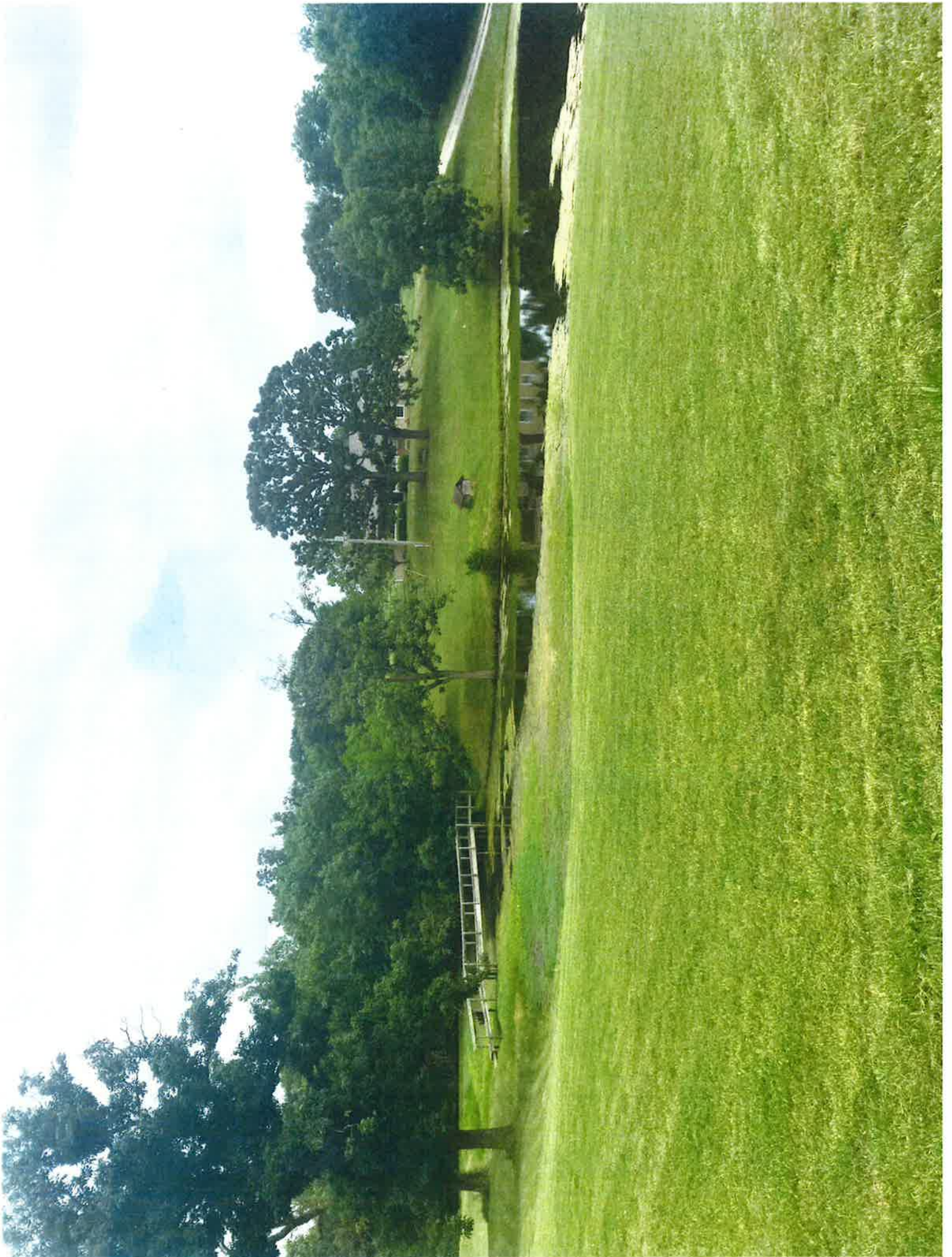
Notary Public

Candace Lena Marie Hall

Commission Expires

9/29/2023

Candace Lena Marie Hall
Notary Public-Notary Seal
STATE OF MISSOURI-LAFAYETTE COUNTY
My Commission Expires September 29, 2023
Commission # 15999901







IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 3.81± acre tract from District AG (Agricultural) to District RE (Residential Estates).

ORDINANCE NO. 5383, August 3, 2020

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) and "RE" (Residential Estates) Districts, so that there will be transferred from District AG to District RE a tract of land located in section 19, township 47, range 30, Jackson County, with a street address of 13228 S. Harris Road, Jackson County, MO, legally described as follows:

Description: That portion of the Fractional Northwest Quarter of Section 19, Township 47 North, Range 30 West of the 5th Principal Meridian, all in Jackson County Missouri and being described as follows: Commencing at the Northwest corner of the Northwest Quarter of said Section 19; Thence South 89 degrees 43 minutes 46 seconds East along the North line of said Fractional Northwest Quarter, a distance of 992.09 feet; Thence South 02 degrees 38 minutes 41 seconds West, a distance of 330.28 feet; Thence North 89 degrees 43 minutes 46 seconds West, a distance of 35.56 feet; Thence South 2 degrees 39 minutes 20 seconds West, a distance of 747.14 feet, said point being the Point of Beginning also being the Northeast corner of Lot 1, Walker Estates, a plat as recorded in the Office of the Recorder, Jackson County, Missouri, as Document No. 2010E0040556; Thence South 02 degrees 39 minutes 20 seconds West, along the East Line of said Lot 1, a distance of 238.50 feet, to a point on the North line of the South half of Fractional Northwest Quarter of said Section 19; Thence South 89 degrees 51 minutes 48 seconds East, along said North line, a distance of 696.39 feet; Thence North 02 degrees 38 minutes 41 seconds East, a distance of 238.50 feet; Thence North 89 degrees 51 minutes 48 seconds West, a distance of 696.34 feet, to the Point of Beginning.

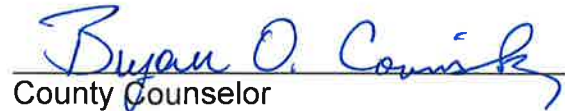
Section 2. The Legislature, pursuant to the application of Michael K. and Laurie A. Walker (RZ-2020-585), requesting the amendment embodied in this Ordinance and with notice that the Jackson County Plan Commission voted 6 to 0 to recommend APPROVAL of this application after a public hearing on July 16, 2020, does hereby 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. 5383 introduced on August 3, 2020, was duly passed on _____, 2020 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. 5383.

Date

Frank White, County Executive

REQUEST FOR LEGISLATIVE ACTION

Version 6/10/19

Completed by County Counselor's Office:

Res/Ord No.: 5383

Sponsor(s): N/A

Date: August 3, 2020

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance Project/Title: <u>Michael K & Laurie A Walker - RZ-2020-585</u>																
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="370 520 1458 703"> <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> 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:		\$
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REVIEW	<table border="1" data-bbox="349 1638 1539 1879"> <tr> <td>Department Director: Brian D. Gaddie, P.E. Director of Public Works</td> <td>Date: 7-24-20</td> </tr> <tr> <td>Finance (Budget Approval): <i>If applicable</i></td> <td>Date:</td> </tr> <tr> <td>Division Manager: <i>Bryce M. Schabo</i> N/A</td> <td>Date: 7/29/20</td> </tr> <tr> <td>County Counselor's Office: <i>Bryan Cousin</i></td> <td>Date: 7/29/20</td> </tr> </table>		Department Director: Brian D. Gaddie, P.E. Director of Public Works	Date: 7-24-20	Finance (Budget Approval): <i>If applicable</i>	Date:	Division Manager: <i>Bryce M. Schabo</i> N/A	Date: 7/29/20	County Counselor's Office: <i>Bryan Cousin</i>	Date: 7/29/20							
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Division Manager: <i>Bryce M. Schabo</i> N/A	Date: 7/29/20																
County Counselor's Office: <i>Bryan Cousin</i>	Date: 7/29/20																

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.

RZ-2020-585

ATTACHMENT 1: PROPERTY DESCRIPTION

Description:

That portion of the Fractional Northwest Quarter of Section 19, Township 47 North, Range 30 West of the 5th Principal Meridian, all in Jackson County Missouri and being described as follows: Commencing at the Northwest corner of the Northwest Quarter of said Section 19; Thence South 89 degrees 43 minutes 46 seconds East along the North line of said Fractional Northwest Quarter, a distance of 992.09 feet; Thence South 02 degrees 38 minutes 41 seconds West, a distance of 330.28 feet; Thence North 89 degrees 43 minutes 46 seconds West, a distance of 35.56 feet; Thence South 2 degrees 39 minutes 20 seconds West, a distance of 747.14 feet, said point being the Point of Beginning also being the Northeast corner of Lot 1, Walker Estates, a plat as recorded in the Office of the Recorder, Jackson County, Missouri, as Document No. 2010E0040556; Thence South 02 degrees 39 minutes 20 seconds West, along the East Line of said Lot 1, a distance of 238.50 feet, to a point on the North line of the South half of Fractional Northwest Quarter of said Section 19; Thence South 89 degrees 51 minutes 48 seconds East, along said North line, a distance of 696.39 feet; Thence North 02 degrees 38 minutes 41 seconds East, a distance of 238.50 feet; Thence North 89 degrees 51 minutes 48 seconds West, a distance of 696.34 feet, to the Point of Beginning.

RZ-2020-585

ATTACHMENT 2: ZONING SUPPORT DOCUMENTATION

Attachments

Public Hearing Summary from July 16, 2020 Plan Commission
Staff Report
Location Map
Map showing current zoning district in area
Names/Addresses of Surrounding Property Owners
Copy of letter to said property owners
Application
Pictures of subject property
Certificate of Survey

Randy Diehl gave the staff report:

RE: RZ-2020-585

Applicant: Michael K & Laurie A Walker

Location: 13228 S. Harris Road

Area: 3.81 ± acres

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

Purpose: To join the 3.81 ± acres into Lot 1, Walker Estates and create a single contiguous lot.

Current Land Use and Zoning in the Area:

Surrounding land use is agricultural or residential tracts.

The zoning in the immediate area is Agricultural, except for the applicants existing lot, which is in District RE, and Rhodus Acres directly south of this request, which is in District RR (Residential Ranchette).

The applicant has purchased an additional 3.81 acres east of and adjacent their lot and is wishing to join it into the existing 5 acres lot. By rezoning and platting, this brings the 3.81 into compliance with the Unified Development Code (UDC) and creates a single 8.81 acre tract.

County Plan:

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

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

Recommendation:

Staff recommends APPROVAL of RZ-2020-585

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Mr. Antey: Are there any questions for Randy?

There were none

Mr. Antey: Is the applicant here?

Michael Walker, 13328 S. Harris Road

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

Mr. Walker: No, Is pretty much covered everything.

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.

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

Discussion under advisement

Mr. Akins moved to approve. Mr. Tarpley seconded.

Mr. Akins	Approve
Mr. Tarpley	Approve
Mr. Crawford	Approve
Mr. Haley	Approve
Mr. Hilliard	Approve
Chairman Antey	Approve

Motion Carried 6 – 0

STAFF REPORT

**PLAN COMMISSION
July 16, 2020**

RE: RZ-2020-585

Applicant: Michael K & Laurie A Walker
Location: 13228 S. Harris Road
Area: 3.81 ± acres
Request: Change of zoning from District AG (Agricultural) to District RE (Residential Estates)
Purpose: To join the 3.81 ± acres into Lot 1, Walker Estates and create a single contiguous lot.

Current Land Use and Zoning in the Area:

Surrounding land use is agricultural or residential tracts.

The zoning in the immediate area is Agricultural, except for the applicants existing lot, which is in District RE, and Rhodus Acres directly south of this request, which is in District RR (Residential Ranchette).

The applicant has purchased an additional 3.81 acres east of and adjacent their lot and is wishing to join it into the existing 5 acres lot. By rezoning and platting, this brings the 3.81 into compliance with the Unified Development Code (UDC) and creates a single 8.81 acre tract.

County Plan:

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

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

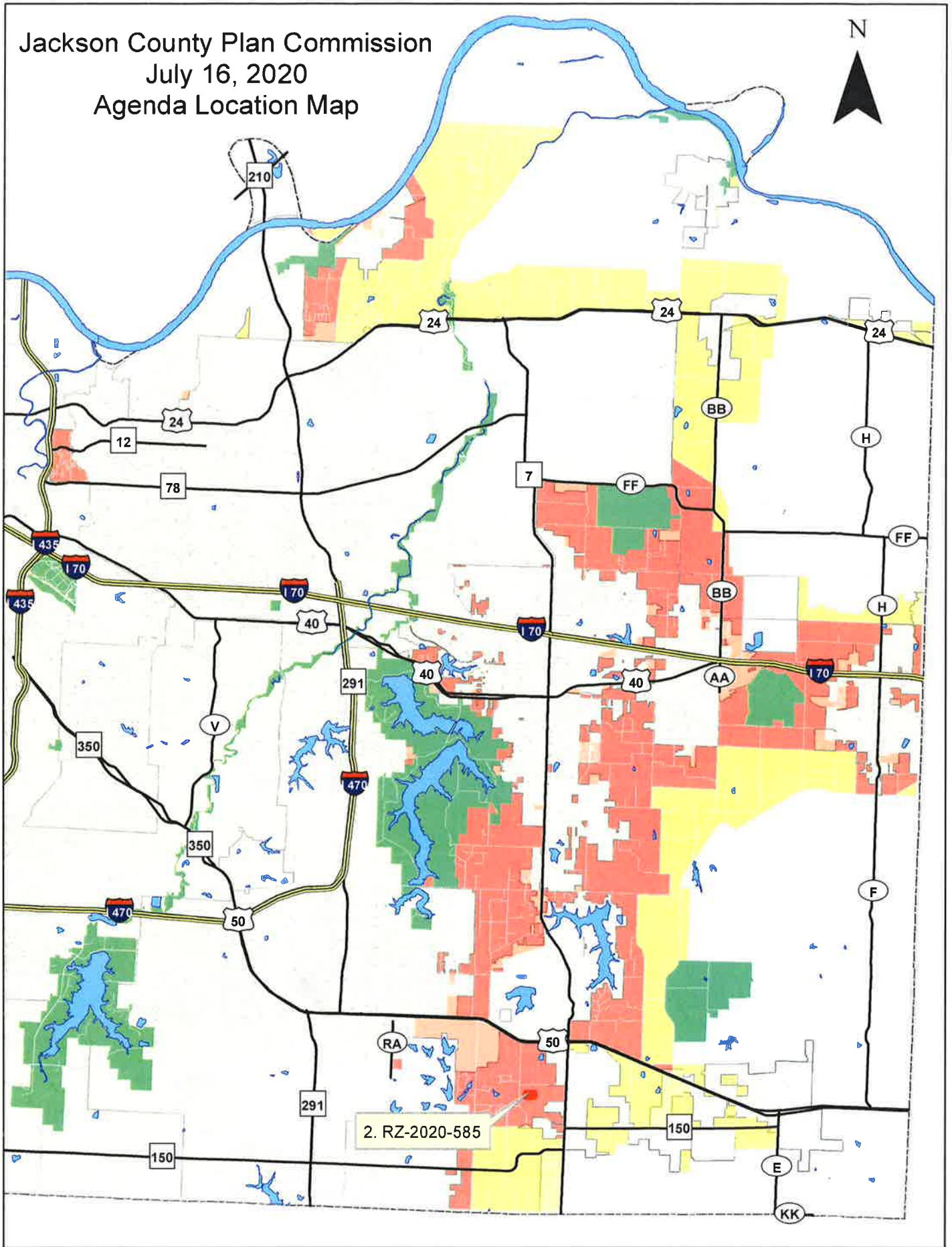
Recommendation:

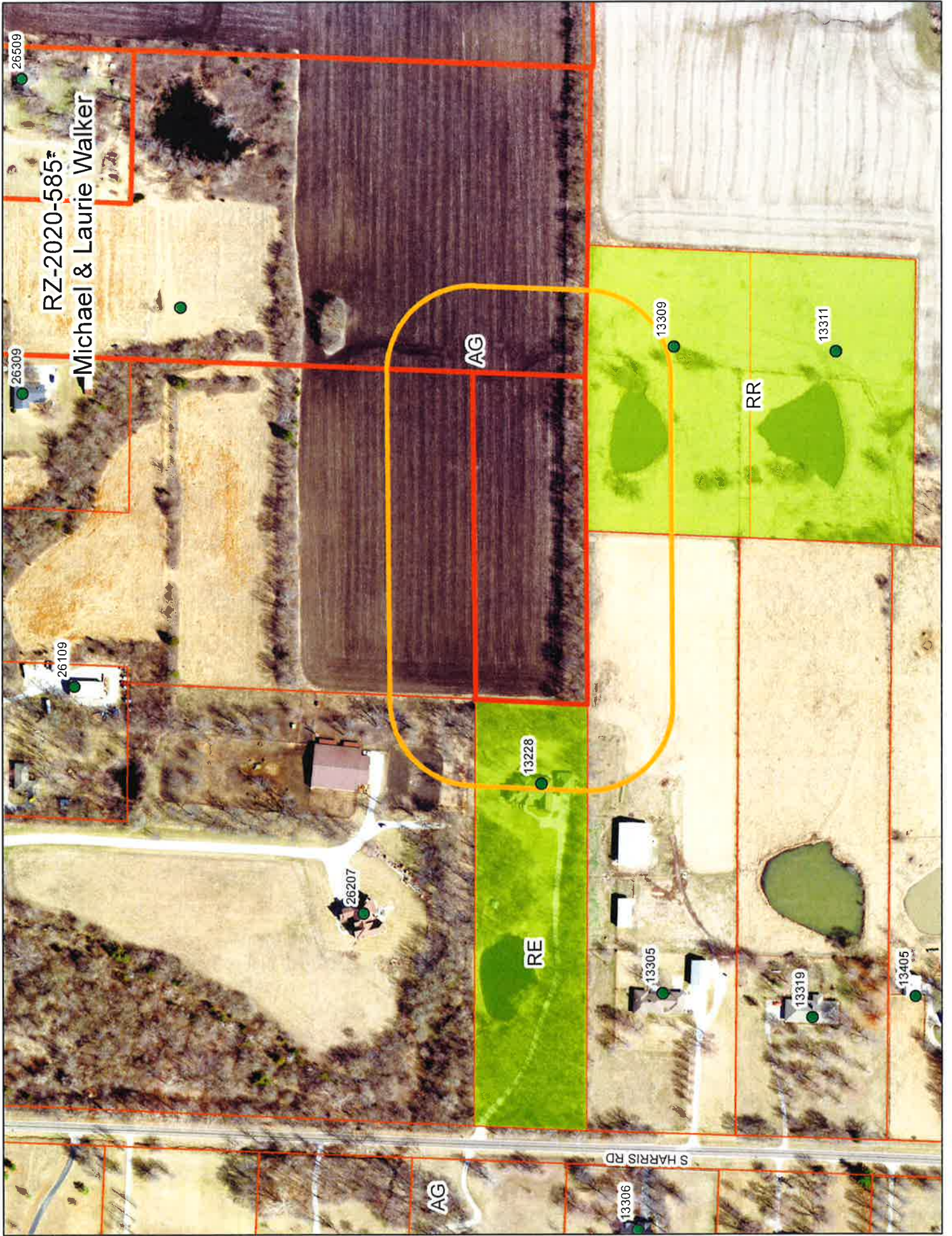
Staff recommends APPROVAL of RZ-2020-585

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Jackson County Plan Commission
July 16, 2020
Agenda Location Map





RZ-2020-585

Michael & Laurie Walker

26509

26309

26109

26207

AG

AG

RE

13228

13306

13305

13309

RR

13311

13319

13405

S HARRIS RD

Plan Commission July 16, 2020
RZ-2020-584

Property Owners Within 185 feet

Name	Name	Address	City	State	Zip
72-300-02-11-00-0-00-000	HILL PHILLIP E & NANCY J	26207 HERRING RD	GREENWOOD	MO	64034
72-300-02-03-02-7-00-000	FREED JOSEPH E & AUSTIN-TRUSTEES	13305 S HARRIS RD	GREENWOOD	MO	64034
72-300-02-09-00-0-00-000	BRAMMER ROBERTA LEE TRUST	13405 S HARRIS RD	GREENWOOD	MO	64034
72-300-02-01-01-1-00-000	EAGLEBURGER BILL B & JANIS G	28010 E LONE JACK LEES SUMMIT RD	LEE'S SUMMIT	MO	64086
72-300-02-08-00-0-00-000	WALKER MICHAEL K & LAURIE A-TRUSTEES	13228 S HARRIS RD	GREENWOOD	MO	64034



JACKSON COUNTY Public Works Department

Jackson County Technology Center
303 West Walnut Street
Independence, Missouri 64050
jacksongov.org

(816) 881-4530
Fax: (816) 881-4448

July 1, 2020

RE: Public Hearing: RZ-2020-585
Michael K & Laurie A Walker

Dear Property Owner:

You are hereby invited to participate in a public hearing to be held by the Jackson County Plan Commission on a request by Michael K & Laurie A Walker for a change of zoning from District AG (Agricultural) on a 3.81 ± acre tract to District RE (Residential Estates). The purpose is to join the 3.81 ± acres into Lot 1, Walker Estates and create a single contiguous lot at 13228 S. Harris Road, Jackson County, Missouri. Missouri.

Please note that this request for a change of zoning affects only the property mentioned above. Adjacent properties will not be affected by the change of zoning. Taxes are based on the land use of a property not the zoning.

You are being notified pursuant to 24003.5 Chapter 240 (Unified Development Code) of the Jackson County Code, as being an adjacent property within 185' of the subject property.

The public hearing on this matter will be held by the Plan Commission on Thursday, July 16, 2020 at 8:30 a.m. in the Large Conference Room, 2nd Floor, Historic Truman Courthouse, 112 W. Lexington, Independence, MO.

If you know of any interested party who may not have received a copy of this letter, it would be appreciated if you would inform them of the time and place of the hearing.

If you have any questions concerning this matter, please contact the Development Division at 881-4649.

Sincerely,

A handwritten signature in blue ink, appearing to read "Randy Diehl".

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Frank White, Jr., County Executive

**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 2020-585
Date filed 6-9-20 Date of hearing 7-16-20
Date advertised 7-1-20 Date property owners notified ~~7-1-20~~ 7-1-20
Date signs posted 7-1-20
Hearings: Heard by PC Date 7-16 Decision _____
Heard by LU Date _____ Decision _____
Heard by _____ Date _____ Decision _____

BEGIN APPLICATION HERE:

1. **Data on Applicant(s) and Owner(s):**
 - a. Applicant(s) Name: Matthew J. Schlicht
Address: 50 SE 30th Street
Lee's Summit MO 64082
Phone: 816-623-9888
 - b. Owner(s) Name: Michael K & Laurie A Walker
Address: 13228 S Harris Rd
Phone: 816-591-5040
 - c. Agent(s) Name: _____

Address: _____

Phone: _____

d. Applicant's interest in Property: SURVEYOR

2. General location (Road Name) 13228 S. HARRIS RD

3. Present Zoning AG Requested Zoning RE

4. AREA (sq. ft. / acres) 794,055.67 SQ. FT./18.23 ACRES

*3.81±
ACRES*

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

ATTACHED

6. Present Use of Property: AGRICULTURE

7. Proposed Use of Property: SINGLE FAMILY RESIDENTIAL

8. Proposed Time Schedule for Development: _____

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

N/A

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 PUBLIC

b. Sewage disposal SEPTIC

c. Electricity

d. Fire and Police protection PRAIRIE

12. Describe existing road width and condition: HERRING ROAD- 60';R/W-GOOD

13. What effect will proposed development have on existing road and traffic conditions? N/A

14. Are any state, federal, or other public agencies approvals or permits required for the proposed development? N/A

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)

Michael Walker
Laurie A Walker

6-15-20

6-15-20

Applicant(s):

Contract Purchaser(s):

STATE OF

Missouri

COUNTY OF

Jackson

On this 15th day of June, in the year of 2020, before me the undersigned notary public, personally appeared Michael Walker, Laurie Walker

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.

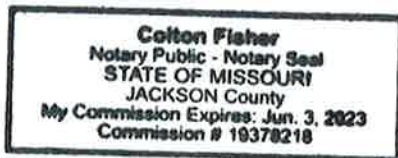
In witness whereof, I hereunto set my hand and official seal.

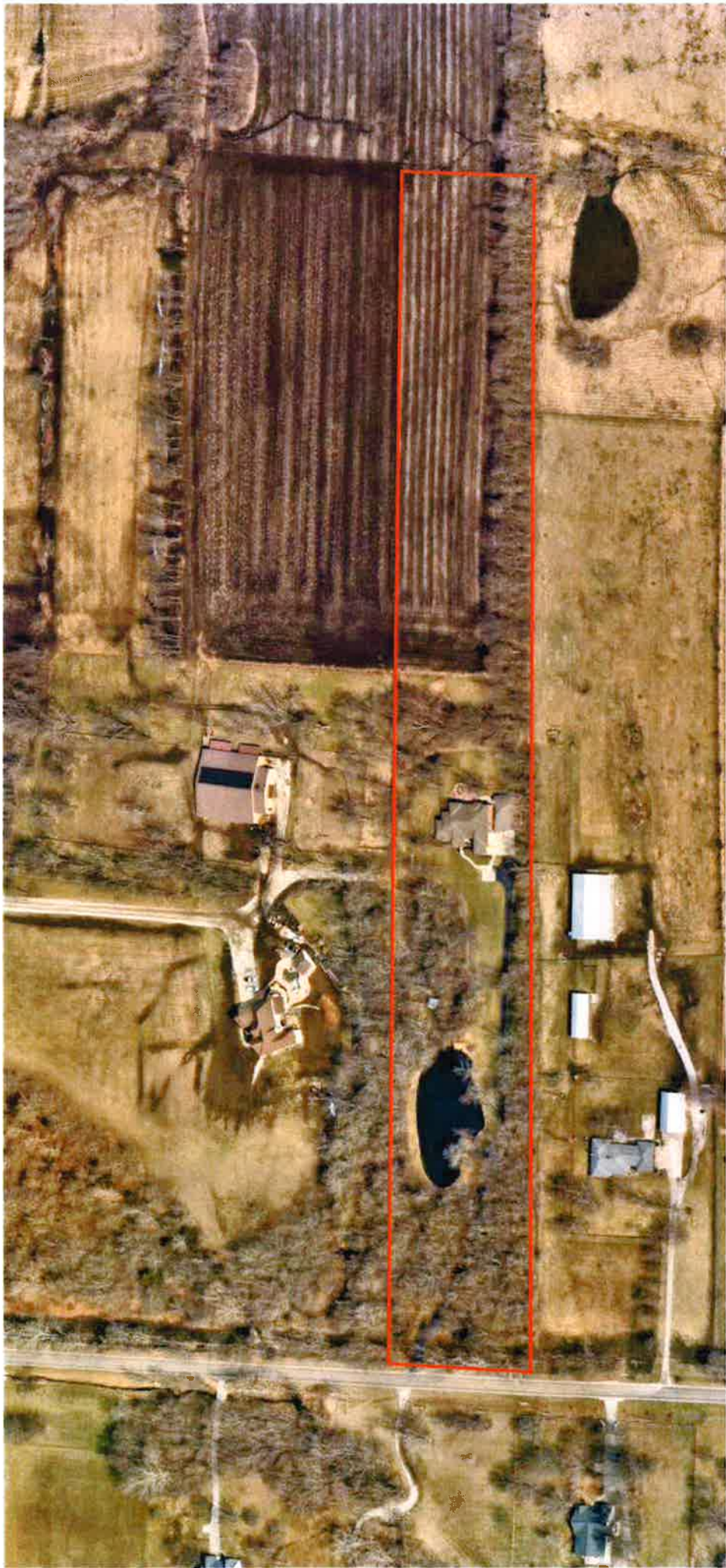
Notary Public

Colton Fisher

Commission Expires

June 3rd 2023





IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 6.64± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

ORDINANCE NO. 5384, August 3, 2020

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) and "RR" (Residential Ranchette) Districts, so that there will be transferred from District AG to District RR a tract of land located in section 16, township 47, range 30, Jackson County, with a street address of 29404 E. Old 50 Highway, Jackson County, MO, legally described as follows:

Description: That portion of the Northwest Quarter of Section 16, Township 48 North, Range 30 West of the 5th Principal Meridian, all in Jackson County Missouri and being described as follows: Commencing at the Southeast corner of the Northwest Quarter of said Section 16; Thence South 89 degrees 59 minutes 09 seconds West along the South line of said Northwest Quarter, a distance of 1322.85 feet; thence North 02 degrees 07 minutes 21 seconds East, a distance of 1077.28 feet; thence North 67 degrees 21 minutes 16 seconds West, a distance of 254.63 feet, to the Point of Beginning; thence continuing North 67 degrees 21 minutes 16 seconds West, a distance of 346.40 feet; Thence South 22 Degrees 38 minutes 44 seconds West, 764.47 feet; thence South 45 degrees, 11 minutes, 16 seconds East, 374.05 feet; thence North 22 degrees, 38 minutes, 44 seconds East, 905.60 feet to the Point of Beginning.

Section 2. The Legislature, pursuant to the application of Aileene Peery Trust (RZ-2020-586), requesting the amendment embodied in this Ordinance and with notice that the Jackson County Plan Commission voted 6 to 0 to recommend APPROVAL of this

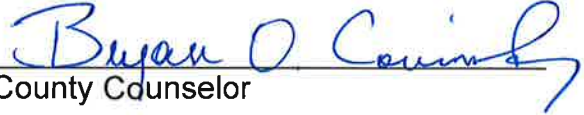
application after a public hearing on July 16, 2020, does hereby adopt this Ordinance pursuant to the Jackson County Charter authorizing the Legislature to exercise legislative power pertaining to planning and zoning.

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. 5384 introduced on August 3, 2020, was duly passed on _____, 2020 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. 5384.

Date

Frank White, County Executive

REQUEST FOR LEGISLATIVE ACTION

Version 6/10/19

Completed by County Counselor's Office:

Res/Ord No.: 5384

Sponsor(s): N/A

Date: August 3, 2020

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance Project/Title: <u>Aileene Peery Trust - RZ-2020-586</u>															
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td></td> <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> 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:		\$
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	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 6.64 ± acre platted lot to District RR (Residential Ranchette). The purpose is to create a single family residential lot in Section 16, Township 47, Range 30 at 29404 E. Old 50 Highway, Jackson County, Missouri. 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 held a public hearing on July 16, 2020 and accepted testimony pertaining to the rezoning request. The Plan Commission voted 6 to 0 to recommend APPROVAL 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)															
COMPLIANCE	<input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals <input type="checkbox"/> VBE Goals															
ATTACHMENTS	Attachment 1: Property Description. Attachment 2: Zoning Support Documents															
REVIEW	<table border="1"> <tr> <td>Department Director: Brian D. Gaddie, P.E. <i>Director of Public Works</i></td> <td>Date: 7.24.20</td> </tr> <tr> <td>Finance (Budget Approval): <i>N/A</i></td> <td>Date:</td> </tr> <tr> <td><i>Aug M. Schult</i> Division Manager</td> <td>Date: 7/29/20</td> </tr> <tr> <td>County Counselor's Office: <i>Bryan County</i></td> <td>Date: 7/29/20</td> </tr> </table>	Department Director: Brian D. Gaddie, P.E. <i>Director of Public Works</i>	Date: 7.24.20	Finance (Budget Approval): <i>N/A</i>	Date:	<i>Aug M. Schult</i> Division Manager	Date: 7/29/20	County Counselor's Office: <i>Bryan County</i>	Date: 7/29/20							
Department Director: Brian D. Gaddie, P.E. <i>Director of Public Works</i>	Date: 7.24.20															
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<i>Aug M. Schult</i> Division Manager	Date: 7/29/20															
County Counselor's Office: <i>Bryan County</i>	Date: 7/29/20															

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.

RZ-2020-586

ATTACHMENT 1: PROPERTY DESCRIPTION

Description:

That portion of the Northwest Quarter of Section 16, Township 48 North, Range 30 West of the 5th Principal Meridian, all in Jackson County Missouri and being described as follows: Commencing at the Southeast corner of the Northwest Quarter of said Section 16; Thence South 89 degrees 59 minutes 09 seconds West along the South line of said Northwest Quarter, a distance of 1322.85 feet; thence North 02 degrees 07 minutes 21 seconds East, a distance of 1077.28 feet; thence North 67 degrees 21 minutes 16 seconds West, a distance of 254.63 feet, to the Point of Beginning; thence continuing North 67 degrees 21 minutes 16 seconds West, a distance of 346.40 feet; Thence South 22 Degrees 38 minutes 44 seconds West, 764.47 feet; thence South 45 degrees, 11 minutes, 16 seconds East, 374.05 feet; thence North 22 degrees, 38 minutes, 44 seconds East, 905.60 feet to the Point of Beginning.

RZ-2020-586

ATTACHMENT 2: ZONING SUPPORT DOCUMENTATION

Attachments

Public Hearing Summary from July 16, 2020 Plan Commission
Staff Report
Location Map
Map showing current zoning district in area
Names/Addresses of Surrounding Property Owners
Copy of letter to said property owners
Application
Pictures of subject property
Certificate of Survey

Randy Diehl gave the staff report:

RE: RZ-2020-586

Applicant: Aileene Peery Trust

Location: 29404 E. Old 50 Highway

Area: 6.64 ± acres

Request: Change of zoning from District AG (Agricultural) to District RR (Residential Ranchette)

Purpose: To create single family residential lot.

Current Land Use and Zoning in the Area:

Surrounding land use is agricultural or residential tracts.

The zoning in the area is both agricultural and residential with single family homes on larger acreage tracts.

To the East is Homestead Acres, rezoned this year to District RR, for two single family residential lots. To the north across 50 Highway is Eagle Crest Estates within District RE (Residential Estates).

The City of Lake Lotawana is south of Old 50 Highway.

The applicant sold off 10 acres of a 15 acre tract directly to the East of this request. The remaining acreage is to be sold and needs to be in compliance with the UDC in order to be developed for a residence.

County Plan:

The County Plan Development Diagram illustrates this area within the Suburban Development Tier (SDT).

The Residential Ranchette is appropriate for the Suburban Development Tier.

Recommendation:

Staff recommends APPROVAL of RZ-2020-586

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Mr. Antey: Are there any questions for Randy?

There were none

Mr. Antey: Is the applicant here?

Anna Nicoletta, 1550 SW Market St, Lee's Summit.

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

Ms. Nicoletta: No, I do not.

Mr. Antey: So you're going to build a house that fronts on Old 50.

Ms. Nicoletta: I'm not sure about the future plans. We represent the seller.

Mr. Diehl: Access will be onto Old 50 Highway. Access onto 50 Highway is controlled by the Missouri Department of Transportation. Direct access onto the Highway would probably be denied. It is a limited access Highway. We will place a note on the plat stating access to 50 Highway is controlled by MoDOT.

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.

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

Discussion under advisement

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

Mr. Akins	Approve
Mr. Tarpley	Approve
Mr. Crawford	Approve
Mr. Haley	Approve
Mr. Hilliard	Approve
Chairman Antey	Approve

Motion Carried 6 – 0

STAFF REPORT

PLAN COMMISSION

July 16, 2020

RE: RZ-2020-586

Applicant: Aileene Peery Trust

Location: 29404 E. Old 50 Highway

Area: 6.64 ± acres

Request: Change of zoning from District AG (Agricultural) to District RR (Residential Ranchette)

Purpose: To create single family residential lot.

Current Land Use and Zoning in the Area:

Surrounding land use is agricultural or residential tracts.

The zoning in the area is both agricultural and residential with single family homes on larger acreage tracts.

To the East is Homestead Acres, rezoned this year to District RR, for two single family residential lots. To the north across 50 Highway is Eagle Crest Estates within District RE (Residential Estates).

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County Plan:

The County Plan Development Diagram illustrates this area within the Suburban Development Tier (SDT).

The Residential Ranchette is appropriate for the Suburban Development Tier.

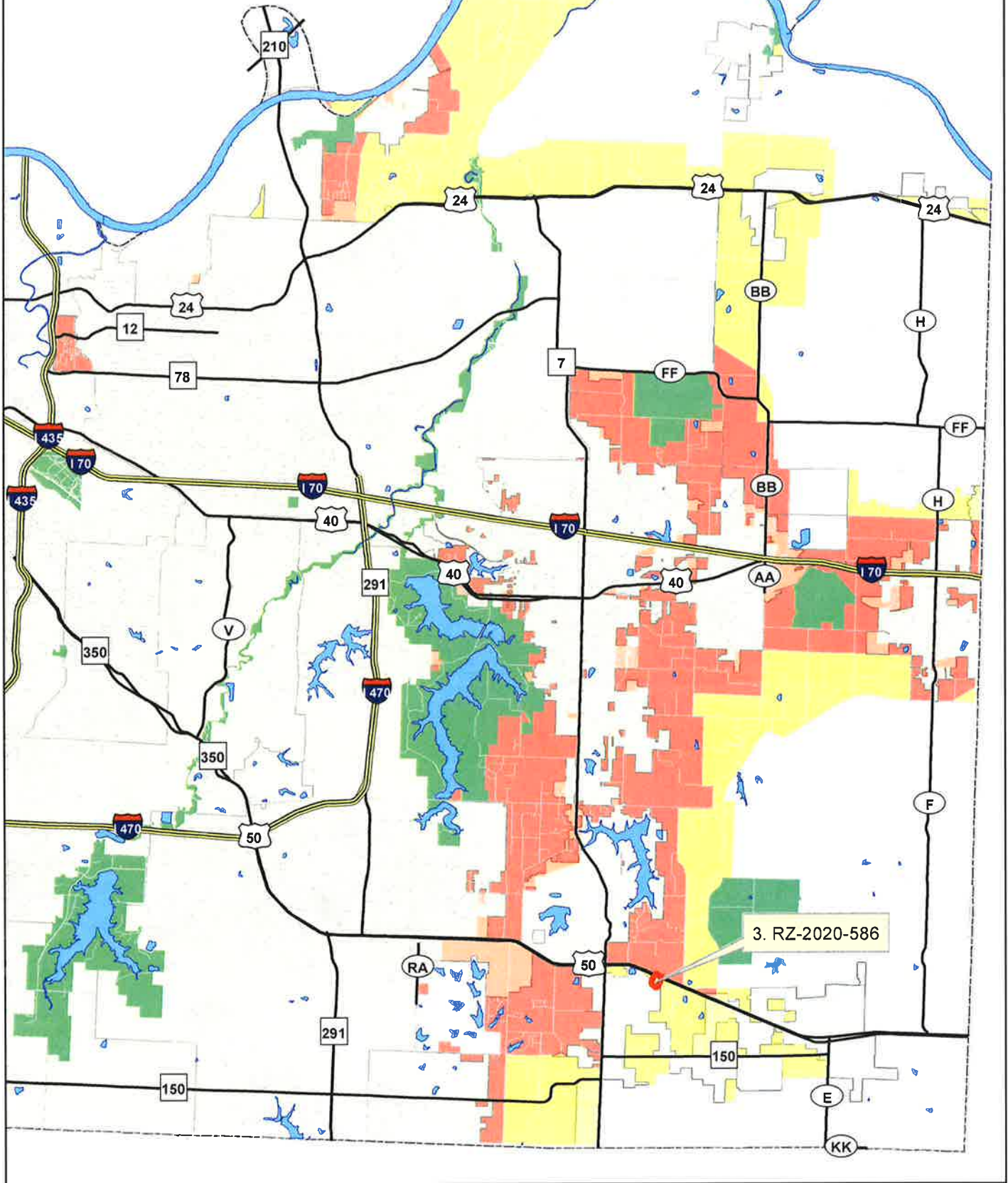
Recommendation:

Staff recommends APPROVAL of RZ-2020-586

Respectfully submitted,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Jackson County Plan Commission
July 16, 2020
Agenda Location Map



RZ-2020-586
Aileene Perry Trust

29602

RE

E US 50 HWY WB
E US 50 HWY EB

29210

E OLD US 50 HWY

29302

29500

AG

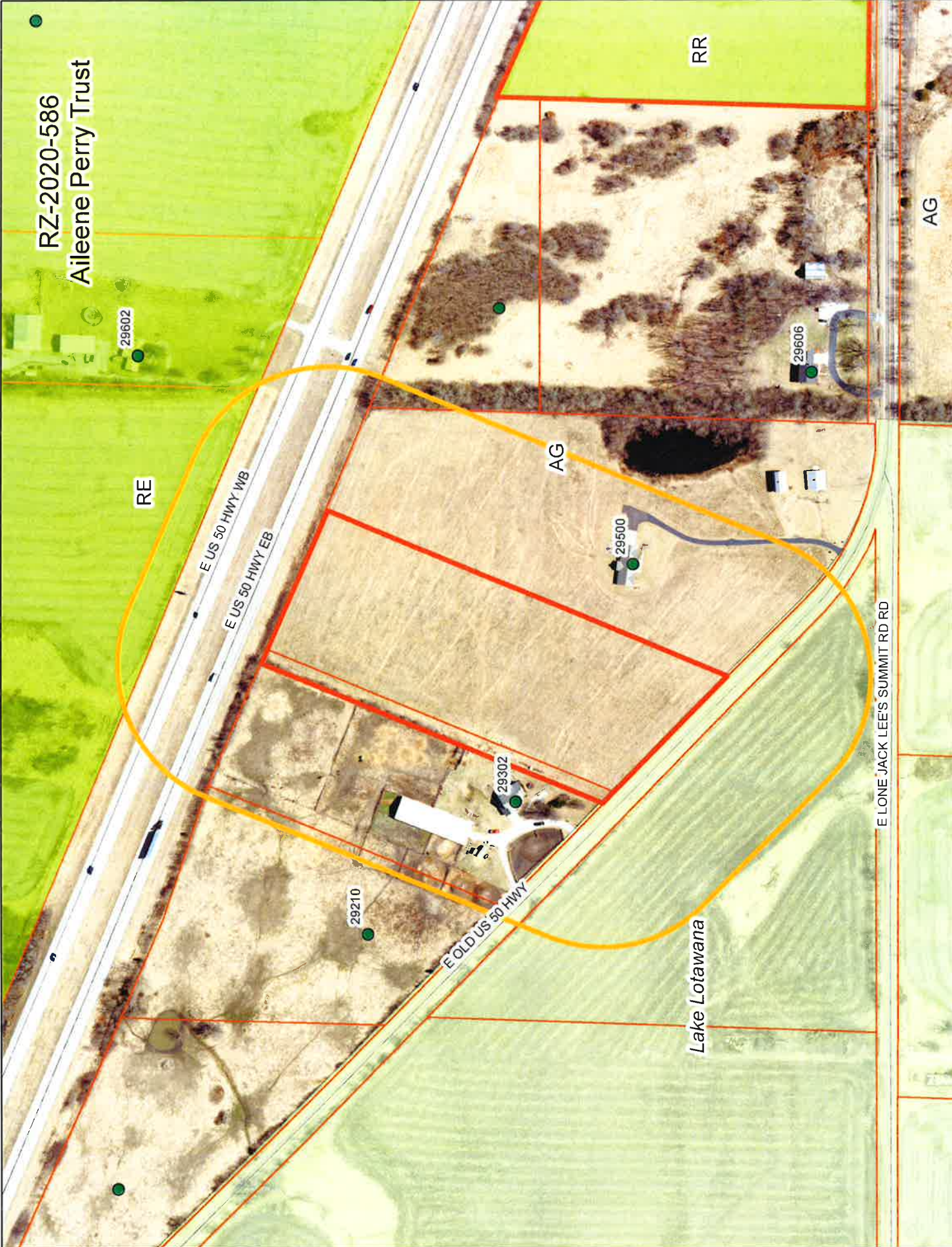
Lake Lotawana

29606

RR

AG

E LONE JACK LEES SUMMIT RD RD



Plan Commission July 16, 2020

RZ-2020-586

Property Owners Within 300 feet

Name	Name	Address	City	State	Zip
59-700-02-04-02-1-00-000	PEERY DARIN LYNN	29606 OLD 50 HWY	LEE'S SUMMIT	MO	64086
59-700-02-02-00-0-00-000	LASCUOLA SALVATORE A	430 NE LANDINGS DR	LEE'S SUMMIT	MO	64064
59-700-02-08-03-0-00-000	PEERY THOMAS L & MELISSA	29302 OLD 50 HWY	LEE'S SUMMIT	MO	64086
59-700-02-08-02-0-00-000	PEERY THOMAS L & MELISSA	29302 OLD 50 HWY	LEE'S SUMMIT	MO	64086
59-700-02-05-00-0-00-000	SALLEE RANDALL W & LINDA K-TRUSTEES	28701 E OLD 50 HW	LEE'S SUMMIT	MO	64086
72-300-02-08-00-0-00-000	ANDERSON MALINDA-TRUSTEE	26814 W ORAIBI DR	BUCKEYE	AZ	85396



JACKSON COUNTY Public Works Department

Jackson County Technology Center
303 West Walnut Street
Independence, Missouri 64050
jacksongov.org

(816) 881-4530
Fax: (816) 881-4448

July 1, 2020

RE: Public Hearing: RZ-2020-586
Aileene Peery Trust

Dear Property Owner:

You are hereby invited to participate in a public hearing to be held by the Jackson County Plan Commission on a request by Aileene Peery Trust for a change of zoning from District AG (Agricultural) on a 6.64 ± acre tract to District RR (Residential Ranchette). The purpose is to create a single family residential lot in Section 16, Township 47, Range 30 at 29404 E. Old 50 Highway, Jackson County, Missouri.

Please note that this request for a change of zoning affects only the property mentioned above. Adjacent properties will not be affected by the change of zoning. Taxes are based on the land use of a property not the zoning.

You are being notified pursuant to 24003.5 Chapter 240 (Unified Development Code) of the Jackson County Code, as being an adjacent property within 300' of the subject property.

The public hearing on this matter will be held by the Plan Commission on Thursday, July 16, 2020 at 8:30 a.m. in the Large Conference Room, 2nd Floor, Historic Truman Courthouse, 112 W. Lexington, Independence, MO.

If you know of any interested party who may not have received a copy of this letter, it would be appreciated if you would inform them of the time and place of the hearing.

If you have any questions concerning this matter, please contact the Development Division at 881-4649.

Sincerely,

Jackson County Public Works
Development Division
Randy Diehl, Administrator

Frank White, Jr., County Executive

**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- 2020 - 586
Date filed 6-23-20 Date of hearing 7-16-20
Date advertised 7-1-20 Date property owners notified 7-1-20
Date signs posted 7-1-20
Hearings: Heard by PC Date 7-16-20 Decision _____
Heard by LU Date _____ Decision _____
Heard by LC Date _____ Decision _____

BEGIN APPLICATION HERE:

1. **Data on Applicant(s) and Owner(s):**
 - a. Applicant(s) Name: J. Aileene Peery
Address: 29500 E Old Us 50 Hwy
Lee's Summit, MO 64086
Phone: 913-219-9079
 - b. Owner(s) Name: J. Aileene Peery Revocable Trust (Malinda Anderson - DPOA)
Address: 29500 E Old US 50 HWY Lee's Summit, MO 64086
Phone: 913-219-9079
 - c. Agent(s) Name: Malinda Anderson (DPOA)

Address: 26814 W. Oraibi Drive Buckeye, AZ 85396

Phone: 913-219-9079

d. Applicant's interest in Property: Owners Durable Power of Attorney

2. General location (Road Name) E Old US 50 HWY

3. Present Zoning Agriculture Requested Zoning Residential Ranchette

4. AREA (sq. ft. / acres) 5.75 acres

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

See attached Preliminary Plat provided by Henley Survey. 5.75 acres is being remove

Total parcel of 15.75 acres for the purpose of 1 lot for 1 future primary residence.

6. Present Use of Property: Hay Production - Agriculture

7. Proposed Use of Property: Rural Ranchette - 1 Primary Residence

8. Proposed Time Schedule for Development: Future New Owner currently under contract has plans to build 1 primary residence for their family within 1-3 years.

9. What effect will your proposed development have on the surrounding properties?
New Homes will add value to surrounding properties.

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? No

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

a. Water Lee's Summit PWD #15 - 1 Water Tap to be installed

b. Sewage disposal Private Disposal (Septic to be installed)

c. Electricity Evergy - 1 meter to be installed

d. Fire and Police protection Lee's Summit & Jackson County Sheriff & FD

12. Describe existing road width and condition: Standard 2 lane blacktop with no shoulders

13. What effect will proposed development have on existing road and traffic conditions? Traffic increase will be barely noticeable since only 1 residence is being added to the 5.75 acre parcel.

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.

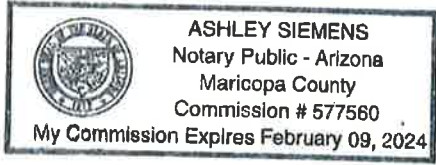
Signature	Date
Property Owner(s) <u>J. Aileen Perry Revocable Trust</u> <u>by Malinda Anderson</u> <u>D/OA</u>	<u>6/19/2020</u>
Applicant(s): <u>J. Aileen Perry Revocable Trust</u> <u>by Malinda Anderson D/OA</u>	<u>6/19/2020</u>
Contract Purchaser(s): _____	_____

STATE OF ARIZONA
COUNTY OF MARICOPA

On this 19 day of JUNE, in the year of 2020, before me the undersigned notary public, personally appeared MALINDA ANDERSON,
DURABLE POWER OF ATTORNEY FOR J. AILEENE PERRY
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 Siemens Commission Expires 09 FEB 2024









IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE appropriating \$2,000.00 from the undesignated fund balance of the 2020 Park Fund in acceptance of a donation from Barbara Garwood and Kathy Flaherty to the Parks + Rec Department, to be used for a new commemorative park bench at Lake Jacomo.

ORDINANCE NO. 5385, August 3, 2020

INTRODUCED BY Crystal Williams, County Legislator

WHEREAS, Barbara Garwood and Kathy Flaherty has donated funds in the amount of \$2,000.00 to be used for a new commemorative park bench for use by the Parks + Rec Department at Lake Jacomo; and,

WHEREAS, an appropriation is necessary to place the donated funds in the proper spending account, so that the funds may be used for the stated purpose; now therefore,

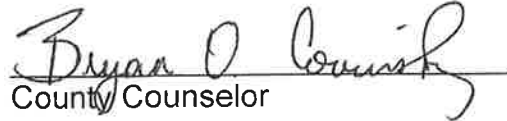
BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation from the undesignated fund balance of the 2020 Park Fund be and hereby is made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Park Fund 003-9999	47960 – Misc. Donations	\$2,000	
003-9999	32810- Undesignated Fund Balance		\$2,000
003-9999	32810- Undesignated Fund Balance	\$2,000	
Construction Services 003-1608	58060- Other Improvements		\$1,000
003-1608	58170- Other Equipment		\$1,000

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. 5385, introduced on August 3, 2020, was duly passed on _____, 2020 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.5385.

Date

Frank White, Jr., County Executive

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

ACCOUNT NUMBER: 003 9999 32810
ACCOUNT TITLE: Park Fund
Undesignated Fund Balance
NOT TO EXCEED: \$2,000.00

7-29-2020
Date


Chief Administrative Officer

REQUEST FOR LEGISLATIVE ACTION

Version 6/10/19

Completed by County Counselor's Office:

Res/Ord No.: 5385

Sponsor(s): Crystal Williams

Date: August 3, 2020

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance Project/Title: Acknowledge and Appropriate Donations for Jackson County Park Improvements																		
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;">\$2,000.00</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 style="text-align: right;">\$2,000.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$</td> </tr> <tr> <td colspan="2">Source of funding (name of fund) and account code number:</td> </tr> <tr> <td>FROM ACCT: Park Fund 003-9999-47960</td> <td style="text-align: right;">FROM ACCT: \$2,000.00</td> </tr> <tr> <td>TO ACCT: Park Fund 003-1608-58060</td> <td style="text-align: right;">TO ACCT: \$1,000.00</td> </tr> <tr> <td>-AND-</td> <td></td> </tr> <tr> <td>Park Fund 003-1608-58170</td> <td style="text-align: right;">TO ACCT: \$1,000.00</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> OTHER FINANCIAL INFORMATION: <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: _____ Prior Year Budget (if applicable): _____ Prior Year Actual Amount Spent (if applicable): _____	Amount authorized by this legislation this fiscal year:	\$2,000.00	Amount previously authorized this fiscal year:		Total amount authorized after this legislative action:	\$2,000.00	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number:		FROM ACCT: Park Fund 003-9999-47960	FROM ACCT: \$2,000.00	TO ACCT: Park Fund 003-1608-58060	TO ACCT: \$1,000.00	-AND-		Park Fund 003-1608-58170	TO ACCT: \$1,000.00
Amount authorized by this legislation this fiscal year:	\$2,000.00																		
Amount previously authorized this fiscal year:																			
Total amount authorized after this legislative action:	\$2,000.00																		
Amount budgeted for this item * (including transfers):	\$																		
Source of funding (name of fund) and account code number:																			
FROM ACCT: Park Fund 003-9999-47960	FROM ACCT: \$2,000.00																		
TO ACCT: Park Fund 003-1608-58060	TO ACCT: \$1,000.00																		
-AND-																			
Park Fund 003-1608-58170	TO ACCT: \$1,000.00																		
PRIOR LEGISLATION	Prior ordinances and (date): _____ Prior resolutions and (date): _____																		
CONTACT INFORMATION	RLA drafted by (name, title, & phone): Brian Nowotny, Deputy Director, Park Operations (816) 503-4803																		
REQUEST SUMMARY	Requesting \$2,000.00 to be appropriated in acceptance of proceeds from donations from Barbara Garwood and Kathy Flaherty, for a commemorative park benches to be placed at Lake Jacomo.																		
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)																		
COMPLIANCE	<input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals <input type="checkbox"/> VBE Goals																		
ATTACHMENTS	check copies																		

REVIEW	Department Director: <i>Michele Newman</i>	Date: 7/9/2020
	Finance (Budget Approval): <i>If applicable</i>	APPROVED By Mark Lang at 12:03 pm, Jul 28, 2020
	Division Manager: <i>Chief Administrative Officers</i> <i>T. G. Smith</i>	Date: 7-29-2020
	County Counselor's Office: <i>Bryan Coombs</i>	Date: 7/29/20

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:
003-9999-47960	Park Fund – Donations	\$2,000

- 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.



Jackson County Parks + Rec Commemorative Bench Program Creating special spaces to reflect, relax and rejuvenate

Contact Form

(Please print)

Donor Name Kathy E. Aherty Phone [REDACTED]
Address: [REDACTED]
and Street City State Zip
Email: [REDACTED]

Bench Options:

1. Standard Bench @ \$1000 Q OR 2. Premium Bench @ \$2500 _____

Requested Park Location:

1st Choice Open space by Park & Rec office
2nd Choice _____

Plaque Inscription (limit 36 characters per line):

1. In Loving Memory of
2. G. Travis Elliott 12.31.72-6.15.18 &
3. Dustin Lee Elliott 2.19.80-4.14.19
4. _____

Make check payable to
Jackson County Parks + Rec

Mail to: Jackson County Parks + Rec
ATTN: Commemorative Bench Program
22807 Woods Chapel Road
Blue Springs, MO 64015
(816) 503-4805

PAUL A FLAHERTY
KATHRYN M FLAHERTY

18-1/1010

119



DATE July 9, 2020

Jackson County Parks and Rec \$ 1000⁰⁰
PAY TO THE ORDER OF
One thousand and no/100



Commerce Bank
Lenexa, Kansas 66215 474
www.commercebank.com

MEMO

Park Bench

Paul A Flaherty





Jackson County Parks + Rec
Commemorative Bench Program
Creating special spaces to reflect, relax and rejuvenate

Contact Form

(Please print)

Donor Name Barbara Garwood Phone [REDACTED]
Address: [REDACTED]
and Street City State Zip
Email: [REDACTED]

Bench Options:

1. Standard Bench @ \$1000 OR 2. Premium Bench @ \$2500

Requested Park Location:

1st Choice left of current benches at Admin. Building
2nd Choice (marked last week)

Plaque Inscription (limit 36 characters per line):

1. Remembered with love
2. James L. Garwood
3. Find Peace in the Wind and Water
4. _____

Make check payable to
Jackson County Parks + Rec

Mail to: Jackson County Parks + Rec
ATTN: Commemorative Bench Program
22807 Woods Chapel Road
Blue Springs, MO 64015
(816) 503-4805



Barbara D Garwood

[Redacted]

3428

83-7108/3011

July 1 20

Jackson County Parks + Rec \$ 1000⁰⁰
One thousand and no/100

Bank of the West

FOR Level

[Redacted]

Barbara D Garwood



IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a thirty-six month term and supply contract for the furnishing of on-line legal publications and legal research services for use by the Prosecuting Attorney's, County Counselor's, and County Executive's Offices, and Collections and Assessment Departments to Thomson Reuters/West Law of Eagan, MN, as a sole source purchase.

RESOLUTION NO. 20469, August 3, 2020

INTRODUCED BY Charlie Franklin, County Legislator

WHEREAS, section 1030.1, Jackson County Code, 1984, eliminates the requirement for competitive bidding when items to be purchased can be obtained from only one source; and,

WHEREAS, section 1030.1 also requires notification of and approval by the Legislature on such sole source purchases exceeding \$25,000.00; and,

WHEREAS, the Director of Finance and Purchasing recommends a thirty-six month term and supply contract with Thomson Reuters/West Law of Eagan, MN, for the furnishing of on-line legal publications and legal research services for use by the Prosecuting Attorney's, County Counselor's, and County Executive's Offices, and Collections and Assessment Departments; and,

WHEREAS, the Director of Finance and Purchasing further recommends that he not take competitive bids with regard to said contract for the reason that Thomson Reuters/West Law is the only supplier of its proprietary on-line legal publications and

legal research services which best meet the needs of the user agencies; and,

WHEREAS, a thirty-six month contract is recommended to secure the best pricing; and,

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

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


BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to make all payments, including final payment on the contract, to the extent that sufficient appropriations to the using spending agencies 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. 20469 introduced on August 3, 2020, was duly passed on _____, 2020 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____ Nays _____

Abstaining _____ Absent _____

Date

Mary Jo Spino, Clerk of Legislature

This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriation.

7-30-2020

Date



Chief Administrative Officer

REQUEST FOR LEGISLATIVE ACTION

Version 6/10/19

Completed by County Counselor's Office:

Res/~~Ord~~ No.: 20469

Sponsor(s): Charlie Franklin

Date: August 3, 2020

SUBJECT	<p>Action Requested</p> <p><input checked="" type="checkbox"/> Resolution</p> <p><input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Thirty-Six Month Term and Supply Contract for the furnishing of Legal Research Services to Thomson Reuters/West Law of Eagan, Minnesota for use by the County Counselor's Office, Prosecuting Attorney's Office, County Executive's Office, Collections and Assessment Departments as a Sole Source.</u></p>										
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;">\$</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;">\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td style="text-align: right;">\$</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)</p> <p><input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: County Counselor, Prosecuting Attorney, Estimated Use: \$26,141.04/annually County Executive, Collections and Assessment</p> <p>This RLA only approves the Term and Supply Contract; the funds were already appropriated through the annual budget adoption. Figures included in Budget Information Section are for informational purposes to provide an estimate of the contract value.</p> <p>Prior Year Budget (if applicable): \$40,644.00 Prior Year Actual Amount Spent (if applicable): \$40,644.00</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:	\$
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):</p> <p>Prior resolutions and (date): 20148, April 23, 2019</p>										
CONTACT INFORMATION	<p>RLA drafted by (name, title, & phone): Barbara Casamento, Purchasing Administrator, 881-3253</p>										
REQUEST SUMMARY	<p>The County Counselor's Office, Prosecuting Attorney's Office, County Executive's Office, Collections and Assessment Departments all require a Term and Supply Contract for Legal Research Services. Research by all departments has determined there is no other vendor currently providing these specific services that meet all of these departments criteria.</p> <p>Pursuant to Section 1030.1 of the Jackson County Code, the Purchasing Department recommends the award of a Thirty-Six Month Term and Supply Contract for the furnishing of Legal Research Services to Thomson Reuters/West Law of Eagan, Minnesota for use by the County Counselor's Office, the Prosecuting Attorney's Office, the County Executive's Office, the Collections and Assessment Departments as a Sole Source purchase.</p>										
CLEARANCE	<p><input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A</p> <p><input type="checkbox"/> Business License Verified (Purchasing & Department) N/A</p> <p><input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>										
COMPLIANCE	<p><input type="checkbox"/> MBE Goals</p> <p><input type="checkbox"/> WBE Goals No goals assigned</p> <p><input type="checkbox"/> VBE Goals</p>										

ATTACHMENTS	A memorandum from the County Counselor's Office, Quote and Contract Agreements from West Law	
REVIEW	Department Director: <i>Jan D. Holden for</i>	Date: <i>7/29/20</i>
	Finance (Budget Approval): <i>if applicable</i>	Date:
	Division Manager: Chief Administrative Officer: <i>A. M. Stiles</i>	Date: <i>7-30-2020</i>
	County Counselor's Office: <i>Bryan Cousin</i>	Date: <i>7/30/20</i>

APPROVED
By Mark Lang at 1:02 pm, Jul 29, 2020

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.



JACKSON COUNTY
Office of the County Counselor

Jackson County Courthouse-2nd Floor
415 East 12th Street
Kansas City, MO 64106

Attorneys

Bryan O. Covinsky
County Counselor
(816) 881-3125
BCovinsky@jacksongov.org

Jay D. Haden
Chief Deputy County Counselor
(816) 881-3150
JHaden@jacksongov.org

Ashley N. Garrett
Deputy County Counselor
(816) 881-3965
AGarrett@jacksongov.org

Dawn J. Diel
Deputy County Counselor
(816) 881-3811
DDiel@jacksongov.org

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Assistant County Counselor
(816) 881-3332
Tamika.Logan@jacksongov.org

Tara L. Moreland
Assistant County Counselor
(816) 881-3656
TMoreland@jacksongov.org

Steven L. Rowe
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(816) 881-3213
SRowe@jacksongov.org

Joshua N. Haier
Assistant County Counselor
(816) 881-3279
JHaier@jacksongov.org

Investigators/Paralegals

Elizabeth Freeland
Litigation Paralegal
(816) 881-3352
EFreeland@jacksongov.org

Dajane T. Thompson
Litigation Paralegal
(816) 881-3149
DTThompson@jacksongov.org

Michael A. Wells
Mental Health Claims Examiner
(816) 881-3146
MWellsSr@jacksongov.org

FAX: (816) 881-3398

MEMORANDUM

July 8, 2020

To: **Barbara Casamento**

Re: Westlaw Subscription Agreements

I am requesting your approval for a Sole Source contract of a 50 attorney and 50 non-attorney licensing subscription with Westlaw. This subscription will provide the County Counselor's, Prosecuting Attorney's, Executive's, Collector's, and Assessor's Offices with research tools necessary to their operation.

Westlaw is considered a Sole Source vendor for these legal research subscriptions. It is the only company that has the ability to provide unique research sources contained in the proposed subscription agreement, including: multiple databases not available through any other vendor, a litigation library database of all state and federal briefs, trial court filings, trial court orders, jury verdicts and settlements, mediation materials and expert witness materials. Westlaw also offers an expansive selection of Missouri practice materials and guides for both criminal and civil law. Additionally, Westlaw allows attorneys to upload their legal writing to ensure that the law relied on is accurate and suggests other relevant legal authority to use. Westlaw exclusively provides access to the Missouri Approved Instructions for civil cases and non-attorney licenses. The non-attorney licensed will be provided to paralegals and secretaries in the above listed offices to assist in legal research.

No other company to our knowledge and the Purchasing Department's research, has the ability to provide these commodities.

Respectfully submitted,

Bryan O. Covinsky
County Counselor

	Order Form	Order ID: Q-00811380
Contact your representative d.owens@thomsonreuters.com with any questions. Thank you.		

Account Address
 Account #: 1000597019
 JACKSON COUNTY COUNSELORS
 CIRCUIT COURT OF JACKSON COUNTY
 415 E 12TH ST STE 200
 KANSAS CITY MO 64106-2706 US

Shipping Address
 Account #: 1000597019
 JACKSON COUNTY COUNSELORS
 CIRCUIT COURT OF JACKSON
 COUNTY
 415 E 12TH ST STE 200
 KANSAS CITY MO 64106-2706 US

Billing Address
 Account #: 1000597019
 JACKSON COUNTY COUNSELORS
 CIRCUIT COURT OF JACKSON COUNTY
 415 E 12TH ST STE 200
 KANSAS CITY, MO 64106-2706 US

This Order Form is a legal document between West Publishing Corporation and Subscriber. West Publishing Corporation also means "West", "we" or "our" and Subscriber means "you", or "I". Subscription terms, if any, follow the ordering grids below.

ProFlex Products

See Attachment for details

Service Material	Product	Monthly Charges	Minimum Term (Months)	Year Over Year Increase During Minimum Term
40757482	WEST PROFLEX	\$2,178.42	36	3%

ProFlex Bridge			
Service Material	Product	Bridge Monthly Charges	Bridge Term (Months)
40757482	WEST PROFLEX	\$0.00	6

Bridge Terms

Bridge Monthly Charges begin on the date we process your order and will be prorated for the number of days remaining in the calendar month, if any. The Bridge Monthly charges will continue for the number of complete calendar months listed in the Bridge Term column above. At the end of the Bridge Term, your Monthly Charges and the Minimum Term will be as described in the Product grid above. All other terms and conditions of the Order Form remain unchanged.

Minimum Terms

Online/ Practice Solution/Software/ProFlex Products : Monthly Charges begin on the date we process your order and will be prorated for the number of days remaining in that calendar month, if any. Your Monthly Charges will continue for the number of complete calendar months listed in the Minimum Term column above. The percent increases for multi-year orders appear in the Term Increases column above. Subscriber ("you" or "I") is also responsible for all Excluded Charges. Excluded Charges are for accessing Westlaw data or a Practice Solutions service that is not included in your subscription. Excluded Charges may change after at least 30 days written or online notice.

For Window Products: Monthly Charges begin on the date we process your order and will continue for the number of complete calendar months in the Minimum Term column above. The percent increases for multi-year orders appear in the Term Increases column above. Monthly Charges are due regardless of the level of your usage. Transactional usage charges that exceed the Monthly Charges are waived up to the Monthly Window amount stated above. In addition to the Monthly Charges you are responsible for transactional usage charges in excess of the Monthly Window. Transactional charges are calculated based upon our then-current Schedule A rates. You are also responsible for all Excluded Charges. Excluded Charges are charges for accessing a service that is not included in your subscription. Excluded Charges may change after at least 30 days written or online notice.

To apply Window charges to a specific month, the request must be submitted at least five (5) business days prior to the end of the month.

Post Minimum Terms

For Online/Practice Solutions/Software /ProFlex Products: At the end of the Minimum Term your Monthly Charges will increase by 7%. Thereafter, the Monthly Charges will increase every 12 months unless we notify you of a different rate at least 90 days before the annual increase. You are also responsible for all Excluded Charges. Excluded Charges may change after 30 days written or online notice. Either of us may cancel the Post-Minimum Term subscription by sending at least 60 days written notice. Send your notice of cancellation to Customer Service, 610 Opperman Drive, P.O. Box 64833, Eagan, MN 55123-1803.

Automatic Renewal Term for Window Products. At the end of the Minimum Term your Monthly Charges will be billed at up to our then-current rate. Thereafter, we may modify the Monthly Charges if we notify you of a different rate with at least 90 days notice. The Monthly Window will remain unchanged. You are also responsible for all Excluded Charges. Excluded Charges may change after 30 days written or online notice. Either of us may cancel the Post-Minimum Term subscription by sending at least 60 days written notice. Send your notice of cancellation to Customer Service, 610 Opperman Drive, P.O. Box 64833, Eagan MN 55123-1803.

To apply Window charges to a specific month, the request must be submitted at least five (5) business days prior to the end of the month.

Federal Government Subscribers Optional Minimum Term. Federal government subscribers that chose a multi-year Minimum Term, those additional months will be implemented at your option pursuant to federal law.

Miscellaneous

Charges, Payments & Taxes. You agree to pay all charges on and within 30 days of the billing date of invoice. You are responsible for any applicable sales tax and additional charges on our products and services. If you are a non-government subscriber and fail to pay your invoice charges, your business will be referred to a collecting agency.

Setting a Disputed Balance. Payments marked "paid in full" will be considered "final" and will not operate as an account and subscription without our prior written approval. We reserve the right to follow up on any **unpaid amount** due to us on your account. Partial payments intended to pay an outstanding balance in full must be sent to our Service, 100 Opperman Drive, P.O. Box 64833, Eagan, MN 55123-1803, along with a written explanation of the disagreement or dispute. This address is different from the address you use to make account payments.

eBilling Contact. All payments for this account will be provided to your e-Billing Contact(s) unless you have notified us that you would like to be invoiced from e-Billing.

Credit Verification. If you are applying for credit as an individual, we may request a credit agency credit report to determine your creditworthiness. If we obtain a consumer credit report, you may request the name, address, and telephone number of the agency that supplied the credit report. If you are applying for credit on behalf of a business, we may request a business financial statement for you to consider your request.

Returns and Refunds. You may return a print product to us within 45 days of the original shipment date if you are not completely satisfied. Assured Print Pricing, Library Savings Plan, West Complete, Library Maintenance Agreements, ePack, WestPack, Westlaw, CLEAR, Monitor Suite, ProView eBook, Software, West LegalEdcenter, Practice Solutions, IREWS, Peer Monitor and Data Privacy Advisor charges are not refundable. Please see http://static.legalsolutions.thomsonreuters.com/data/returns_guidelines.pdf or contact Customer Service at 1-800-328-4880 for additional details regarding our policies on returns and refunds.

Applicable Law. If you are a state or local governmental entity, your state's law will apply and any claim may be brought in the state or federal courts located in your state. This Order Form will be interpreted under Minnesota state law and any claim by one of us may be brought in the state or federal courts in Minnesota. If you are a United States Federal Government subscriber, United States federal law will apply and any claim may be brought in any federal court.

Excluded Charges. If you access services that are not included in your subscription you will be charged our then-current rate ("Excluded Charges"). Excluded Charges will be invoiced and due with your next payment. For your reference, the current Excluded Charges schedules are located at the links below. Excluded Charges may change after at least 30 days written or online notice.

<https://static.legalsolutions.thomsonreuters.com/static/agreement/schedule-a-concourse-firm-central-caseologistix.pdf>

Thomson Reuters General Terms and Conditions apply to all products ordered, except print and is located at <http://static.legalsolutions.thomsonreuters.com/data/ThomsonReuters-General-Terms-Conditions.pdf>. In the event that there is a conflict of terms between the General Terms and Conditions and this Order Form, the terms of this Order Form control. This Order Form is subject to our approval.

Thomson Reuters General Terms and Conditions for Federal Subscribers is located at <https://static.legalsolutions.thomsonreuters.com/static/Federal-ThomsonReuters-General-Terms-Conditions.pdf>. In the event that there is a conflict of terms between the General Terms and Conditions and this Order Form, the terms of this Order Form control. This Order Form is subject to our approval.

Banded Product Subscriptions You certify the total number of attorneys (partners, shareholders, associates, contract or staff attorneys, of counsel, and the like), corporate users, personnel or full-time equivalent students is indicated in the applicable Quantity column. Our pricing for banded products is made in reliance upon your certification. If we learn that the actual number is greater or increases at any time during the Term, we reserve the right to increase your charges as applicable.

Product Specific Terms. The following products have specific terms which are incorporated by reference and made part of this Order Form if they apply to your order. They can be found at <https://static.legalsolutions.thomsonreuters.com/static/ThomsonReuters-General-Terms-Conditions-PSI.pdf>. If the product is not part of your order, the product specific terms do not apply. If there is a conflict between product specific terms and the Order Form, the product specific terms control.

- Campus Research
- Contract Express
- Hosted Practice Solutions
- ProView eBooks
- Time and Billing
- West km Software
- West LegalEdcenter
- Westlaw
- Westlaw Doc & Form Builder
- Westlaw Paralegal
- Westlaw Patron Access
- Westlaw Public Records

Additional Order Form Terms and Conditions

Government Non-Availability of Funds for Online, Practice Solutions or Software Products

You may cancel a product or service with at least 60 days written notice if you do not receive sufficient appropriation of funds. Your notice must include an official document, (e.g., executive order, an officially printed budget or other official government communication) certifying the non-availability of funds. You will be invoiced for all charges incurred up to the effective date of the cancellation.

	Attachment	Order ID: Q-00811380
Contact your representative d.owens@thomsonreuters.com <u>with</u> any questions. Thank you.		

Payment, Shipping, and Contact Information

Payment Method:
 Payment Method: Bill to Account
 Account Number: 1000597019

Order Confirmation Contact (#28)
 Contact Name: Covinsky, Bryan
 Email: bcovinsky@jacksongov.org

Shipping Information:
 Shipping Method: Ground Shipping - U.S. Only

eBilling Contact
 Contact Name Bryan Covinsky
 Email bcovinsky@jacksongov.org

ProFlex Multiple Location Details			
Account Number	Account Name	Account Address	Action
1000597019	JACKSON COUNTY COUNSELORS	415 E 12TH ST STE 200 KANSAS CITY MO 64106-2706 US	New

ProFlex Product Details			
Quantity	Unit	Service Material #	Description
50	Attorneys	42077755	Gvt - Analytical Plus for Government
50	Attorneys	41933475	Gvt Litigation For Government (Westlaw PRO™)
50	Attorneys	42510228	Gvt - Westlaw Edge™ National Primary

Account Contacts			
Account Contact First Name	Account Contact Last Name	Account Contact Email Address	Account Contact Customer Type Description
Bryan	Covinsky	bcovinsky@jacksongov.org	EML PSWD CONTACT

Signature of Authorized Representative for order

Title

Printed Name

Date

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This Order Form will expire and will not be accepted after 8/24/2020.

AUTHORIZED REPRESENTATIVE

Signature: *Charles W Holmsten*

Printed Name: CHUCK HOLMSTEN

Title: Sales & Client Mgt Consultant

Date: 6/26/2020

Addendum to Order Form - Q-00811380

Subscriber: JACKSON COUNTY COUNSELORS CIRCUIT COURT OF JACKSON COUNTY

Account #: 1000597019

1. Effect of Addendum. The Order Form, the underlying Thomson Reuters General Terms and Conditions, and applicable Schedule A (collectively the "Agreement"), between you and West is amended to incorporate the terms of this Addendum. As amended, the Agreement will remain in full force and effect according to its terms and conditions. All terms used in this Addendum will have the meanings given to them in the Agreement. This Addendum supersedes all prior understandings and agreements, oral or written, relating to the subject matter. If there is a conflict between the terms and conditions of the Agreement and the terms and conditions of this Addendum, the terms and conditions of this Addendum will control.

2. Modification to Agreement. The Following is added to the Order Form:

Legislative Approval: The parties agree and acknowledge that the validity and enforceability of this Agreement is explicitly conditioned upon formal approval of this Agreement and its terms by the Jackson County Legislature

All other terms and conditions of the Agreement will remain unchanged.

Please have this document signed by your authorized representative and returned to us along with the signed West Order Form.

West Publishing Corporation

Signed Charles W Holmsten
 Accepted By CHUCK HOLMSTEN
 Title Sales & Client Mgt Consultant
 Date 6/26/2020

Subscriber

Signed Bryan O. Cowensky
 Name BRYAN O. COWENSKY
 Title COUNTY COUNSELOR of JACKSON County
 Date 6/26/2020