



**COUNTY COUNCIL NOTICE OF A REGULAR MEETING
WITH A PUBLIC HEARING**

Notice is hereby given that the Jefferson County, Missouri, Council, will conduct a Regular Meeting with a Public Hearing on Monday, December 11, 2023, at 6:30 p.m. in the Assembly Room of the Jefferson County Administration Center, located at 729 Maple Street, Hillsboro, Missouri.

The tentative agenda includes:

- I. CALL TO ORDER
- II. INVOCATION
- III. PLEDGE OF ALLEGIANCE
- IV. ROLL CALL
- V. PUBLIC COMMENTS
- VI. APPROVAL OF THE AGENDA
- VII. APPROVAL OF THE JOURNAL
 - A. Approval of the November 27, 2023, Journal – Regular Meeting.
 - B. Approval of the December 4, 2023, Journal – Work Session.
- VIII. PUBLIC HEARING
 - A. A Public Hearing Regarding Amendments to the Existing Traffic Code and Code of Ordinances For Updates to Traffic Code of Ordinances For Jefferson County, Missouri. (3 of 3, See Introduction Bill No. 23-1225) (*Department of Public Works*)
- IX. REPORTS FROM COUNTY EXECUTIVE
- X. RECONSIDERATION OF BILLS
- XI. CONSIDERATION OF VETOED BILLS
- XII. CONSENT AGENDA
 - Bill No. 23-1201 - An Ordinance Authorizing Jefferson County, Missouri Executive To Execute Agreements For Professional Services For On-Call Surveying Services For 2024 And 2025. (*Department of Public Works*)
 - Bill No. 23-1202 - An Ordinance Renewing The Bid Awards For Certain Products And Services For On-Call Architectural Engineering Services, Department Of Public Works. (*Department of Public Works*)



(Consent Agenda, Continued)

Bill No. 23-1203 - An Ordinance Renewing The Bid Awards For Certain Products And Services For On-Call Geotechnical Engineering Services, Department Of Public Works. *(Department of Public Works)*

Bill No. 23-1204 - An Ordinance Renewing The Bid Awards For Certain Products And Services For On-Call Structural Engineering Services, Department Of Public Works. *(Department of Public Works)*

Bill No. 23-1205 - An Ordinance Renewing The Bid Awards For Certain Products And Services For On-Call Traffic Engineering Services, Department Of Public Works. *(Department of Public Works)*

Bill No. 23-1206 - An Ordinance To Authorize The County To Enter Into A Right Of Entry Agreement, By And Between Jefferson County, Missouri, And Dennis M. Miller And Susan D. Miller, Trustees Of The Dennis M. Miller And Susan D. Miller Joint Revocable Living Trust Agreement Dated December 7, 2018, For Stream Bank Restoration Repairs Along Benson Road, Located In Council District 6. *(Department of Public Works)*

Bill No. 23-1207 - An Ordinance To Authorize The County Executive To Execute Change Order Number 1 For The 2023 Pavement Surface Preservation Program With NB West Contracting Co., Inc. In Council District 1, 2, 3, 4, And 7. *(Department of Public Works)*

Bill No. 23-1208 - An Ordinance To Authorize The County Executive To Execute Change Order Number 1 For The 2023 Subdivision Pavement Surface Preservation And Crack Seal Program With Microsurfacing Contractors LLC. In Council District 1, 2, 3, 4, And 7. *(Department of Public Works)*

Bill No. 23-1209 - An Ordinance To Authorize The County Executive To Award The Engineering Services Contract And To Execute The Agreement Between Jefferson County, Missouri And Crawford, Murphy, & Tilly, Inc. (CMT), For The Preparation Of The Jefferson County Bicycle And Pedestrian Master Plan. *(Department of Public Works)*

Bill No. 23-1210 - An Ordinance Incorporating, Approving And Authorizing A Contractual Agreement Fixing Salaries And Other Conditions And Terms Of Employment Of Certain Employees Of The Jefferson County, Missouri, Department Of Public Works, Highway Division From January 1, 2024, To December 31, 2026, By And With International Union Of Operating Engineers, Local 148. *(Department of Public Works)*

Bill No. 23-1211 - An Ordinance To Authorize Jefferson County To Reimburse The City Of Festus, Missouri Under The Tax Revenue Sharing Agreement For The One-Half Of One Percent (1/2 Of 1%) Road Improvement Sales Tax For The Purpose Of Capital Improvements To The Publicly Maintained Roads Of Jefferson County. *(Department of Public Works)*

Bill No. 23-1212 - An Ordinance To Authorize Jefferson County To Reimburse The City Of Byrnes Mill, Missouri Under The Tax Revenue Sharing Agreement For The One-Half Of One Percent (1/2 Of 1%) Road Improvement Sales Tax For The Purpose Of Capital Improvements To The Publicly Maintained Roads Of Jefferson County. *(Department of Public Works)*



(Consent Agenda, Continued)

Bill No. 23-1213 - An Ordinance Awarding Bids For Certain Products And Services To The Lowest And Best Bidders As Reflected In The Responses To Certain Invitations For Bid And Requests For Proposals For Vending Machine Services 2024; And Authorization For The County Executive To Execute Any Necessary Agreements Or Contracts To Effectuate The Award Of The Bids And Proposals. *(Department of Administration)*

Bill No. 23-1214 - An Ordinance Approving An Agreement Between Jefferson County, Missouri, And Commercial Real Estate Exchange, Inc., D/B/A "Crexi" And Authorizing The County Executive To Execute The Agreement On Behalf Of The County. *(Department of the Assessor)*

Bill No. 23-1215 - An Ordinance Approving An Agreement Between Jefferson County, Missouri, Department Of The Sheriff And St. Louis County, Missouri, St. Louis County Department Of Police For The Special Investigations Unit And Authorizing The County Executive To Execute The Agreement On Behalf Of The County. *(Department of the Sheriff)*

Bill No. 23-1216 - An Ordinance Authorizing Jefferson County, Missouri, Information Technologies Office To Purchase Two Dell Precision 360 Towers, Under The State Of Missouri – PC Prime Vendor Services Contract CT220337001 From SHI International Corp. *(Departments of the County Clerk, Information Technology)*

Bill No. 23-1217 - An Ordinance Authorizing Jefferson County, Missouri To Enter Into An Agreement For Continuing Law Enforcement Education Courses With Jefferson College Law Enforcement Academy (JCLEA) For Use By The Department Of The Sheriff Commissioned Personnel; And Authorizing The Jefferson County, Missouri, Executive To Execute The Agreement And Any Other Necessary Documents On Behalf Of The County. *(Department of the Sheriff)*

Bill No. 23-1218 - An Ordinance Approving An Agreement Between The Jefferson County, Missouri, Department Of Information Technology And Tech Electronics, and Authorizing The County Executive To Execute The Agreement On Behalf Of The County. *(Department of Information Technology)*

Bill No. 23-1219 - An Ordinance Renewing The Bid Awards For Certain Products And Services For Appraisal Services – Assessor 2022, Department Of The County Assessor. *(Department of the Assessor)*

Bill No. 23-1220 - An Ordinance Renewing The Bid Awards For Certain Products And Services For Legal Services – Assessor 2022, Department Of The County Assessor. *(Department of the Assessor)*

Bill No. 23-1221 - An Ordinance Authorizing The Jefferson County, Missouri, Executive To Enter Into And Execute An Agreement With Hillsboro United Methodist Church, Hillsboro, Missouri For The Use Of Church Facilities For Programs Conducted By The Jefferson County Department Of Parks And Recreation Programs In 2024, Which Is Located In Council District 6. *(Department of Parks and Recreation)*



(Consent Agenda, Continued)

Bill No. 23-1222 - An Ordinance Authorizing Jefferson County, Missouri, To Enter Into An Agreement Regarding Conditions Of Participation In The Homeowner Rehabilitation Program And Authorizing The County Executive To Execute The Agreement On Behalf Of The County Located In Council Districts 3. *(Economic Development Corporation)*

Bill No. 23-1223 - An Ordinance Authorizing Jefferson County, Missouri, To Enter Into Agreements Regarding Conditions Of Participation In The Private Sanitary Sewer System Replacement Program And Authorizing The County Executive To Execute The Agreements On Behalf Of The County Located In Council District(S) 1 & 6. *(Economic Development Corporation)*

Bill No. 23-1224 - An Ordinance Incorporating, Approving And Authorizing A Contractual Agreement Fixing Salaries And Other Conditions And Terms Of Employment Of Certain Employees Of The Jefferson County, Missouri, Department Of Parks And Recreation, From January 01, 2024, To December 31, 2026, By And With International Union Of Operating Engineers, Local 148. *(Department of Parks and Recreation)*

XIII. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA

XIV. CONSIDERATION OF RESOLUTIONS

Resolution No. R23-1201 - A Resolution And Order Of The Jefferson County, Missouri, Council To Correct Erroneous Assessments, Or Mistakes Or Defects In Descriptions Of Lands, Assessment Or Tax Records (Personal Property) Pursuant To Article III, Section 3.4.3.1 Of The Home Rule Charter Of Jefferson County, Missouri For The Property Set Forth Herein And Located In Jefferson County, Missouri. *(Department of the Assessor)*

Resolution No. R23-1202 - A Resolution And Order Of The Jefferson County, Missouri, Council To Correct Erroneous Assessments, Or Mistakes Or Defects In Descriptions Of Lands, Assessment Or Tax Records (Real Property) Pursuant To Article III, Section 3.4.3.1 Of The Home Rule Charter Of Jefferson County, Missouri For The Property Set Forth Herein And Located In Jefferson County, Missouri. *(Department of the Assessor)*

Resolution No. R23-1203 - A Resolution And Order Determining That Applicant, Christy D. Layman, Is Entitled To The Surplus Paid At The Collector's Delinquent Tax Sale In 2022 And Approving The Payment Of Surplus To The Applicant. *(Department of the Collector)*

Resolution No. R23-1204 - A Resolution And Order Determining That Applicant, Linda J. Quick (Haynes), Is Entitled To The Surplus Paid At The Collector's Delinquent Tax Sale In 2022 And Approving The Payment Of Surplus To The Applicant. *(Department of the Collector)*

Resolution No. R23-1205 - A Resolution And Order Determining That Applicant, Emily Webb, Is Entitled To The Surplus Paid At The Collector's Delinquent Tax Sale In 2022 And Approving The Payment Of Surplus To The Applicant. *(Department of the Collector)*

Resolution No. R23-1206 - A Resolution And Order Determining That Applicant, William E. Wheeler, Is Entitled To The Surplus Paid At The Collector's Delinquent Tax Sale In 2022 And Approving The Payment Of Surplus To The Applicant. *(Department of the Collector)*



XV. INTRODUCTION OF BILLS

Bill No. 23-1225 - An Ordinance Amending The Jefferson County, Missouri, Code Of Ordinances, Title III, Chapter 305, Sections 305.010 And 305.040, As Well As Schedule III Of The Traffic Code, And Providing For An Effective Date Thereof, Affecting Council Districts 1 And 4. *(Department of Public Works)*

Bill No. 23-1226 - An Ordinance Approving Application PI23050 A Rezoning From Single Family Residential (R40) To Planned Industrial (PI) And Revised Development Plan For New Frontier Materials Located In Council District 4. *(Department of County Services and Code Enforcement)*

Bill No. 23-1227 - An Ordinance Granting A Real Property Tax Credit To Eligible Taxpayers Of Jefferson County, Missouri, Under The Authority Provided For In Section 137.1050, RSMo. *(County Council)*

Bill No. 23-1228 - An Ordinance Authorizing And Approving The Assessor's Assessment Maintenance Plan For The Years 2024 And 2025 As Submitted By The Assessor Of Jefferson County, Missouri, And As Required By The Revised Statutes Of Missouri. *(Department of the Assessor)*

XVI. PERFECTION OF BILLS

Bill No. 23-1135 - An Ordinance Approving The Budget For Fiscal Year 2024 And For The Appropriation Of Funds Therein, Transferring Unencumbered Fund Balances And Providing For A "COLA" As Set Forth Herein. *(County Executive)*

Bill No. 23-1136 – An Ordinance Authorizing The Delinquent Tax Trustee, As Appointed Pursuant To Section 140.260, RSMo., To Sell Certain Real Property, Described Herein And Located In Council District 4, And To Execute Deeds, And Deliver The Same To Nicholas R. Ems, Jr. *(Department of the Collector)*

Bill No. 23-1137 - An Ordinance Calling For And Providing For The Imposition Of An Additional Sales Tax In The Amount Of Three Percent (3%) On Retail Sales Of Adult Use (Recreational) Marijuana And Providing For Submission Of The Proposal To The Qualified Voters Of Jefferson County For Their Approval At The General Municipal Election To Be Held On Tuesday, April 2, 2024, As And For Jefferson County, Missouri. *(County Council)*

Bill No. 23-1138 - An Ordinance Declaring The Public Necessity Of The Hunning Road Safety Improvements And Authorizing The Exercise Of Eminent Domain For The Acquisition Of Real Property Interests, In County Council District 1, Necessary For Said Safety Improvements; And To Authorize The County Counselor To Commence Condemnation Proceedings Pursuant To Article III, Section 3.4.2.8 Of The Home Rule Charter Of Jefferson County, Missouri, To Acquire The Needed Real Property Interests On Behalf Of The County. *(Department the County Counselor)*

Bill No. 23-1139 - An Ordinance Amending The Jefferson County, Missouri Code Of Ordinances Title I: Government Code, Chapter 130 Procurement Policy And Procedures And Also Adding Two (2) New Chapters To Title I: Government Code, Hereafter Called Chapter 131 Design-Build Projects And Chapter 132 Construction Manager-At-Risk And Providing For An Effective Date Thereof. *(Department of Administration)*



XVII. FINAL PASSAGE OF BILLS

Bill No. 23-1135 - An Ordinance Approving The Budget For Fiscal Year 2024 And For The Appropriation Of Funds Therein, Transferring Unencumbered Fund Balances And Providing For A "COLA" As Set Forth Herein. *(County Executive)*

Bill No. 23-1136 – An Ordinance Authorizing The Delinquent Tax Trustee, As Appointed Pursuant To Section 140.260, RSMo., To Sell Certain Real Property, Described Herein And Located In Council District 4, And To Execute Deeds, And Deliver The Same To Nicholas R. Ems, Jr. *(Department of the Collector)*

Bill No. 23-1137 - An Ordinance Calling For And Providing For The Imposition Of An Additional Sales Tax In The Amount Of Three Percent (3%) On Retail Sales Of Adult Use (Recreational) Marijuana And Providing For Submission Of The Proposal To The Qualified Voters Of Jefferson County For Their Approval At The General Municipal Election To Be Held On Tuesday, April 2, 2024, As And For Jefferson County, Missouri. *(County Council)*

Bill No. 23-1138 - An Ordinance Declaring The Public Necessity Of The Hunning Road Safety Improvements And Authorizing The Exercise Of Eminent Domain For The Acquisition Of Real Property Interests, In County Council District 1, Necessary For Said Safety Improvements; And To Authorize The County Counselor To Commence Condemnation Proceedings Pursuant To Article III, Section 3.4.2.8 Of The Home Rule Charter Of Jefferson County, Missouri, To Acquire The Needed Real Property Interests On Behalf Of The County. *(Department the County Counselor)*

Bill No. 23-1139 - An Ordinance Amending The Jefferson County, Missouri Code Of Ordinances Title I: Government Code, Chapter 130 Procurement Policy And Procedures And Also Adding Two (2) New Chapters To Title I: Government Code, Hereafter Called Chapter 131 Design-Build Projects And Chapter 132 Construction Manager-At-Risk And Providing For An Effective Date Thereof. *(Department of Administration)*

XVIII. OTHER MATTERS

A. County Council Motions Regarding Future Agendas – Other Matters. *(County Council)*

B. Discuss Advertising And Sponsorships At Parks. *(County Council)*

XIX. CLOSED SESSION

XX. REPORTS AND COMMENTS FROM COUNCIL MEMBERS

XXI. ADJOURNMENT

Representatives of the media may obtain copies of this notice by contacting Leah Smith of the County Executive Office, Jefferson County, Missouri, PO Box 100, Hillsboro, Missouri 63050, 636-797-5400. The custodian of records contact for the County Council is Cherlynn Boyer, who may be contacted at 636-797-5517. Any person requiring special accommodation under the Americans with Disabilities Act should contact Human Resources at 636-797-5071.

BILL NO.: 23-1201

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER (s) _____

**AN ORDINANCE AUTHORIZING JEFFERSON COUNTY, MISSOURI
EXECUTIVE TO EXECUTE AGREEMENTS FOR PROFESSIONAL SERVICES
FOR ON-CALL SURVEYING SERVICES FOR 2024 AND 2025.**

WHEREAS, Jefferson County, Missouri, (hereafter, the “County”) has various Public Works Projects for the years of 2024 and 2025 and wishes to enter into agreements attached hereto as Exhibits A1, A2 and A3 with the following firms for professional services:

FIRM

ABNA Engineering, Inc. (A1)

SWT Design, Inc. (A2)

Oates Associates, Inc. (A3)

YEAR & SERVICE

2024-2025 On-Call Surveying Services (A1)

2024-2025 On-Call Surveying Services (A2)

2024-2025 On-Call Surveying Services (A3)

With one (1) additional two-year renewal

AMOUNT

**For a combined total of \$150,000.00, for all three firms, for the two-year term,
subject to budgetary limitations.**

WHEREAS, Jefferson County, Missouri desires that professional services be available for the needs of various Public Works projects; and

WHEREAS, the Jefferson County, Missouri, finds that it is now necessary and in the best interests of the County to execute agreements for professional services with the above-mentioned firms for a term from 01-01-2024 to 12-31-2025, upon approval of the County Council and County Executive, for a combined total of \$150,000.00, for all three firms, for the two-year term, subject to budgetary limitations.

BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,

AS FOLLOWS:

Section 1. The County approves the agreements with the following firms for professional services for various Public Works Projects.

AWARDED FIRMS

ABNA Engineering, Inc. (A1)

SWT Design, Inc. (A2)

Oates Associates, Inc. (A3)

PROPOSAL NAME

2024-2025 On-Call Surveying Services

TERM

01-01-2024 to 12-31-2025 upon approval by the County Council and County Executive;

**For a combined total of \$150,000.00, for all three firms, for the two-year term,
subject to budgetary limitations.**

1 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
2 County Executive to execute the agreements incorporated by reference as Exhibit “A1
3 through A3” and any agreements or contracts necessary to effectuate the award of the bids
4 and proposals set forth in this Ordinance. The County Executive is further authorized to
5 take any and all actions necessary to carry out the intent of this Ordinance. An unexecuted
6 copy of the Agreements is attached hereto as Exhibit “A1 through A3” and incorporated
7 herein, by reference.

8 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
9 thereto, and any contracts or agreements shall be maintained by the Department of the
10 County Clerk consistent with the rules and procedures for the maintenance and retention
11 of records as promulgated by the Secretary of State.

12 Section 4. This Ordinance shall be in full force and effect from and after its
13 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
14 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

WHEREAS, the Department of Public Works of Jefferson County, Missouri, requested renewal from the awarded bidder, Bacon Commercial Design, LLC., Farnsworth Group and WSP USA Inc. to renew the contract for the On-Call Architectural Engineering Services with the County; and

WHEREAS, the Jefferson County, Missouri, Council finds it is in the best interest of the County to renew the bid award for On-Call Architectural Engineering Services for the term from the date of approval to 12-31-25 with Bacon Commercial Design, LLC., Farnsworth Group and WSP USA Inc. for a combined total of \$200,000.00, for all three firms, for the two-year term, subject to budgetary limitations.

BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,

AS FOLLOWS:

Section 1. The County authorizes the renewal of the bid awards for an additional two-year term as follows:

BID NAME

On-Call Architectural Engineering Services

TERM

Date of approval to 12/31/25

AMOUNT

For a combined total of \$200,000.00, for all three firms,

For the two-year term,

subject to budgetary limitations

1 AWARDED BIDDER

2 Bacon Commercial Design, LLC.

3 Farnsworth Group

4 WSP USA Inc.

5
6 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
7 County Executive to execute a renewal agreement, attached hereto and incorporated herein
8 by reference and attached as Exhibits A1-A3. The County Executive is further authorized
9 to take any and all actions necessary to carry out the intent of this Ordinance.

10 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
11 thereto, and any contracts or agreements shall be maintained by the Department of the
12 County Clerk consistent with the rules and procedures for the maintenance and retention
13 of records as promulgated by the Secretary of State.

14 Section 4. This Ordinance shall be in full force and effect from and after its
15 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
16 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

WHEREAS, the Department of Public Works of Jefferson County, Missouri, requested renewal from the awarded bidder, Geotechnology, Inc., and SCI Engineering, Inc. to renew the contract for the On-Call Geotechnical Engineering Services with the County; and

WHEREAS, the Jefferson County, Missouri, Council finds it is in the best interest of the County to renew the bid award for On-Call Geotechnical Engineering Services for the term from the date of approval to 12-31-25 with Geotechnology, Inc., and SCI Engineering, Inc. for a combined total of \$200,000.00, for all two firms, for the two-year term, subject to budgetary limitations.

BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,

AS FOLLOWS:

Section 1. The County authorizes the renewal of the bid awards for an additional two-year term as follows:

BID NAME

On-Call Geotechnical Engineering Services

TERM

Date of approval to 12/31/25

AMOUNT

For a combined total of \$200,000.00, for all two firms,

For the two-year term,

subject to budgetary limitations

AWARDED BIDDER

Geotechnology, Inc.

SCI Engineering, Inc.

Section 2. The Jefferson County, Missouri, Council hereby authorizes the County Executive to execute a renewal agreement, attached hereto and incorporated herein by reference and attached as Exhibits A1-A2. The County Executive is further authorized to take any and all actions necessary to carry out the intent of this Ordinance.

Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses thereto, and any contracts or agreements shall be maintained by the Department of the County Clerk consistent with the rules and procedures for the maintenance and retention of records as promulgated by the Secretary of State.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1204

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(S)_____

**AN ORDINANCE RENEWING THE BID AWARDS FOR CERTAIN
PRODUCTS AND SERVICES FOR ON-CALL STRUCTURAL ENGINEERING
SERVICES, DEPARTMENT OF PUBLIC WORKS.**

WHEREAS, Pursuant to Ordinance 22-0103 Jefferson County, Missouri entered into a Contract, known as the On-Call Structural Engineering Services Contract, with ABNA Engineering, Inc., George Butler Associates, Inc.(GBA), and Structures, Inc.; and

WHEREAS, Jefferson County, Missouri, (hereafter, the “County”) recommends the renewal of the following bid awards at the same terms and conditions as previously bid, as authorized by the original Invitation for Bid awarded by the County, for an additional two-year term:

BID NAME

On-Call Structural Engineering Services

AWARDED BIDDERS

ABNA Engineering, Inc. (A1)

George Butler Associates, Inc. (GBA) (A2)

Structures, Inc. (A3)

ORDINANCE NUMBER

22-0103

WHEREAS, the Department of Public Works of Jefferson County, Missouri, requested renewal from the awarded bidder, ABNA Engineering, Inc., George Butler Associates, Inc. (GBA), and Structures, Inc. to renew the contract for the On-Call Structural Engineering Services with the County; and

WHEREAS, the Jefferson County, Missouri, Council finds it is in the best interest of the County to renew the bid award for On-Call Structural Engineering Services for the term from the date of approval to 12-31-25 with ABNA Engineering, Inc., George Butler Associates, Inc.(GBA), and Structures, Inc. for a combined total of \$250,000.00, for all three firms, for the two-year term, subject to budgetary limitations.

BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,

AS FOLLOWS:

Section 1. The County authorizes the renewal of the bid awards for an additional two-year term as follows:

BID NAME

On-Call Structural Engineering Services

TERM

Date of approval to 12/31/25

AMOUNT

For a combined total of \$250,000.00, for all three firms,

For the two-year term,

subject to budgetary limitations

1 AWARDED BIDDER

2 ABNA Engineering, Inc.

3 George Butler Associates, Inc. (GBA)

4 Structures, Inc.

5
6 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
7 County Executive to execute a renewal agreement, attached hereto and incorporated herein
8 by reference and attached as Exhibits A1-A3. The County Executive is further authorized
9 to take any and all actions necessary to carry out the intent of this Ordinance.

10 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
11 thereto, and any contracts or agreements shall be maintained by the Department of the
12 County Clerk consistent with the rules and procedures for the maintenance and retention
13 of records as promulgated by the Secretary of State.

14 Section 4. This Ordinance shall be in full force and effect from and after its
15 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
16 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

1 AN ORDINANCE RENEWING THE BID AWARDS FOR CERTAIN
2 PRODUCTS AND SERVICES FOR ON-CALL TRAFFIC ENGINEERING
3 SERVICES, DEPARTMENT OF PUBLIC WORKS.

8 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) recommends
9 the renewal of the following bid awards at the same terms and conditions as previously bid,
10 as authorized by the original Invitation for Bid awarded by the County, for an additional
11 two-year term:

13 On-Call Traffic Engineering Services

George L. Crawford & Associates, Inc. (dba CBB) (A1)

16 Crawford, Murphy, & Tilly, Inc. (CMT) (A2)

17 HDR Engineering, Inc. (A3)

18 Lochmueller Group, Inc. (A4)

ORDINANCE NUMBER

22-0105

WHEREAS, the Department of Public Works of Jefferson County, Missouri, requested renewal from the awarded bidder, George L Crawford & Associates, Inc. (dba CBB), Crawford, Murphy & Tilly, Inc. (CMT), HDR Engineering, Inc. and Lochmueller Group, Inc to renew the contract for the On-Call Traffic Engineering Services with the County; and

WHEREAS, the Jefferson County, Missouri, Council finds it is in the best interest of the County to renew the bid award for On-Call Traffic Engineering Services for the term from the date of approval to 12-31-25 with George L Crawford & Associates, Inc. (dba CBB), Crawford, Murphy & Tilly, Inc. (CMT), HDR Engineering, Inc. and Lochmueller Group, Inc for a combined total of \$250,000.00, for all four firms, for the two-year term, subject to budgetary limitations.

BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,

AS FOLLOWS:

Section 1. The County authorizes the renewal of the bid awards for an additional two-year term as follows:

BID NAME

On-Call Traffic Engineering Services

TERM

Date of approval to 12/31/25

AMOUNT

1 **For a combined total of \$250,000.00, for all four firms,**

2 **For the two-year term,**

3 subject to budgetary limitations

4 **AWARDED BIDDER**

5 George L Crawford & Associates, Inc. (dba CBB)

6 Crawford, Murphy & Tilly, Inc. (CMT)

7 HDR Engineering, Inc.

8 Lochmueller Group, Inc

9 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
10 County Executive to execute a renewal agreement, attached hereto and incorporated herein
11 by reference and attached as Exhibits A1-A4. The County Executive is further authorized
12 to take any and all actions necessary to carry out the intent of this Ordinance.

13 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
14 thereto, and any contracts or agreements shall be maintained by the Department of the
15 County Clerk consistent with the rules and procedures for the maintenance and retention
16 of records as promulgated by the Secretary of State.

17 Section 4. This Ordinance shall be in full force and effect from and after its
18 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
19 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1206

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE TO AUTHORIZE THE COUNTY TO ENTER INTO A**
2 **RIGHT OF ENTRY AGREEMENT, BY AND BETWEEN JEFFERSON**
3 **COUNTY, MISSOURI, AND DENNIS M. MILLER AND SUSAN D. MILLER,**
4 **TRUSTEES OF THE DENNIS M. MILLER AND SUSAN D. MILLER JOINT**
5 **REVOCABLE LIVING TRUST AGREEMENT DATED DECEMBER 7, 2018,**
6 **FOR STREAM BANK RESTORATION REPAIRS ALONG BENSON ROAD,**
7 **LOCATED IN COUNCIL DISTRICT 6.**

8 **WHEREAS**, Jefferson County Public Works (hereafter, “County”) has been
9 approached by Dennis M. Miller and Susan D. Miller, Trustees of the Dennis M. Miller
10 and Susan D. Miller Joint Revocable Living Trust Agreement dated December 7, 2018,
11 (hereafter, “Owners”) with a request to do maintenance work consisting of erosion and
12 bank destabilization along a privately maintained stream bank property at 2865 Benson
13 Rd Festus, Missouri 63028; and,

14 **WHEREAS**, the Owners seek for the County to assist in bank restoration past the
15 recorded limits of maintenance, as they believe the County should assist in bank
16 restoration because of erosion issues that they believe emanate from a County owned and
17 maintained culvert that crossed underneath Benson Road in the Right of Way; and,

1 **WHEREAS**, the Owners believe that County assistance is justified because they
2 allege that the erosion is caused in part by the County’s maintenance and what they
3 believe to be lack of velocity protocols; and,

4 **WHEREAS**, the Jefferson County Engineer along with Jefferson County
5 Stormwater Division has inspected and reviewed the complaint for Dry Fork Creek and
6 the erosion that is occurring along Benson Road; and,

7 **WHEREAS**, the Public Work Director, without regard to the truth of the
8 allegations in the complaint, recommends that the County perform bank restoration and
9 bank stabilization as requested; and,

10 **WHEREAS**, Jefferson County, Missouri finds it is in the best interest of the
11 County to enter into a Right of Entry Agreement with the Owners for the required scope
12 of work to be completed. A copy of said substantially similar form of the Agreement is
13 attached hereto as Exhibit “A”.

14 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI,**
15 **COUNCIL, AS FOLLOWS:**

16 Section 1: The Jefferson County, Missouri, Council authorizes the Public
17 Works Director to execute a Right of Entry Agreement on behalf of Jefferson County. A
18 copy of said substantially similar form of the Agreement is attached hereto as Exhibit
19 “A” and incorporated by reference.

20 Section 2: A copy of the Agreement shall be maintained by the Department of
21 the County Clerk consistent with the rules and procedures for the maintenance and
22 retention of records as promulgated by the Secretary of State.

1 Section 3: This Ordinance shall be in full force and effect from and after its
2 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
3 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek

Council Member District 6, Daniel Stallman

Council Member District 7, Bob Tullock

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

 PASSED **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, County Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1207

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO**
2 **EXECUTE CHANGE ORDER NUMBER 1 FOR THE 2023 PAVEMENT**
3 **SURFACE PRESERVATION PROGRAM WITH NB WEST CONTRACTING CO.,**
4 **INC. IN COUNCIL DISTRICT 1, 2, 3, 4, AND 7.**

5 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”), in response to
6 a certain Invitation for Bid, received and opened bids for the construction of the 2023
7 Pavement Surface Preservation Program; and

8 **WHEREAS**, after reviewing the bids set forth above, the County determined that
9 it was in the best interests of the County to award the bid for the 2023 Pavement Surface
10 Preservation Program to NB West Contracting Co., Inc. upon approval by the County
11 Council and the County Executive; and

12 **WHEREAS**, Pursuant to Ordinance 23-0220, Jefferson County, Missouri entered
13 into a Contract with NB West Contracting Co., Inc. in the amount of one million, eight
14 hundred ninety thousand, eight hundred sixty dollars and twenty-three cents
15 **(\$1,890,860.23)**, subject to budgetary limitations, for the 2023 Pavement Surface
16 Preservation Program; and

17 **WHEREAS**, the County finds that it is now necessary to adjust some quantities of
18 pay items in the contract. The differences in contract quantities reflect the necessary

1 changes made in the field and the actual final quantities of work. These figures represent
2 the difference between the value of construction and materials shown in the bid package
3 and the final quantities used and measured during construction; and

4 **WHEREAS**, the Jefferson County Council finds that it is now necessary and in the
5 best interest of the County to execute Change Order Number 1 for an increase of forty-four
6 thousand, two hundred one dollars and forty-five cents (**\$44,201.45**) to the contract sum,
7 subject to budgetary limitations with NB West Contracting Co.,Inc.for the 2023 Pavement
8 Surface Preservation Program Contract.

9 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
10 **AS FOLLOWS:**

11 Section 1. Change Order Number 1 for an increase of forty-four thousand, two
12 hundred one dollars and forty-five cents (**\$44,201.45**) to the contract sum with NB West
13 Contracting Co.,Inc. for the 2023 Pavement Surface Preservation Program Contract, for a
14 revised total cost of one million, nine hundred thirty-five thousand, sixty-one dollars and
15 sixty-eight cents (**\$1,935,061.68**) is approved, subject to budgetary limitations.

16 Section 2. The Jefferson County, Missouri, Council authorizes the County
17 Executive to execute Change Order Number 1 to the 2023 Pavement Surface Preservation
18 Program with NB West Contracting Co.,Inc. and any agreements or contracts necessary to
19 effectuate the award of the bids and proposals set forth in this Ordinance. The County
20 Executive is further authorized to take any and all actions necessary to carry out the intent
21 of this Ordinance.

1 Section 3. Copies of all Invitations for Bid, response thereto, any contract
2 agreements and Change Orders shall be maintained by the Department of the County Clerk
3 consistent with the rules and procedures for the maintenance and retention of records as
4 promulgated by the Secretary of State.

5 Section 4. This Ordinance shall be in full force and effect from and after its date
6 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall
7 not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, County Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1208

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO**
2 **EXECUTE CHANGE ORDER NUMBER 1 FOR THE 2023 SUBDIVISION**
3 **PAVEMENT SURFACE PRESERVATION AND CRACK SEAL PROGRAM**
4 **WITH MICROSURFACING CONTRACTORS LLC. IN COUNCIL DISTRICT 1,**
5 **2, 3, 4, AND 7.**

6 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”), in response to
7 a certain Invitation for Bid, received and opened bids for the construction of the 2023
8 Subdivision Pavement Surface Preservation and Crack Seal Program; and

9 **WHEREAS**, after reviewing the bids set forth above, the County determined that
10 it was in the best interests of the County to award the bid for the 2023 Subdivision
11 Pavement Surface Preservation and Crack Seal Program to Microsurfacing Contractors
12 LLC. upon approval by the County Council and the County Executive; and

13 **WHEREAS**, Pursuant to Ordinance 23-0221, Jefferson County, Missouri entered
14 into a Contract with Microsurfacing Contractors LLC. in the amount of one hundred
15 eighty-three thousand, three hundred forty-eight dollars and fifty cents **(\$183,348.50)**
16 subject to budgetary limitations, for the 2023 Subdivision Pavement Surface Preservation
17 and Crack Seal Program; and

18 **WHEREAS**, the County finds that it is now necessary to adjust some quantities of

1 pay items in the contract. The differences in contract quantities reflect the necessary
2 changes made in the field and the actual final quantities of work. These figures represent
3 the difference between the value of construction and materials shown in the bid package
4 and the final quantities used and measured during construction; and

5 **WHEREAS**, the Jefferson County Council finds that it is now necessary and in the
6 best interest of the County to execute Change Order Number 1 for an increase of four
7 hundred ninety-one dollars and thirty-six cents (**\$491.36**) to the contract sum, subject to
8 budgetary limitations with Microsurfacing Contractors LLC. for the 2023 Subdivision
9 Pavement Surface Preservation and Crack Seal Program Contract.

10 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
11 **AS FOLLOWS:**

12 Section 1. Change Order Number 1 for an increase of four hundred ninety-one
13 dollars and thirty-six cents (**\$491.36**) to the contract sum with Microsurfacing Contractors
14 LLC. for the 2023 Subdivision Pavement Surface Preservation and Crack Seal Program
15 Contract, for a revised total cost of one hundred eighty-three thousand, eight hundred
16 thirty-nine dollars and eighty-six cents (**\$183,839.86**) is approved, subject to budgetary
17 limitations.

18 Section 2. The Jefferson County, Missouri, Council authorizes the County
19 Executive to execute Change Order Number 1 to the 2023 Subdivision Pavement Surface
20 Preservation and Crack Seal Program with Microsurfacing Contractors LLC. and any
21 agreements or contracts necessary to effectuate the award of the bids and proposals set

1 forth in this Ordinance. The County Executive is further authorized to take any and all
2 actions necessary to carry out the intent of this Ordinance.

3 Section 3. Copies of all Invitations for Bid, response thereto, any contract
4 agreements and Change Orders shall be maintained by the Department of the County Clerk
5 consistent with the rules and procedures for the maintenance and retention of records as
6 promulgated by the Secretary of State.

7 Section 4. This Ordinance shall be in full force and effect from and after its date
8 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall
9 not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, County Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO**
2 **AWARD THE ENGINEERING SERVICES CONTRACT AND TO EXECUTE**
3 **THE AGREEMENT BETWEEN JEFFERSON COUNTY, MISSOURI AND**
4 **CRAWFORD, MURPHY, & TILLY, INC. (CMT), FOR THE PREPARATION OF**
5 **THE JEFFERSON COUNTY BICYCLE AND PEDESTRIAN MASTER PLAN.**

6 **WHEREAS**, Jefferson County, Missouri does not currently have a Master Plan for
7 safe bicycling and pedestrian accessibility; and

8 **WHEREAS**, Jefferson County, Missouri believes that it would be beneficial to
9 develop a Master Plan to establish a comprehensive and interconnected network of safe,
10 accessible, and convenient routes for modes of transportation other than motorized
11 vehicles; and

12 **WHEREAS**, Jefferson County, Missouri issued a Request for Qualifications for
13 professional engineering and planning services related to the development of a bicycling
14 and pedestrian Master Plan, including roadway analysis, ADA compliance and general cost
15 estimation; and

16 **WHEREAS**, Jefferson County, Missouri in response to a certain Request for
17 Qualifications issued by the County, received proposals for professional engineering and

1 planning services related to the development of a bicycling and pedestrian Master Plan;
2 and

3 **WHEREAS**, after reviewing the proposals, Jefferson County determined that a
4 certain engineering firm, Crawford, Murphy & Tilly, Inc. (CMT), represents the best
5 qualified proposal for the professional engineering and planning services related to the
6 development of a bicycling and pedestrian Master Plan, and meets the Request for
7 Qualifications by the County; and

8 **WHEREAS**, Jefferson County, Missouri finds it now necessary and in the best
9 interest of the County to award the Contract for the development of a bicycling and
10 pedestrian Master Plan, to Crawford, Murphy & Tilly, Inc. (CMT), as the best qualified
11 firm and to execute an agreement for the professional engineering and planning services
12 Contract not to exceed two hundred fifty thousand dollars and no cents **(\$250,000)**, subject
13 to budgetary limitations. A copy of said agreement is attached hereto as Exhibit A.

14 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
15 **AS FOLLOWS:**

16 Section 1. Jefferson County awards the professional engineering and planning
17 services Contract for the professional engineering and planning services Contract to the
18 best qualified firm, Crawford, Murphy & Tilly, Inc. (CMT), in an amount not to exceed
19 two hundred fifty thousand dollars and no cents **(\$250,000)**, subject to budgetary
20 limitations.

21 Section 2. The Jefferson County, Missouri, Council authorizes the County
22 Executive to execute any agreement or document necessary to effectuate the award of the

1 contract set forth in the Ordinance. A copy of said agreement is attached hereto as Exhibit
2 A and incorporated by reference.

3 Section 3. Copies of all Request for Qualifications, responses thereto, any contract
4 agreements and change orders shall be maintained by the Department of the County Clerk
5 consistent with the rules and procedures for the maintenance and retention of records as
6 promulgated by the Secretary of State.

7 Section 4. This Ordinance shall be in full force and effect from and after its date
8 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall
9 not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, County Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1210

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s)_____

1 **AN ORDINANCE INCORPORATING, APPROVING AND AUTHORIZING**
2 **A CONTRACTUAL AGREEMENT FIXING SALARIES AND OTHER**
3 **CONDITIONS AND TERMS OF EMPLOYMENT OF CERTAIN EMPLOYEES OF**
4 **THE JEFFERSON COUNTY, MISSOURI, DEPARTMENT OF PUBLIC WORKS,**
5 **HIGHWAY DIVISION FROM JANUARY 1, 2024, TO DECEMBER 31, 2026, BY**
6 **AND WITH INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL**
7 **148.**

8 **WHEREAS**, Jefferson County, Missouri, (“County”) through The Department of
9 Public Works and the Highway Division, is engaged in furnishing an essential public service
10 which vitally affects the health, safety, comfort and general well-being of the people in the
11 County; and,

12 **WHEREAS**, it is the obligation of the County to expend public money in the
13 Highway Fund to achieve the best roads and highways possible at a reasonable cost to the
14 taxpayers of Jefferson County, Missouri; and,

15 **WHEREAS**, this responsibility to the public is also the responsibility of employees
16 of the County and requires that any disputes pertaining to the interpretation of rights of the

1 employees and County be settled in an orderly way and the law prohibits any interruption of
2 service; and,

3 **WHEREAS**, in accordance with operating a Highway Division within The
4 Department of Public Works (“Division”) said Division has personnel in its employ who
5 are not fully covered by all of the terms and conditions of the Jefferson County, Missouri,
6 Personnel Administration Program’s Rules and Regulations, Merit System and Pay Plan
7 and have been historically represented through contract by an agent for the employees of
8 the Department of Public Works and most specifically the Highway Division; and,

9 **WHEREAS**, it is agreed with the bargaining agent for the employees of the
10 Division represented by that agent (International Union of Operating Engineers, Local 148
11 , “Union” or “Agent”) that this responsibility to the public is a mutual responsibility of
12 employees and Jefferson County, Missouri, (“Management” or “County”) which requires
13 that any disputes pertaining to the interpretation of rights of the employees and
14 management be settled in an orderly manner without interruption of service through the
15 Agreement and Contract set out below as part of and incorporated into this Ordinance; and,

16 **WHEREAS**, the parties to this Agreement and Contract have negotiated in good
17 faith with the advice of legal counsel, agents and/or other representatives of each party and
18 each hereby acknowledge that they and/or their representatives have read this Agreement
19 and Contract set forth herein, understand and agree to the same and desire the Jefferson
20 County, Missouri, Council to approve this Agreement and Contract as it is in the best
21 interests of all parties thereto and the citizens of Jefferson County, Missouri; and,

1 **WHEREAS**, this Ordinance incorporating the Agreement and Contract of the
2 parties shall constitute the whole and complete Agreement and Contract by and between
3 the County, the bargaining agent and the employees referred to herein and that the same
4 may be modified from time to time by mutual agreement in writing of the parties as set
5 forth below after approval by the Union and Jefferson County, Missouri, Council.

6 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
7 **AS FOLLOWS:**

8 **SECTION 1. RECOGNITION OF BARGAINING AGENT**

9 A. (1). The County recognizes the International Union of Operating Engineers, Local
10 148, as the sole and exclusive bargaining representative of employees of the Jefferson County,
11 Missouri, Highway Division engaged in the maintenance, repair and construction of Jefferson
12 County's roads and bridges, but not including supervisory, technical, office or clerical
13 employees. Local No. 148 is the sole and exclusive bargaining representative, for the purpose
14 of presenting proposals to the County relative to salaries and other conditions of employment
15 and meeting, conferring and discussing such proposals with the County or its designated
16 representative with respect to the above-specified employees of the Jefferson County
17 Highway Division.

18 A. (2). All employees of the Bargaining Unit represented by the International Union
19 of Operating Engineers, Local 148, shall be governed by the ordinances of the County relating
20 to them. Those persons who have a physical or mental impairment which would entitle them
21 to an accommodation under the American with Disabilities Act of 1990, 42 U.S.C. Section

1 12101, insofar as such accommodation is required to be made, may be exempt from various
2 provisions of this Ordinance, Agreement and Contract which conflict with an accommodation
3 required to be made. Employees who believe they are disabled shall notify the Human
4 Resources Manager, specifying the nature of the claimed disability and any reasonable
5 accommodation that may be required. The Human Resources Manager shall prepare a written
6 form on which such information shall be provided. The Human Resources Manager shall
7 require the employee to submit to an appropriate medical examination to determine the nature
8 of the disability and any reasonable accommodation that may be required.

9 A. (3). It shall be the responsibility of Local 148 to present its written requests for
10 changes to this Ordinance and to meet and confer with regard to this Ordinance to the County
11 by August 1 of the final year of this Ordinance, Agreement and Contract.

12 **SECTION 2. WORK SCHEDULE**

13 A. Employees shall be guaranteed a forty (40) hour work week between each
14 Sunday at 6:30 p.m. and Friday at 11:59 p.m. Under a State of Emergency that is applicable
15 to Jefferson County, Missouri, as declared by the County Executive, Missouri Governor or
16 United States President that pertains to a health, safety or welfare crisis, the County will make
17 every effort to provide a forty (40) hour work week. Each employee of the Jefferson County
18 Highway Division covered by this Ordinance, Agreement and Contract shall be required to
19 work forty (40) hours during said period each week, as scheduled by the Highway Division,
20 and report to work at the time scheduled. Unless otherwise directed by the County, an
21 employee's workday shall be from 6:30 a.m. to 3:00 p.m. including a one-half hour unpaid

1 meal period, Monday through Friday. At the discretion of the County, a summer work
2 schedule may be modified to 5:30 a.m. to 2:00 p.m. with all other conditions being held the
3 same. Management will inform the Union at the next scheduled Labor-Management meeting
4 prior to this modification going into effect. Employees shall be excused from reporting for
5 work at the time scheduled and working as scheduled only for those reasons specified in this
6 Ordinance and any other reason hereafter authorized by the County.

7 B. (1). Employees shall be entitled to be absent from all or part of any three (3) work
8 days in a calendar year which shall be considered "personal time off". An absence from
9 scheduled time of work on any one (1) day of an hour or longer or leaving before the end of
10 the scheduled workday shall be considered a time of personal time off. Personal time off
11 requests shall be evaluated on a case by case basis during any time when emergency
12 conditions exist, including times of snow removal. An employee shall not be paid for personal
13 time off. In cases where an employee needs to be absent from work, they should inform their
14 Supervisor at least thirty (30) minutes prior to the starting of their scheduled shift the date of
15 the absence. Employees are not entitled to unpaid time outside of these prescribed "personal
16 time off" days, or any unpaid leave covered by the Personnel Administration Program
17 (military leave, FMLA, etc.). Any unapproved events of "no pay" shall be subject to discipline
18 pursuant to Section 17, Paragraph B (17).

19 B. (2). In other than emergency situation that is beyond the employee's control and
20 the employee needs to be absent from work, an employee who does not notify their supervisor
21 at least thirty (30) minutes prior to the start of their scheduled shift may receive up to a verbal

1 warning on the first failure to notify and shall receive a written reprimand on a second and all
2 subsequent failures to notify.

3 B. (3). A failure to notify shall be considered an unauthorized absence from work and
4 cause for discipline pursuant to Section 17(B) (17) to the extent not inconsistent with this
5 paragraph B.

6 C. All employees required to work over forty (40) hours in a workweek shall
7 receive time and one-half (1 1/2) their regular hourly rate for all time over forty (40) hours
8 worked during that week.

9 D. Employees shall work overtime when requested to do so by a Supervisor in
10 order to complete a project which is not completed at the end of the employees' work day,
11 provided that notice be given the employee two (2) hours prior to the end of the work day.
12 On all days when snow or ice is being removed employees shall contact their district shed and
13 leave a phone number where they can be contacted to give notice of when their services will
14 be needed. Each employee shall be assigned to a shift for snow removal based upon the Snow
15 Route Assignment Policy that is attached hereto as Exhibit B. All employees may be required
16 to work mandatory overtime during a snow emergency or county declared state of emergency.
17 A snow emergency exists when declared by the Director of Public Works.

18 E. All overtime is to be authorized by a Highway Supervisor and to be
19 distributed as equally as possible among workers in the district by the classifications
20 affected. The Highway Division will maintain a record of overtime that will be posted and
21 available for employees' information. Any employee who refuses offered overtime shall

1 be considered to have received the offered overtime, and it shall be included in the record
2 of overtime. Overtime work in any district shall be first offered to the employees in that
3 district who have classifications that qualify them for the work required.

4 F. The Highway Division may schedule employees to work four (4) days each
5 week for ten (10) hours per day. The daily work schedule is 5:30 a.m. to 4:00 p.m., including
6 a half-hour unpaid lunch period, at the discretion of the Director of Public Works or as
7 designated. There shall be no shift differential during the time that the four (4) day per week
8 ten (10) hour per day schedule is in effect.

9 G. Employees called out to work outside of their regular daily work schedule
10 shall be paid for four (4) hours work regardless of if the hours worked is less than four (4)
11 hours. The difference between the hours worked and four (4) hours shall not count toward
12 the calculation of overtime. All 9-1-1 call outs will be paid at overtime rates for hours worked.

13 **SECTION 3. WAGES**

14 A. On the date of adoption of this Ordinance, Agreement and Contract, the
15 following rates of pay shall be in effect:

16	<u>CLASSIFICATION</u>	<u>2024 Hourly Rate</u>
17	Master Mechanic	\$27.00
18	Mechanic/Welder	\$25.69*
19	Parts Person	\$25.69*
20	Lead Person (Full-Time or Temporary)	10% above Operator/Laborer**

1	Operator/Laborer	\$23.82*
2	Driver/Laborer II	\$23.24***
3	Driver/Laborer I	\$19.00
4	Temporary Employee	\$16.00

5 * The wages shown for Mechanic/Welder, Parts Person, and Operator/Laborer
6 are for new hires only. Any promotion into these classifications from a lower
7 classification will be paid the current rate of pay for those classifications.

8 ** The Lead Person shall make 10% above the current rate of Operator/Laborer at the
9 time of promotion.

10 *** The wage shown for Driver/Laborer II is only for employees promoted from the
11 Driver/Laborer I classification. After 12 months, these promoted employees will
12 receive an increase to equal the pay of the current Driver/Laborer II classified
13 employees. At no time will the number of employees classified as Driver/Laborer I
14 exceed 40% of the total employees classified as Driver/Laborer.

15 B. Annual pay adjustments shall be applied to all current bargaining unit
16 employees affected under the terms of this agreement. Annual pay adjustments shall be as
17 follows:

- 18 1) For bargaining unit employees hired on or before January 1, 2024, a \$1.25 increase
19 in hourly pay rate.
- 20 2) For bargaining unit employees hired on or before January 1, 2025, a \$0.75 increase
21 in hourly pay rate.

1 3) For bargaining unit employees hired on or before January 1, 2026, a \$0.75 increase
2 in hourly pay rate.

3 These pay adjustments shall be made at the beginning of the pay period closest to the first of
4 the year.

5 C. Employees shall be paid every other Friday.

6 D. An employee will not be assigned to do work of a classification that receives
7 pay higher than the employee's classification.

8 E. Employees working before or after their regularly scheduled day shift shall
9 receive a shift differential in addition to their regular wages of \$0.75 (seventy-five cents) for
10 each hour worked during such periods. An exception to the additional wages of \$0.75 per
11 hour shall be a scheduled ten (10) hour workday.

12 F. IUOE Local 148 and Highway Superintendent shall mutually agree on two
13 designated contract employees that are willing and dedicated to performing driver training
14 compliant with Federal Entry-Level Driver Training (ELDT) program requirements. These
15 ELDT participants shall temporarily receive an hourly pay rate of Lead Person for all recorded
16 and approved ELDT performed. If the Federal ELDT program requirements instead become
17 optional recommendations, then the County reserves the right to consider on-the-job driver
18 training as any regular work function. Under this scenario, additional hourly rate
19 compensation would not occur.

20 **SECTION 4. BIDDING AND POSTING**

1 A. The County shall, from time to time, determine the number of employees
2 required in each classification. In no event shall an employee's classification, other than those
3 specified in Section 4 (C) of the order, be changed to a lower paying classification without the
4 employee's consent.

5 B. (1). When it is determined an opening exists in any classification other than those
6 specified in Section 4 (C) of the order, the opening shall be posted forthwith. Such posting
7 shall identify the classification, job requirements and location for which bids will be received.
8 Such opening shall remain posted for a period of five (5) days exclusive of Saturdays, Sundays
9 and holidays.

10 B. (2). The Highway Superintendent or Heavy Fleet Manager, whomever is the
11 relevant manager, shall determine the employee that is to be awarded the bid. Their decision
12 shall be based on the employee's seniority and ability to meet the requirements specified in
13 the job description. The person awarded the bid shall be required to demonstrate the ability
14 and competency to perform in the classification awarded within thirty (30) days of the award
15 unless a different time period is specified in the job description. The employee shall not
16 receive the pay rate for the classification awarded until such demonstration has been made to
17 the satisfaction of the Highway Superintendent. The Highway Superintendent or Heavy Fleet
18 Manager, whomever is the relevant manager, may establish tests and performance necessary
19 to establish the ability and competency to perform the classification.

20 B. (3). If the person awarded the bid has not demonstrated ability and competency
21 within the time specified, the employee shall return to the employee's prior classification, and

1 the opening shall be rebid. If no bidders are qualified, then a non-employee may be hired to
2 fill the opening.

3 B. (4). Employees who have failed to demonstrate the ability and competency to
4 perform in a classification awarded shall not be eligible to bid on the same job classification
5 until six (6) months from the date of failure of demonstration. Employees who refuse a bid
6 awarded to the employee shall not be eligible to bid on any job classification bid posting until
7 six (6) months from the date of refusal.

8 C. A Lead Person (Temporary) may be designated by the County on any work
9 crew as needed. This could take place in addition to or in absence of an employee assigned
10 to said crew that might hold the job classification of Lead Person (Full-Time).

11 D. (1). The following classifications shall be filled by the County without resorting
12 to bidding or the procedures set forth in Paragraph B of this section and shall serve at the
13 pleasure of the County: Lead Person (Temporary), Parts Person and Master Mechanic. The
14 classification of Lead Person (Full-Time) is subject to the procedures set forth in Paragraph B
15 of this section and does not serve at the pleasure of the County.

16 D. (2). Any demotion from the position of Lead Person (Temporary), Parts Person or
17 Master Mechanic carries with it a corresponding reduction in hourly compensation.

18 E. In the event that any person who shall have been appointed to a classification is
19 removed from that classification or desires to be reduced to a classification of lesser pay, the
20 employee shall be placed in the highest paying classification previously held, unless the
21 employee specifies a lower paying classification.

1 F. Probationary employees shall be eligible to bid for classification openings.

2 G. The County reserves the right of assignment of its employees to such jobs
3 within their classification or any lower paying classification and at such locations it deems
4 appropriate, provided that there shall be no decrease in salary.

5 H. An employee shall not be considered qualified for any classification that
6 receives higher pay than the employee's classification at the time of a bid.

7 **SECTION 5. SAFETY SHOES**

8 A. The County shall purchase and furnish to each member of the bargaining unit
9 one (1) pair of safety shoes per year with steel or composite toes. Each employee shall be
10 required to wear safety shoes at all times while engaged in their employment with the
11 Jefferson County Highway Division. An employee may wear like shoes containing steel or
12 composite toes which are approved by the Highway Division in lieu of wearing the shoes
13 furnished under the provisions of this section. The County may issue a voucher to each
14 employee for this purpose in an amount not to exceed One Hundred Seventy-Five Dollars
15 (\$175.00).

16 **SECTION 6. UNIFORMS**

17 The County shall furnish for each employee in the bargaining unit uniforms. Each
18 employee for whom uniforms are provided shall be responsible for the maintenance and
19 protection of the uniforms and responsible for any lost or damaged uniforms other than
20 ordinary wear and tear, as defined by any existing agreement with the County's contracted
21 vendor. Each employee for whom uniforms are furnished shall wear the uniforms at all times

1 while engaged in their employment for the Jefferson County Highway Division. Employee
2 provided solid white, non-graphical t-shirts may be worn in place of the uniform shirt from
3 May 1st through October 1st of each calendar year at the employee's discretion, and from
4 October 1st through May 1st at the supervisor's discretion. High-visibility safety garments,
5 approved by the Highway Superintendent and/or Safety Officer, shall be worn as the
6 outermost garment at all times while on duty. Newly hired employees shall not be provided
7 uniforms during their first 90-days of probation.

8 The wearing of County provided uniform shirts is mandatory; however, the wearing
9 of uniform pants is the option of the employee. Any employee that exercises their option to
10 reject the issuance of County provided uniform pants shall not receive the option to accept
11 them again until the start of the next uniform contract or renewal thereof.

12 **SECTION 7. HOLIDAYS**

13 A. Employees shall be granted, with pay, all holidays legally observed and
14 authorized by the County Executive each calendar year.

15 B. Holidays falling on Sunday shall be celebrated on the following Monday.
16 Holidays falling on Saturdays shall be celebrated on the preceding Friday.

17 C. Holidays not worked shall be counted as days worked in computing weekly
18 overtime.

19 D. Employees shall receive holiday pay only if they are paid for eight (8) hours
20 of work the day directly preceding and the day immediately following the holiday.

1 E. Each County observed holiday shall run from 12:00 a.m. to 11:59 p.m.
2 Employees affected under the terms of this agreement that are required to work on a County
3 observed holiday shall only receive overtime pay status for actual time worked during the
4 observed limits of the holiday.

5 **SECTION 8. ANNUAL LEAVE**

6 A. The employees shall be granted paid annual leave. One day of annual leave
7 shall be equal to a maximum of eight (8) work hours. Annual leave taken shall be calculated
8 based upon the number of hours taken. For clarification, in the event of a ten (10) hour work
9 day, only eight (8) hours of annual leave may be applied. Annual leave shall be granted in
10 accordance with the following schedule:

11	<u>Years of Service</u>	<u>Annual Leave Accrual</u>
12	During one (1) year of service:	.5 days per month
13	During two (2) through seven (7):	1.0 days per month
14	During eight (8) through fourteen (14):	1.5 days per month
15	During fifteen (15) through nineteen (19):	2.0 days per month
16	During twenty (20) and each year thereafter:	
17	Add one (1) additional day per year with a maximum of thirty	
18	(30) days leave per anniversary year	

19 B. (1). Employees may request annual leave in increments of at least one (1) hour.

1 B. (2). A year shall be considered completed on the first day on the month following
2 actual completion of twelve (12) months of service, except if twelve (12) months of service
3 are completed on the first working day of the month, that day shall be the completion date.

4 B. (3). An employee shall continue to earn annual leave during a period of paid leave.

5 B. (4). An employee shall not earn annual leave during a month in which the
6 employee was on leave without pay for more than fifteen (15) calendar days (includes workers
7 compensation).

8 B. (5). An employee may not maintain a balance in excess of the annual leave accrued
9 for the current anniversary year.

10 C. After an employee has been employed for two (2) years, the employee may
11 take up to two (2) weeks of accrued annual leave, in increments of at least one hour provided
12 that any request for annual leave is made twenty-four (24) hours in advance for each full day
13 requested to be off work. Employees may take accrued annual leave in increments of one
14 hour, provided the request has been made in writing delivered to a supervisor not less than
15 twenty-four (24) hours prior to the commencement of the annual leave period requested. The
16 Supervisor shall have a minimum of twenty-four (24) hours and a maximum of forty-eight
17 (48) hours to approve or deny the requested annual leave period depending on the number of
18 days off in the request. All annual leave requests received shall be subject to the limitations
19 set forth in Paragraph B (1).

20 D. In the event two (2) or more employees select the same dates of annual leave,
21 seniority shall prevail.

1 E. In the event of termination of employment, the employee or their estate shall
2 receive all accrued annual leave pay.

3 F. Annual leave days not worked and safety time not worked shall be counted as
4 days worked in computing weekly overtime.

5 G. Employees may be required to work the Saturday and Sunday before their
6 scheduled week of annual leave during the months of November, December, January,
7 February and March.

8 H. Upon request from the employee, the County may buy back up to ten (10)
9 days annual leave from employees with more than fifteen (15) years of service, and up to five
10 (5) days annual leave from employees with less than fifteen (15) years of service, in forty (40)
11 hour blocks. A minimum of twenty (20) hours of annual leave must remain after any buy
12 back.

13 **SECTION 9. BEREAVEMENT LEAVE**

14 A leave of absence with pay not to exceed three (3) days per death will be allowed
15 to attend the funeral of an employee's immediate family. The term "immediate family"
16 shall mean (including step) children, spouse, parents, grandparents, brother, brother in-
17 law, sister, sister in-law, and parents and grandparents of spouse.

18 The employee must provide a funeral notice specifying the relationship in order to be
19 entitled to the leave provided in this paragraph.

20 **SECTION 10. SENIORITY**

1 A. Employees shall have seniority from their original date of employment with
2 the Highway Division. Any reduction in personnel shall be on a seniority basis, that being
3 the employee with the least seniority being the first laid off. The last employee laid off shall
4 be the first employee recalled, at their previous rate of pay, provided the employee returns to
5 work within four (4) days of notification by the County. Any time worked for a different
6 County department will not advance new employees beyond existing employees, but will be
7 counted as time of service for any accrued benefits.

8 B. All new employees shall be on probation for a period of one-hundred eighty
9 (180) days. The probationary period may be extended ninety (90) days by the County upon
10 written notice to the employee during term of the initial one-hundred eighty (180) days of
11 employment. During the probationary period, the employee may be discharged without cause
12 and shall have no recourse to the grievance procedure provided herein.

13 C. The County reserves the right to hire up to twelve (12) temporary employees
14 annually who shall not be governed by the terms of this Ordinance during the term of
15 temporary service up to ninety (90) calendar days.

16 **SECTION 11. SICK LEAVE**

17 A. Full-time regular employees shall earn and accrue sick leave benefits at the
18 rate of eight (8) hours per pay month up to a maximum of nine hundred sixty (960) hours. An
19 employee will continue to earn sick leave during a period of paid leave. An employee will not
20 earn sick leave during a pay month in which the employee was on a leave without pay for
21 more than fifteen (15) calendar days.

1 B. An employee may use sick leave only for a bona fide illness, injury,
2 pregnancy, or for medical, dental, or psychiatric examination or treatment. Loss of work time
3 due to illness in the immediate family of an employee, which requires the personal care and
4 attention of the employee, may be charged against the accumulated sick leave of the
5 employee. The term "immediate family" shall mean (including step) children, spouse, parents,
6 grandparents, grandchild, brother or sister, and parents of the employee's spouse. Unusual
7 cases will be handled on an individual basis by the Director of Administration. Employees
8 shall not have the option to take a sick day unpaid if they have accruals available to them in
9 their bank. Sick leave may be taken in increments of at least one hour.

10 C. Sick leave exceeding three (3) consecutive days or sick leave that is extended
11 and is subject to a short-term disability will require a physician's certification stating that the
12 employee cannot perform the essential duties of the job. The County reserves the right to
13 initiate a leave if the employee is unable to perform the essential duties of the job

14 D. Upon termination from County employment, an employee will not be
15 reimbursed for unused sick leave except when the employee retires after the age of fifty-five
16 (55) and the employee is a vested employee. An employee is vested after five (5) years of
17 continuous employment with the County. Vested, retiring employees will be compensated for
18 unused sick hours at a rate of fifty percent (50%) of accrued sick hours at the date of
19 termination of employment, or to an employee's estate upon their death.. This provision
20 applies only to employees hired before January 1, 2018. Employees hired after the effective

1 date of this policy will not be reimbursed for unused sick leave upon termination for any
2 reason.

3 E. Employees are expected to call in on each occasion of absence from work.
4 They should contact the County in accordance with departmental procedure prior to the start
5 of the workday when possible, but no later than one (1) hour after the start of their regularly
6 scheduled shift. Employees should understand that calling in, by itself, does not justify an
7 absence. It is the responsibility of the Highway Superintendent and, if necessary, the
8 Human Resources Manager to determine that absence from work is due to actual illness or
9 injury. Employees may be required to furnish a doctor's certification to support their
10 absence and/or verifying the fitness to return to work after an absence of more than three
11 (3) consecutive days.

12 F. Excessive absenteeism is grounds for disciplinary action up to and including
13 termination.

14 G. The Director of Public Works must verify records of the use of each
15 employee's sick leave and verify the accuracy as reported on the employee's monthly time
16 record

17 H. On a trial basis, the County will count Sick Leave days not worked as days
18 worked in computing weekly overtime. This trial period shall terminate on December 31,
19 2026. This provision will be reevaluated by the County at that time.

20 **SECTION 12. HEALTH AND BENEFIT PLANS**

1 The County will continue to offer the full-time employees of the Highway Division
2 with the same health and benefit plan(s) furnished the County's other full-time employees. If
3 an employee desires to cover their dependents under said health and benefit plan(s), it shall
4 be at their option and expense. County will allow retired bargaining unit employees to obtain
5 health insurance at the same rate as full time employees until such time as they are age 65 or
6 eligible for Medicare. Insurance premiums for retired bargaining unit employees shall be paid
7 by the retired employee.

8 **SECTION 13. PENSION**

9 A. The County will maintain the employees' participation under the Missouri
10 Local Government Employee Retirement System hereinafter referred to as "LAGERS" and
11 pay the full cost thereof.

12 B. All employees shall participate in LAGERS Pension Program in accordance
13 with the prescribed rules and regulations of said plan and shall receive an annual statement of
14 their pension status.

15 **SECTION 14. SAFETY**

16 A. In order to eliminate unsafe conditions or working practices there shall be
17 created a safety committee. Said committee to work out safety rules concerning employees
18 and equipment such as safety goggles, fire extinguishers and first aid kits on all vehicles, etc.
19 This committee shall consist of a member elected from each district shed and all of the
20 Highway Supervisors, Highway Superintendent, and the Safety Supervisor. This committee

1 shall meet at least once a month to discuss safety called by Highway Superintendent. The
2 Business Agent of the Union may attend these safety meetings.

3 B. Each employee who is injured or is involved in an occurrence where others
4 are injured, each employee who causes or is present when property of the Highway Division
5 or others is damaged when caused by or involving an employee of the Highway Division, or
6 observes a hazardous condition or defective equipment, shall on the date of the occurrence or
7 observation report the same to the employee's Supervisor, and make a written report on a form
8 provided by the Highway Division.

9 C. The written report addressed above shall be discussed at the next scheduled
10 safety meeting to document that action was taken to correct the condition or immediate action
11 needs to be taken to correct the unsafe condition. An employee who submits a safety
12 complaint in writing shall receive in writing a decision made by the safety committee or
13 Supervisor.

14 D. It is all employees' responsibility to be safety minded and cautious and shall
15 report all hazardous and faulty equipment problems to the safety committee delegate in
16 writing. The safety committee delegate shall inspect the condition and bring it to the attention
17 of the immediate Supervisor who at that time shall make a decision on the safety problem.

18 E. The County may, at its option, install Automatic Vehicle Location ("AVL")
19 technology and equipment in County vehicles for purpose of monitoring speed, location and
20 other data.

1 F. The County may, at a later date, enter into a Memorandum of Understanding
2 (MOU) to this contract that establishes a comprehensive safety incentive program. Said
3 program shall be negotiated between Labor and Management, then brought before the Council
4 for final approval.

5 **SECTION 15. GRIEVANCE PROCEDURE**

6 **Step 1:** An employee aggrieved by a violation of this order may file a grievance
7 within five (5) normal working days of the event, occurrence or matter from which the
8 grievance arises by taking it up with the immediate Supervisor of the employee along with
9 the employee's Shop Steward. If a disposition satisfactory to the employee is not made within
10 five (5) normal working days, the grievance may be taken to Step 2 by reducing the grievance
11 to writing as required in Step 2.

12 **Step 2:** To proceed to Step Two of the grievance procedure the written grievance
13 must be presented to the Director of Public Works or designated representative within five
14 (5) normal working days after a failure to have a satisfactory disposition at Step 1. The
15 written grievance shall specify the date of the occurrence upon which it is based, the section
16 of this Ordinance claimed to have been violated and a short, concise, plain statement of
17 facts constituting the violation. The employee/grievant must send a copy to the Business
18 Representative of the Union. The Business Representative shall have five (5) days from
19 receipt of the grievance by the Director of Public Works or designated representative to
20 take up the grievance and request a meeting for the purpose of disposition of the grievance.
21 The meeting shall be scheduled by the Director of Public Works or designated

1 representative at time agreeable to both parties. Following the meeting, the Director of
2 Public Works or designated representative shall issue a written response to the
3 employee/grievant and the Business Representative. If no written response is issued within
4 five (5) working days the grievance may be taken up in Step 3.

5 **Step 3: (a)** In the event of a grievance not involving the discharge of an employee
6 the Business Representative shall within ten (10) normal working days submit the written
7 grievance to the Jefferson County Director of Administration for mediation and settlement.
8 The Director of Administration shall determine whether the written grievance states facts
9 constituting a violation of this Ordinance, and if the Director of Administration determines
10 that facts are stated which constitute a violation of this Ordinance, he or she will set the
11 grievance for hearing on a date convenient to the parties.

12 **(b)** The hearing will be scheduled at a time mutually agreed to by both
13 parties. The grievant, one (1) steward and no more than two (2) witnesses may attend on
14 county time provided the Director of Administration is notified in writing ten (10) days prior
15 to the hearing of the names of said persons.

16 **(c)** Where the grievance involves the discharge of an employee covered
17 by this Ordinance, if not settled in Step Two, the Union and the Highway Division shall each
18 designate a representative and the two (2) so designated shall select a third person to meet as
19 an grievance committee. The grievance committee shall be established within ten (10)
20 calendar days. A decision of the committee may be reached upon the concurrence of any two
21 of the three members.

1 **(d)** A hearing will be scheduled as soon as feasible after selection of the
2 third committee member. The grievance committee shall keep a complete record of the
3 hearing before it, including any exhibits or papers submitted to it in connection with the
4 hearing and a complete record of any testimony taken.

5 **(e)** In the event the decision of the grievance committee is unsatisfactory
6 to either the employee or the Highway Division, either may, within five (5) work days after
7 receipt of the decision of the grievance committee, file a written notice of appeal to the
8 Director of Administration by delivering such notice of appeal to the office of the Director of
9 Administration.

10 **(f)** When an appeal is taken, the Director of Administration shall order
11 the complete record, including a transcript of the proceedings, be filed with the Director of
12 Administration and be available to the employee, employee's representative and the Highway
13 Division.

14 **(g)** Any cost of the third party on the committee and cost of transcript (if
15 requested) shall be paid equally by the employee and the Highway Division.

16 **(h)** Upon the receipt of the notice of appeal, the Director of Administration
17 shall cause the record of the hearing before the grievance committee to be reviewed. The
18 decision of the Director of Administration, upon such review, will be final.

19 **(i)** The prescribed time limits may be extended by mutual agreement
20 whenever necessary in order for these provisions to be implemented. The interpretation of

1 "days" within this section is to be normal workdays (Monday through Friday) exclusive of
2 holidays.

3 (j) In the event it is finally determined the employee should not be
4 discharged, the employee shall immediately return to work and receive back pay from the
5 time of discharge.

6 (k) Time is of the essence on both parties, and each of the times set forth
7 for the performance of any act by the one filing the grievance or the responding party must be
8 complied with, or the grievance shall be considered abandoned and any rights under this
9 section waived unless extension of time is agreed to by both the employee and the Highway
10 Division.

11 (l) The Business Representative of the Union shall have the right to visit
12 the departments where grievances exist to investigate such grievances. Notification shall be
13 issued to the Highway Superintendent ahead of any visits. The time limits spelled out in this
14 procedure may be extended if both Parties are mutually agreeable to an extension.

15 **SECTION 16. JURY DUTY**

16 If an employee is called for jury duty, the County will pay the difference between the sum
17 received for such jury duty and their regular weekly pay based on forty (40) hours.

18 **SECTION 17. WORK RULES (DISCIPLINE, DISCHARGE, TERMINATION)**

19 A. Discipline: A formal written letter of reprimand warns the employee of a
20 serious violation against the Jefferson County Highway Rules, or this Ordinance. Letters of

1 reprimand shall be issued to the employee within ten (10) business days of the violation,
2 unless circumstances require a longer time period.

3 1. First written letter of reprimand serves as a strong warning to the
4 employee that a change in behavior must be made and becomes a matter of the
5 employee's personal record.

6 2. Second written reprimand received within twelve months of the first
7 written reprimand, whether by reason of violation of the same item or not, warrants a
8 layoff without pay not to exceed five (5) scheduled working days.

9 3. Third written reprimand received within twelve months of the first
10 written reprimand whether by reason of violation of the same item or not, shall be just
11 cause for termination.

12 4. All provisions of this Section are subject to the grievance procedure.
13 The County retains all discretionary rights that are detailed in this Ordinance.

14 5. In the event that an employee needs to be absent from work because
15 of illness or injury, the employee shall notify their immediate supervisor at least thirty
16 (30) minutes prior to the start of their scheduled shift on the date of such absence. In
17 the event of an injury or illness, if the employee expects to be absent from work more
18 than one day, they shall so notify their immediate supervisor of the length of time they
19 expects to be absent and need not give additional notification for those days that the
20 employee has indicated.

1 6. Discipline shall be administered based on the number of reprimands
2 the employee has received, which have not been voided, at the time of receipt of a
3 reprimand.

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1 B. Causes for Discipline/Discharge:

NUMBER	ITEM/OFFENSE	IMMEDIATE DISCHARGE	FIRST WARNING	SECOND LAYOFF	THIRD DISCHARGE
1.	Convicted, plead guilty to or found guilty of a felony	X			
2.	Stealing or theft	X			
3.	Unauthorized use of Highway property or equipment for private purposes or for the benefit of others. Authorization shall be granted only by the vote of the County Council in open session or in emergency situations for the preservation of life or property by the County Council or other persons specifically authorized by the Council.	X			
4.	Immoral, indecent or disorderly conduct	X			
5.	Fighting during work hours with fellow employees	X			
6.	Anyone absent for (3) three days consecutive without notification	X			
7.	Drinking intoxicating beverages or using, possessing or selling illegal drugs during the work day including meal period	X			
8.	Falsification of records	X			

NUMBER	ITEM/OFFENSE	IMMEDIATE DISCHARGE	FIRST WARNING	SECOND LAYOFF	THIRD DISCHARGE
9.	Reporting to work under the influence of illegal drugs or alcohol	X			
10.	Using County property as transportation to procure alcoholic beverages or illegal drugs	X			
11.	Possession or use of a firearm on person on County property or during the work day including the meal period	X			
12.	Possession of any agent or device used to mask or otherwise evade a drug test or drug screening during the work day including the meal period	X			
13.	Employee's Commercial Driver's License (CDL) is either suspended, revoked or expired for longer than 60 days	X			
14.	Failure to wear safety shoes		X	X	X
15.	Failure to wear uniforms		X	X	X
16.	Serious insubordination where employee refuses without cause to follow reasonable request, order or direction of a supervisor			X	X
17.	An unauthorized absence from work		X	X	X
18.	An employee is tardy when the employee clocks in to start their shift more than five (5) minutes after the start of the employee's shift. An employee is subject to discipline each time the employee is tardy three (3) or more times during a three (3) month period		X	X	X

NUMBER	ITEM/OFFENSE	IMMEDIATE DISCHARGE	FIRST WARNING	SECOND LAYOFF	THIRD DISCHARGE
19.	Failure or refusal to work overtime when requested and required by this order under Section 2 (D)		X	X	X
20.	Negligence that results in damage or injury		X	X	X
21.	General insubordination		X	X	X
22.	Work performance not up standards		X	X	X
23.	Violation of Safety Rules or failure to make a report as required by Section 14 (B) of this order		X	X	X
24.	Garnishments in excess of those permitted by law		X	X	X
25.	Gambling while on duty		X	X	X
26.	Failure to perform any act required by this Ordinance		X	X	X
27.	Management reserves the right to discipline for just cause its employees for offenses and violations not specified herein, the parties hereto recognize it is impossible to list all possible grounds for discipline.		X	X	X
28.	Employee is delinquent on real estate or personal property taxes (only applicable if the County adopts similar requirements for all County employees)		X	X	X
29.	Operating a County vehicle in an unauthorized location or in excess of the speed limit, including determinations reached by reviewing AVL data		X	X	X
30.	Violations of the departmental Chain of Command policy		X	X	X

NUMBER	ITEM/OFFENSE	IMMEDIATE DISCHARGE	FIRST WARNING	SECOND LAYOFF	THIRD DISCHARGE
31.	Operating a County vehicle in violation of Exhibit C of this Ordinance without prior authorization from a Highway Supervisor, the Heavy Fleet Manager or the Highway Superintendent		X	X	X
32.	Sleeping while on duty		X	X	X

1 C. With respect to items Numbered 18 and 22, prior to issuing reprimands when
2 an additional event described will cause a reprimand to be issued, an oral warning shall be
3 given.

4 D. Employees shall, on request, give proof that they are licensed to operate motor
5 vehicles in the State of Missouri and have proper CDL licenses and shall inform their
6 Supervisor in the event their driver's license is suspended, revoked, or expired. In the event
7 that an employee has their CDL suspended or revoked, but has a hardship or other license to
8 operate a motor vehicle, that employee shall receive a deduction of One Dollar (\$1.00) per
9 hour from the employee's standard rate of pay up to 60 days. In the event that an employee
10 has their CDL suspended or revoked or is expired longer than 60 days and is not able to obtain
11 any license to operate a motor vehicle within 60 days as stated in item number 13; then that
12 employee shall be terminated from employment with the County.

13 E. The County may adopt additional work rules. Each employee shall be
14 furnished a copy of all work rules not included in this Ordinance and they shall be posted in
15 each shed. However, the International Union of Operating Engineers, Local 148 shall be

1 given a thirty (30) day notice of any changes to work rules for in order to allow for comments
2 before the changes are implemented. This thirty (30) day notice period shall only apply to
3 work rules applicable to the Highway Division and shall not apply to work rules enacted due
4 to an emergency.

5 F. All employees shall provide the County with a telephone number wherein they
6 may be contacted within a reasonable time in case of they are needed for overtime work and
7 particularly when they are needed for snow or ice removal. It is the employees' duty to
8 maintain such current phone numbers with the County.

9 G. Any employee who having plead guilty to, found guilty of or is convicted of
10 a charge of Driving While Intoxicated ("DWI") who then pleads guilty to, is found guilty of
11 or is convicted of a subsequent charge of DWI shall be subject to discharge.

12 **SECTION 18. DUES CHECKOFF**

13 A. The County shall deduct union dues and initiation fees owed to the union from
14 the paychecks of employees who have signed proper authorizations for such deductions from
15 their pay. Checkoff forms will be furnished by the union and approved by the County. The
16 County will remit monthly when deducted, all such union dues and initiation fees.

17 B. The County will recognize any authorization for deduction from wages that is
18 signed by the employee and complies with all laws. No such authorizations shall be
19 recognized if in violation of any law. No deductions shall be made which applicable law
20 prohibits.

21 **SECTION 19. DRUG POLICY**

1 A. The County adopts a policy to test employees of the Jefferson County
2 Highway Division for alcohol and controlled substance abuse testing with the intention of
3 creating a drug free environment for those employees.

4 B. Attached hereto, incorporated by reference and made a part hereof as Exhibit
5 A is that policy. Failure or refusal of any employee to be tested for drugs as provided in the
6 policy shall be cause to terminate the employee's employment.

7 **SECTION 20. EMPLOYEE ASSISTANCE PROGRAM**

8 The County has established an Employee Assistance Program for the benefit of the
9 members of the bargaining unit. After referral to the Employee Assistance Program by the
10 Highway Division or pursuant to its Drug Policy attached hereto, the employee shall be
11 required to comply with and perform in accordance with a program established. Failure to
12 comply with the program established shall, on the first occasion, result in suspension of the
13 employee for five (5) working days without pay, and on the second occasion, discharge.

14 **SECTION 21. LABOR-MANAGEMENT COMMITTEE**

15 The County shall establish a Labor-Management Committee for the purpose of
16 discussing work rules and other issues. The Labor-Management Committee shall be made up
17 of members of management and members of the bargaining unit and shall meet at such times
18 as agreed upon by its members. The Labor-Management Committee shall not have the
19 authority to negotiate any changes to this Ordinance.

1 **SECTION 22. PROHIBITION AGAINST HARASSMENT**

2 Jefferson County expressly prohibits any form of employee harassment based on race,
3 religion, sex, national origin, age, disability, or an individual's status in any class protected by
4 federal, state or local law. Improper interference with the ability of our employees to perform
5 their expected job duties will not be tolerated.

6 Specifically, with respect to sexual harassment, the County prohibits:

- 7 • Unwelcome sexual advances;
- 8 • Requests for sexual favors;
- 9 • All other verbal or physical conduct of a sexual or other offensive nature
10 where such conduct has the purpose or effect of creating an intimidating,
11 hostile or offensive working environment.

12 Any conduct which is deemed by the County to be harassment shall subject the guilty
13 employee to discipline including and up to immediate termination.

14 **SECTION 23. MANAGEMENT RIGHTS**

15 The County has and maintains the sole and exclusive right to control its properties,
16 manage its properties, manage its business, governmental functions and direct the working
17 force including by way of example but not in any way limited to, the right to hire, change,
18 amend, and enforce posted department and disciplinary rules and regulations; to increase or
19 decrease the working force, determine the number of job operations, the work to be performed
20 therein, the services to be performed, the methods to be employed in performing them and the
21 standards applicable thereto; to decide the number and location of its shops and other

1 installations and the closing down of the any shop or other installation, or any part thereof; to
2 alter, combine, transfer, assign or cease any job, department, operation or service; to decide
3 the work to be performed by its employees, the work to be contracted out or purchased; to
4 maintain safety, efficiency, order and compliance with federal and state regulation in and
5 within its departments and by its employees and the County maintains and retains all of its
6 managerial rights and they are vested solely and exclusively in the County.

7 **SECTION 24. LEGALITY**

8 Should any Section of this Ordinance, Agreement and Contract be declared by any
9 Court of competent jurisdiction to be invalid, the same shall not affect the validity of this
10 Ordinance as a whole or any part thereof other than the part so declared to be invalid.

11 **SECTION 25. TERM OF APPLICATION**

12 This Ordinance, Agreement and Contract shall apply to and control the terms and
13 conditions of employment of the employees specified herein from the date of Ordinance
14 execution to December 31, 2026, except as otherwise provided.

15 **SECTION 26. MISCELLANEOUS ORDAINING PROVISIONS**

16 A. Rules, Regulations and Orders:

17 Employees shall comply with all of County rules, regulations, and
18 orders, including those relating to personal conduct and to work
19 performance. The County shall provide employees with a copy of the

1 work rules and any changes thereto when they become effective.
2 Changes to these are not subject to impact bargaining.
3 Nothing in this Agreement shall be interpreted or construed in a way
4 that would prevent the County and/or the Department from complying
5 with any duty or obligation placed upon the County and/or Department
6 by operation of law.

7 B. Outside Employment:

8 Employees may hold other employment so long as the other outside
9 employment does not create a conflict of interest with the employee's
10 employment by the County, and does not interfere with the employee's
11 ability to work as scheduled, or otherwise limit the employee's ability
12 to perform his or her job when called upon to return to work or perform
13 outside of the normal schedule for that employee. Employees desiring
14 to hold other outside employment shall notify the Director in writing for
15 approval. Such outside employment may be denied by the Director,
16 with the consensus of the Director of Administration, at any time.

17 C. Enactment:

18 The Jefferson County, Missouri, Council hereby authorizes the County
19 Executive to further execute any and all documents which are required
20 to carry out the intent of this Ordinance which constitute the terms and
21 conditions of the Agreement and Contract. This Ordinance shall be in

1 full force and effect from and after its date of approval. If any part of
2 this Ordinance is invalid for any reason, such invalidity shall not affect
3 the remainder of this Ordinance or the terms and conditions of the
4 remainder of the Agreement and Contract. A copy of this Ordinance,
5 Agreement and Contract and all exhibits thereto shall be kept on file at
6 the County Clerk's Office consistent with the rules and procedures for
7 the maintenance and retention of records as promulgated by the
8 Secretary of State.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

**AGREED TO BY THE INTERNATIONAL UNION OF OPERATING
ENGINEERS, LOCAL 148:**

David Bahr, Business Manager

Date: _____

Brad Wooten, Business Representative

Date: _____

EXHIBIT A
JEFFERSON COUNTY HIGHWAY DIVISION
DRUG TESTING POLICY

WHEREAS, Jefferson County, Missouri (hereinafter "County") together with the International Union of Operating Engineers, Local 148 (hereinafter "Union") recognize the importance and responsibilities in providing a safe, drug free and healthy work environment for all employees of the Jefferson County Highway Division, and

WHEREAS, the County and Union recognize that drug dependence and other medical/behavioral conditions are highly complex and under most circumstances, these illnesses can be successfully treated, and to that end, the County and the Union have researched, discussed and agreed upon a policy regarding illegal drugs and substances (hereinafter "the Policy") and,

WHEREAS, the maintenance of a safe and drug free work place, and a healthy productive work force are the goals of the Policy, and the primary focus of this Policy is to protect the public, Highway Division employees and assist the employees who are experiencing personal problems with drug abuse and safely to return these employees to high levels of productivity.

WHEREAS, THE COUNTY AND UNION AGREE AS FOLLOWS:

SECTION ONE: The use, possession, concealment, transportation, promotion or sale of the following items or substances by employees of the Jefferson County Highway Division is strictly prohibited during working hours, including the meal period, to-wit:

A. Illegal drugs, controlled substances (including trace amounts), look-a-likes and designer drugs, now or hereafter specified in any provisions in the Missouri Revised Statutes, the Code of State Regulations of Missouri, the United States Code, or the Code of Federal Regulations.

B. Alcoholic beverages.

C. Drug paraphernalia.

D. Agents or devices used to mask or otherwise evade a drug test or drug screening

SECTION TWO: Any employee of the Jefferson County Highway Division violating Section One of this Order shall be subject to immediate discharge.

SECTION THREE: The County recognizes drug abuse may be an illness and that its employees are valuable assets to the County and the County does herewith establish a policy intended to rehabilitate rather than terminate the employment of workers who are drug abusers. No County Highway Division employee shall be ineligible for future employment for drug use, except when such use is in violation of Section One of this Order, without first having been offered the opportunity to discontinue use either through personal choice or by treatment for chemical dependency, if such treatment is needed as determined by the County.

SECTION FOUR: All employees of the Jefferson County Highway Division shall be fully informed of the content of this Ordinance forthwith or upon commencement of their employment with the County and shall be required to execute the consent form attached to this Ordinance prior to employment or testing being required if currently employed.

SECTION FIVE: There shall be pre-employment testing for all persons prior to employment by the Jefferson County Highway Division for the substances described in Section One. Employment shall not commence unless a test result which is negative is received by the County.

SECTION SIX: When employees shall be tested:

A. Testing based on reasonable cause. Each employee shall be drug tested when there is reasonable cause to believe the employee is using a prohibited drug. The decision to test must be based on a reasonable and articulable belief that the employee is using a prohibited drug as specified in Section One hereof, and there are specific, contemporaneous physical, behavioral, or performance indicators of probable drug use. At least one of the employee's Highway Division Supervisors who is trained in detection of the possible symptoms of drug use, shall substantiate the decision to test an employee.

B. Post-incident testing. As soon as possible but no later than 32 hours after an incident, each employee whose performance either contributed to the incident or cannot be completely discounted as a contributing factor to the incident shall be drug tested. If an employee is injured, unconscious, or otherwise unable to evidence consent to the drug test, all reasonable steps must be taken to obtain a urine sample. The County may decide not to test under this paragraph but such a decision must be based on the best information available immediately after the incident that the employee's performance could not have contributed to the incident or that, because of the time between that performance and the incident, it is not likely that a drug test would reveal whether the performance was affected by drug use. The Union will be informed as to the specific reason particular employees are selected for testing under this section.

C. Random testing. The County may administer, during each 12 months, a number of random drug tests at a rate equal to at least fifty percent (50%) of its employees and alcohol tests of at least fifty percent (50%) of its employees. Employees will be selected for testing by using a random number table or a computer-based random number generator that is matched with an employee's social security number, payroll identification number, or other appropriate identification number.

D. Return to duty testing. An employee who refuses to take or does not pass a drug test may not return to duty until the employee passes a drug test administered under this part and the medical review officer has determined that the employee may return to duty. An employee who returns to duty shall be subject to a reasonable program of follow-up drug testing without prior notice for not more than 60 months after the employee's return to duty.

SECTION SEVEN: All cost for testing will be paid by the County. In the event an employee is required to remain out of work while awaiting test results and/or pursuant to a non-disciplinary suspension under this Policy, they will be compensated by the County at the rate of their applicable rate of pay, in accordance with the working agreement, for the time period involved in the event the individual ultimately tests negative. Any employee who tests

negative, but the sample is determined to be diluted by the testing laboratory, shall be subject to an immediate retest.

SECTION EIGHT: Review of Drug Testing.

- A. MRO Appointment. The County shall designate or appoint a medical review officer (MRO). The MRO must be a licensed physician with knowledge of drug abuse disorders.
- B. MRO Duties. The MRO shall perform the following functions for the County:
 - (1) Review the results of drug testing before they are reported to the County.
 - (2) Review and interpret each confirmed positive test result as follows to determine if there is an alternative medical explanation for the confirmed positive test result:
 - (i) Conduct a medical interview with the individual tested.
 - (ii) Review the individual's medical history and any relevant biomedical factors.
 - (iii) Review all medical records made available by the individual tested to determine if a confirmed positive test resulted from legally prescribed medication.
 - (iv) If necessary, require that the original specimen be analyzed to determine the accuracy of the reported test result.
 - (v) verify that the laboratory report and assessment are correct.
 - (3) Determine whether and when an employee who refused to take or did not pass a drug test administered under procedures provided in this Order may be returned to duty.
 - (4) Recommend a schedule of unannounced testing, in consultation with the County, for an employee who has returned to duty.

(5) Ensure that an employee has been drug tested in accordance with the procedures provided in this Ordinance before the employee returns to duty.

C. MRO Determinations. The following rules govern MRO determinations:

(1) If the MRO determines, after appropriate review, that there is a legitimate medical explanation for the confirmed positive test result other than the unauthorized use of a prohibited drug, the MRO is not required to take further action.

(2) If the MRO determines, after appropriate review, that there is no legitimate medical explanation for the confirmed positive test result other than the unauthorized use of a prohibited drug, the MRO or County shall provide to the individual tested a written referral to an Employee Assistance Program, or to a personnel or administrative officer for further proceedings in accordance with the County's anti-drug program.

(3) Based on a review of laboratory inspection reports, quality assurance and quality control data, and other drug test results, the MRO may conclude that a particular drug test result is scientifically insufficient for further action. Under these circumstances, the MRO should conclude that the test is negative for the presence of a prohibited drug or drug metabolite in an individual's system.

SECTION NINE: Any employee who tests positive or refuses to be tested in accordance with the terms and conditions of this Ordinance, or who has been sentenced to or referred to a court ordered or sponsored drug treatment program, including but not limited to Drug Court, shall be suspended from employment with the Jefferson County Highway Division without pay until the employee complies with the requirements of Section Ten or until the employee has successfully completed the court ordered or sponsored drug treatment program as certified by the court. Any employee who, after having been tested positive or ordered to participate in a court ordered or sponsored drug treatment program, returns to duty and thereafter tests positive or refuses to be tested in accordance with the terms and conditions

of this Ordinance, or is again ordered to participate in a court ordered or sponsored drug treatment program shall be subject to discharge.

SECTION TEN: There shall be established an Employee Assistance Program (EAP) whose functions shall be to aid in resolving employee drug problems, providing counseling and assistance to employees who self-refer for treatment or whose drug test results are positive, and monitoring employee progress through treatment and rehabilitation. The employee shall be responsible for bearing any cost of treatment recommended by the EAP. The employee shall not return to work unless and until the Supervisor of the EAP recommends such return to work, and the employee submits to a drug test and the results are negative.

SECTION ELEVEN: All drug tests administered pursuant to this Ordinance shall be supervised and witnessed by the individual conducting the test.

SECTION TWELVE: In order to ensure a drug free environment, the County reserves the right to inspect any packages, parcels, purses, handbags, briefcases, lunch boxes, or any other possessions or articles carried to, from or in the County's property. The County also reserves the right to search an employee's locker or other area on the County's property. The County may conduct periodic sweeps and searches of County property. If illegal drugs, contraband, weapons or any other property prohibited by this Ordinance or by law are discovered, the Sheriff's Department will be contacted immediately and the employee will be subject to discipline as set forth in this Ordinance.

EXHIBIT B

SNOW ROUTE ASSIGNMENTS

- 1.) Ultimately, the Highway Superintendent shall post the final snow list in each Highway Division building by November 1st.
- 2.) First, the Highway Superintendent shall develop the snow list with consideration for the following:
 - a. Last year's snow removal routes and driver performance
 - b. The location of the employee's residence
 - c. Driver experience and seniority
 - d. Employee classification
- 3.) Then, the Highway Superintendent will begin assignments by selecting Operators to shifts to run equipment; such as road graders, front end loaders and backhoes.
- 4.) Next, the Highway Superintendent will build the route teams with the Truck drivers assigned to their regular County truck. Complete the team with the other Operators to fill in the positions opposite the Truck Driver. Each team can select which employee is on each shift based on their seniority. Some employees have to work at other sheds to maintain the proper shift size for snow removal.
- 5.) New hires shall be divided so that one shed or one shift does not have all the inexperienced employees.
- 6.) The goal is for each shed to have the following:
 - a. Ten (10) teams of trucks Drivers and Operators for two shifts
 - b. Two (2) Operators each shift for loader and grader
 - c. One (1) dispatcher each shift
 - e. One (1) Mechanic each shift
- 7.) The division of employees also includes their own capabilities and the ability to work as
a team opposite each other.
- 8.) Employees working on snow route assignments will work twelve hour shifts. The day shift will be 6:30 am to 6:30 pm, and the night shift will be 6:30 pm to 6:30 am, including a 30-minute paid lunch period.

9.) Notification shall be given to employees prior to leaving a regularly scheduled work shift on whether their service will be required for night shift operations. Cancellation is acceptable if conditions change after initial notification.

10.) Further details and requirements on policy and procedure relating to winter operations can be found within the Highway Winter Operations Shifts departmental policy PW-02-01.

EXHIBIT C
JEFFERSON COUNTY HIGHWAY DIVISION
FLEET IDLING POLICY

Vehicle engine emissions are increasingly connected to a wide variety of health illnesses, the release of pollutants in the atmosphere, and climate change. Turning off a vehicle is a simple and cost-effective way to reduce noise, reduce greenhouse gas emissions, protect health, and extend engine life. As a result, motorists who operate County vehicles shall adhere to the following:

1. Drivers of County vehicles shall turn off their vehicle when parked and not re-start vehicles until it is necessary to depart. This requirement applies to all County-owned, rented, or leased vehicles operated by County employees.
2. This idling procedure establishes a prohibition on the idling of County-owned vehicles when the vehicle is not moving or when the vehicle is not performing work for a period greater than thirty (30) minutes in any one-hour period.
3. It is understood that an emergency call for service may supersede this policy when time and necessity may be critical. Also, during times of extreme weather conditions; it may be essential to leave the vehicle running. All incidents in violation of this standard operating procedure will be observed on a case by case basis.

This “No-Idle” Policy shall not apply to:

1. Vehicles standing in traffic;
2. Idling when necessary to operate auxiliary equipment that is required to accomplish the intended use of the vehicle (primarily Public Safety);
3. Idling to provide heat within the cab of the vehicle if the outside temperature is less than 40° F and if there is no accessible temperature-controlled area within a reasonable distance, assuming that the presence on site is necessary;
4. Idling to provide cooling within the cab of the vehicle if the outside temperature is more than 80° F, and if there is no accessible temperature-controlled area within a reasonable distance, and the vehicle is equipped with air conditioning, assuming that the presence on site is necessary.
5. Idling while waiting for a vehicle to be loaded or unloaded.

BILL NO.: 23-1211

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE TO AUTHORIZE JEFFERSON COUNTY TO**
2 **REIMBURSE THE CITY OF FESTUS, MISSOURI UNDER THE TAX REVENUE**
3 **SHARING AGREEMENT FOR THE ONE-HALF OF ONE PERCENT (1/2 OF 1%)**
4 **ROAD IMPROVEMENT SALES TAX FOR THE PURPOSE OF CAPITAL**
5 **IMPROVEMENTS TO THE PUBLICLY MAINTAINED ROADS OF JEFFERSON**
6 **COUNTY.**

7 **WHEREAS**, Pursuant to Ordinance 22-0546, Jefferson County, Missouri, (hereafter,
8 the “County”) entered into an annual tax sharing agreement with the City of Festus,
9 Missouri, (hereafter, the “Municipality”) for the purpose of sharing and spending revenue,
10 generated by the imposition of a countywide sales tax, on programmed projects for the 2023
11 calendar year; and,

12 **WHEREAS**, the Municipality is required to submit reimbursement requests to
13 the County for appropriate expenditures on a periodic basis; and,

14 **WHEREAS**, the Municipality has requested reimbursements for the current
15 period as follows:

16 <u>Municipality</u>	<u>Reimbursement Request</u>
17 City of Festus	\$37,445.80

1 **WHEREAS**, documentation for each request being made this period by the
2 Municipality is attached hereto as Exhibit A; and,

3 **WHEREAS**, the County finds that it is now necessary and in the best interest of the
4 County to reimburse these expenses from the funding account of this Municipality as
5 maintained by the Office of the County Treasurer, subject to funding account balance
6 limitations.

7 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
8 **AS FOLLOWS:**

9 Section 1: The County is authorized to reimburse the Municipality located within
10 Jefferson County as follows:

11 <u>Municipality</u>	<u>Reimbursement Request</u>
12 City of Festus	\$37,445.80

13 Section 2: The Jefferson County, Missouri, Council hereby authorizes the
14 County to make reimbursement to the Municipality, per Exhibit A which is attached
15 hereto and which is incorporated herein. The County Executive is further authorized to
16 take any and all actions necessary to carry out the intent of this Ordinance.

17 Section 3. Copies of all annual tax sharing agreements and anticipated projects,
18 along with all reimbursement requests received, shall be filed and maintained by the
19 Department of the County Clerk consistent with the rules and procedures for the
20 maintenance and retention of records as promulgated by the Secretary of State.

1 Section 4: This Ordinance shall be in full force and effect from and after its date
2 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
3 affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins	_____
Council Member District 2, Gene F. Barbagallo	_____
Council Member District 3, VACANT	
Council Member District 4, Charles Groeteke	_____
Council Member District 5, Scott Seek	_____
Council Member District 6, Daniel Stallman	_____
Council Member District 7, Bob Tullock	_____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

**THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY
EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY,
MISSOURI, THIS _____ DAY OF _____, 2023.**

**THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON
COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE
JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.**

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1212

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE TO AUTHORIZE JEFFERSON COUNTY TO**
2 **REIMBURSE THE CITY OF BYRNES MILL, MISSOURI UNDER THE TAX**
3 **REVENUE SHARING AGREEMENT FOR THE ONE-HALF OF ONE PERCENT**
4 **(1/2 OF 1%) ROAD IMPROVEMENT SALES TAX FOR THE PURPOSE OF**
5 **CAPITAL IMPROVEMENTS TO THE PUBLICLY MAINTAINED ROADS OF**
6 **JEFFERSON COUNTY.**

7 **WHEREAS**, Pursuant to Ordinance 22-0546, Jefferson County, Missouri, (hereafter,
8 the “County”) entered into an annual tax sharing agreement with the City of Byrnes Mill,
9 Missouri, (hereafter, the “Municipality”) for the purpose of sharing and spending revenue,
10 generated by the imposition of a countywide sales tax, on programmed projects for the 2023
11 calendar year; and,

12 **WHEREAS**, the Municipality is required to submit reimbursement requests to
13 the County for appropriate expenditures on a periodic basis; and,

14 **WHEREAS**, the Municipality has requested reimbursements for the current
15 period as follows:

16 <u>Municipality</u>	<u>Reimbursement Request</u>
17 City of Byrnes Mill	\$11,096.35

1 **WHEREAS**, documentation for each request being made this period by the
2 Municipality is attached hereto as Exhibit A; and,

3 **WHEREAS**, the County finds that it is now necessary and in the best interest of the
4 County to reimburse these expenses from the funding account of this Municipality as
5 maintained by the Office of the County Treasurer, subject to funding account balance
6 limitations.

7 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
8 **AS FOLLOWS:**

9 Section 1: The County is authorized to reimburse the Municipality located within
10 Jefferson County as follows:

11 <u>Municipality</u>	<u>Reimbursement Request</u>
12 City of Byrnes Mill	\$11,096.35

13 Section 2: The Jefferson County, Missouri, Council hereby authorizes the
14 County to make reimbursement to the Municipality, per Exhibit A which is attached
15 hereto and which is incorporated herein. The County Executive is further authorized to
16 take any and all actions necessary to carry out the intent of this Ordinance.

17 Section 3. Copies of all annual tax sharing agreements and anticipated projects,
18 along with all reimbursement requests received, shall be filed and maintained by the
19 Department of the County Clerk consistent with the rules and procedures for the
20 maintenance and retention of records as promulgated by the Secretary of State.

1 Section 4: This Ordinance shall be in full force and effect from and after its date
2 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
3 affect the remainder of this Ordinance.

THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:

Council Member District 1, Brian Haskins

Council Member District 2, Gene F. Barbagallo

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke

Council Member District 5, Scott Seek

Council Member District 6, Daniel Stallman

Council Member District 7, Bob Tullock

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ PASSED _____ FAILED

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

**THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY
EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY,
MISSOURI, THIS _____ DAY OF _____, 2023.**

**THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON
COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE
JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.**

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

ORDINANCE NO.: 23-_____

1 **AN ORDINANCE AWARDING BIDS FOR CERTAIN PRODUCTS AND**
2 **SERVICES TO THE LOWEST AND BEST BIDDERS AS REFLECTED IN THE**
3 **RESPONSES TO CERTAIN INVITATIONS FOR BID AND REQUESTS FOR**
4 **PROPOSALS FOR VENDING MACHINE SERVICES 2024; AND**
5 **AUTHORIZATION FOR THE COUNTY EXECUTIVE TO EXECUTE ANY**
6 **NECESSARY AGREEMENTS OR CONTRACTS TO EFFECTUATE THE**
7 **AWARD OF THE BIDS AND PROPOSALS.**

11	<u>BID NAME</u>
12	Vending Machine Services 2024
13	<u>NUMBER OF BIDS RECEIVED</u>
14	3
15	<u>DATE OF BID OPENING</u>
16	11-28-23

Page 1 of 5

1 lowest and best bid for the respective items or services and met the bid or proposal
2 specifications issued by the County; and

3 **WHEREAS**, the Jefferson County, Missouri, Council finds it is in the best interest
4 of the County to award the bids and proposals to Dynamic Vending, Inc. for a term from
5 1-1-24 to 12-31-25 upon approval, the company guarantees a commission of 25% to be
6 paid to the County on the machines.

7 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
8 **AS FOLLOWS:**

9 Section 1. The County awards the following bids and proposals which are
10 incorporated by this reference as if fully set out herein, to the lowest and best vendor(s)
11 bidding for each respective item or service as follows:

12 BID NAME
13 Vending Machine Services 2024

14 TERM
15 1-1-24 to 12-31-25

16 AMOUNT
17 **Commission of 25% to be paid to the County on the Machines**

18 AWARDED BIDDER
19 Dynamic Vending, Inc.

20 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
21 County Executive to execute the agreement attached hereto and incorporated herein by
22 Reference as Exhibit “A” and any agreements or contracts necessary to effectuate the

1 award of the bids and proposals set forth in this Ordinance. The County Executive is
2 further authorized to take any and all actions necessary to carry out the intent of this
3 Ordinance.

4 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
5 thereto, and any contracts or agreements shall be maintained by the Department of the
6 County Clerk consistent with the rules and procedures for the maintenance and retention
7 of records as promulgated by the Secretary of State.

8 Section 4. This Ordinance shall be in full force and effect from and after its
9 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
10 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1214

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER(S) _____

1 **AN ORDINANCE APPROVING AN AGREEMENT BETWEEN**
2 **JEFFERSON COUNTY, MISSOURI, AND COMMERCIAL REAL ESTATE**
3 **EXCHANGE, INC., D/B/A “CREXI” AND AUTHORIZING THE COUNTY**
4 **EXECUTIVE TO EXECUTE THE AGREEMENT ON BEHALF OF THE**
5 **COUNTY.**

6 **WHEREAS**, Jefferson County, Missouri (the “County”) desires to utilize the
7 services of Commercial Real Estate Exchange, Inc., D/B/A/ “Crexi[;]” and,

8 **WHEREAS**, Crexi provides a database of commercial sales information that is
9 needed by the Department of the County Assessor for use in valuation; and,

10 **WHEREAS**, the Department of the County Assessor desires that the Jefferson
11 County, Missouri, County Council approve an Agreement Crexi for one year for the use of
12 this information; and,

13 **WHEREAS**, Jefferson County, Missouri, Council finds that it is now necessary
14 and in the best interest of the County to execute the Agreement with Crexi for the
15 commercial sale database information for one (1) year starting the date of approval and
16 running until 12-7-2024 for **\$199.00 per month and not to exceed \$2,388.00 per year**,
17 subject to budgetary limitations.

18 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
19 **AS FOLLOWS:**

1 Section 1. Jefferson County approves the agreement with Crexi for the Crexi
2 Commercial Sales Database software for a one (1) year, starting from the date of approval
3 and ending 12-7-2024, for **\$199.00 per month and not to exceed \$2,388.00 per year**,
4 subject to budgetary limitations.

5 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
6 County Executive to execute the Agreement, an unexecuted copy of which is attached
7 hereto as Exhibit “A” and incorporated herein by reference, on behalf of the County. The
8 County Executive is further authorized to take any and all actions necessary to carry out
9 the intent of this Ordinance.

10 Section 3. Copies of any Invitations for Bid, Requests for Proposals, responses
11 thereto, and any contracts or agreements shall be maintained by the Department of the
12 County Clerk consistent with the rules and procedures for the maintenance and retention
13 of records as promulgated by the Secretary of State.

14 Section 4. This Ordinance shall be in full force and effect from and after its
15 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
16 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1215

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER (s) _____

1 **AN ORDINANCE APPROVING AN AGREEMENT BETWEEN**
2 **JEFFERSON COUNTY, MISSOURI, DEPARTMENT OF THE SHERIFF AND ST.**
3 **LOUIS COUNTY, MISSOURI, ST. LOUIS COUNTY DEPARTMENT OF POLICE**
4 **FOR THE SPECIAL INVESTIGATIONS UNIT AND AUTHORIZING THE**
5 **COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT ON BEHALF OF**
6 **THE COUNTY.**

7 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) desires to enter
8 into an Agreement with the St. Louis County, Missouri, St. Louis County Department of
9 Police for the Special Investigations Unit; and

10 **WHEREAS**, St. Louis County Police Department to administer a Missouri
11 Department of Public Safety award 2024-SCCG-013 from the Department of Public
12 Safety, under the 2023-2024 State Cyber Crime Grant (SCCG), which funds the Special
13 Investigations Unit, that investigates crimes that exploit children; and

14 **WHEREAS**, Jefferson County wishes to assign one law enforcement officer to
15 serve on the Special Investigations Unit upon the terms herein; and

16 **WHEREAS**, St. Louis County, Missouri desires to use the services of one law
17 enforcement officer of Jefferson County, Missouri to serve on the Special Investigations
18 Unit; and

1 **WHEREAS**, Jefferson County, Missouri agrees to provide St. Louis County,
2 Missouri with the services of one (1) police officer, mutually agreeable to both parties, for
3 a period of one (1) year over the length of the grant period; and

4 **WHEREAS**, the Jefferson County, Missouri police officer will conduct peer to
5 peer investigations, conduct proactive online enticement cases and investigate incoming
6 cyber tips; and

7 **WHEREAS**, the Jefferson County, Missouri, Council finds that it is now necessary
8 and in the best interest of the County to execute this Agreement for the Special
9 Investigations Unit with St. Louis County Police Department; and

10 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI,**
11 **COUNCIL, AS FOLLOWS:**

12 Section 1. The Agreement for the Special Investigations Unit with St. Louis
13 County Police Department and Jefferson County is approved.

14 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
15 County Executive to execute the agreement on behalf of the County. The County
16 Executive is further authorized to take any and all actions necessary to carry out the intent
17 of this Ordinance. An unexecuted copy of the Agreement is attached hereto as Exhibit "A"
18 and incorporated herein, by reference.

19 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
20 thereto, and any contracts or agreements shall be maintained by the Department of the
21 County Clerk consistent with the rules and procedures for the maintenance and retention
22 of records as promulgated by the Secretary of State.

1 Section 4. This Ordinance shall be in full force and effect from and after its
2 date of approval.

3 Section 5. If any part of this Ordinance is invalid for any reason, such invalidity
4 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

1 – PC Prime Vendor Services Contract CT220337001 from SHI International Corp., for a
2 total purchase amount of **\$6,508.14** upon approval of the County Council and County
3 Executive, subject to budgetary limitations; and,

4 **WHEREAS**, an unexecuted copy of the coverage agreement is incorporated herein
5 by reference and attached as Exhibit A.

6 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
7 **AS FOLLOWS:**

8 Section 1. The County Council hereby authorizes the purchase of the Dell
9 Precision 3660 Towers as follows:

10 PURCHASE

11 Two (2) Dell Precision 3660 Towers

12 AWARDED BIDDER

13 SHI International Corp.

14 AMOUNT

15 For the total amount, up to **\$6,507.14**

16 and subject to budgetary limitations

17 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
18 County Executive to execute any agreements or contracts necessary to effectuate the award
19 of the bids and proposals set forth in this Ordinance. The County Executive is further
20 authorized to take any and all actions necessary to carry out the intent of this Ordinance.

21 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
22 thereto, and any contracts or agreements shall be maintained by the Department of the

1 County Clerk consistent with the rules and procedures for the maintenance and retention
2 of records as promulgated by the Secretary of State.

3 Section 4. This Ordinance shall be in full force and effect from and after its
4 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
5 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1217

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER (s) _____

1 **AN ORDINANCE AUTHORIZING JEFFERSON COUNTY, MISSOURI TO**
2 **ENTER INTO AN AGREEMENT FOR CONTINUING LAW ENFORCEMENT**
3 **EDUCATION COURSES WITH JEFFERSON COLLEGE LAW ENFORCEMENT**
4 **ACADEMY (JCLEA) FOR USE BY THE DEPARTMENT OF THE SHERIFF**
5 **COMMISSIONED PERSONNEL; AND AUTHORIZING THE JEFFERSON**
6 **COUNTY, MISSOURI, EXECUTIVE TO EXECUTE THE AGREEMENT AND**
7 **ANY OTHER NECESSARY DOCUMENTS ON BEHALF OF THE COUNTY.**

8 **WHEREAS,** Jefferson College operates a Law Enforcement Academy Training
9 Program for continuing education (in-service) training for commissioned personnel; and

10 **WHEREAS,** Jefferson College Law Enforcement Academy (JCLEA) offers
11 continuing education (in-service) training; and

12 **WHEREAS,** JCLEA is a Continuing Law Enforcement Education Provider with a
13 CALEA Accredited Training Facility; and

14 **WHEREAS,** JCLEA offers continuing education (in-service) training with
15 instructors that are highly qualified and certified by the Missouri Department of Public
16 Safety Peace Officer Standards and Training (P.O.S.T.) Commission or, in limited
17 circumstances, noted experts in their specific field of instruction; and

1 **WHEREAS**, unless noted on training announcements, all classes provided will be
2 approved for certification in keeping with the P.O.S.T. continuing education requirements;
3 and

4 **WHEREAS**, Jefferson County, Missouri, and Jefferson College desire to enter into
5 an Agency In-Service Contract Agreement for Continuing Law Enforcement Education
6 Courses for the term of 12 months from 1-1-24 to 12-31-24 of continuing education (in-
7 service) training for a rate of **\$110.00** per commissioned personnel, per year, up to the
8 amount of **\$22,500.00** subject to budgetary limitations.

9 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
10 **AS FOLLOWS:**

11 Section 1. The Agency In-Service Contract Agreement for Continuing Law
12 Enforcement Education Courses between Jefferson County, Missouri and Jefferson
13 College for the purpose of continuing education (in-service) training for commissioned
14 personnel to be used for training purposes by the Jefferson College Law Enforcement
15 Academy (JCLEA), for the term of 12 months from 1-1-24 to 12-31-24 of continuing
16 education (in-service) training for a rate of **\$110.00** per commissioned personnel, per year,
17 up to the amount of **\$22,500.00**, is hereby approved subject to budgetary limitations.

18 Section 2. The Jefferson County, Missouri, Executive is authorized to execute
19 the Agency In-Service Contract Agreement for Continuing Law Enforcement Education
20 Courses for continuing education (in-service) training for commissioned personnel by the
21 Jefferson College Law Enforcement Academy (JCLEA). An unexecuted copy of the
22 Agreement is attached hereto as Exhibit "A" and incorporated herein, by reference.

1 Section 3. The Jefferson County, Missouri Executive is further authorized to
2 take any and all necessary actions to carry out the intent of the Ordinance.

3 Section 4. This Ordinance shall be in full force and effect from and after its
4 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
5 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1218

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER (s) _____

1 **AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE**
2 **JEFFERSON COUNTY, MISSOURI, DEPARTMENT OF INFORMATION**
3 **TECHNOLOGY AND TECH ELECTRONICS, AND AUTHORIZING THE**
4 **COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT ON BEHALF OF**
5 **THE COUNTY.**

6 **WHEREAS**, Jefferson County, Missouri (the “County”) desires to utilize Tech
7 Electronics to install panic buttons at various locations in the County; and

8 **WHEREAS**, Tech Electronics is currently Jefferson County’s contracted Mitel
9 Phone System service provider for the panic buttons; and

10 **WHEREAS**, the Department of Information Technologies desires to utilize Tech
11 Electronics to install the panic buttons at different locations; and

12 **WHEREAS**, Jefferson County, Missouri, Council finds that it is now necessary
13 and in the best interest of the County to execute the Tech Electronic agreement to install
14 panic button in varies County Offices from the date of approval until the completion of the
15 project for the total amount of **\$15,527.60 per year**, subject to budgetary limitations.

16 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
17 **AS FOLLOWS:**

18 Section 1. Jefferson County approves the agreement with Tech Electronics for
19 the installation of varies panic buttons in different County Offices for a term of the date

1 of approval until completion of the project, for the total amount not to exceed **\$15,527.60**
2 **per year**, subject to budgetary limitations.

3 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
4 County Executive to execute the Agreement, an unexecuted copy of which is attached
5 hereto as Exhibit “A” and incorporated herein by reference, on behalf of the County. The
6 County Executive is further authorized to take any and all actions necessary to carry out
7 the intent of this Ordinance.

8 Section 3. Copies of any Invitations for Bid, Requests for Proposals, responses
9 thereto, and any contracts or agreements shall be maintained by the Department of the
10 County Clerk consistent with the rules and procedures for the maintenance and retention
11 of records as promulgated by the Secretary of State.

12 Section 4. This Ordinance shall be in full force and effect from and after its
13 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
14 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

1 BDR 75 Holdings LLC to renew the contract for the Appraisal Services – Assessor 2022
2 with the County; and

3 **WHEREAS**, the Jefferson County, Missouri, Council finds it is in the best interest
4 of the County to renew the bid award for Appraisal Services – Assessor 2022 for the term
5 of 1-1-24 to 12-31-24 with Bruns Real Estate Services and BDR 75 Holdings LLC up to
6 **\$30,000.00 per term, for total amount not to exceed \$30,000.00 for the term**, subject to
7 budgetary limitations.

8 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
9 **AS FOLLOWS:**

10 Section 1. The County authorizes the renewal of the bid awards for an
11 additional one-year term as follows:

12 BID NAME

13 Appraisal Services – Assessor 2022

14 TERM

15 1-1-24 to 12-31-24

16 AMOUNT

17 **Up to \$30,000.00 per term,**

18 **for total amount not to exceed \$30,000.00 for the term,**

19 subject to budgetary limitations

20 AWARDED BIDDER

21 Bruns Real Estate Services (A1)

22 BDR 75 Holdings LLC (A2)

1 Section 2. The Jefferson County, Missouri, Council hereby authorizes the
2 County Executive to execute a renewal agreement, attached hereto and incorporated herein
3 by reference and attached as Exhibit A1-A2. The County Executive is further authorized
4 to take any and all actions necessary to carry out the intent of this Ordinance.

5 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
6 thereto, and any contracts or agreements shall be maintained by the Department of the
7 County Clerk consistent with the rules and procedures for the maintenance and retention
8 of records as promulgated by the Secretary of State.

9 Section 4. This Ordinance shall be in full force and effect from and after its
10 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
11 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1220

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE RENEWING THE BID AWARDS FOR CERTAIN**
2 **PRODUCTS AND SERVICES FOR LEGAL SERVICES – ASSESSOR 2022,**
3 **DEPARTMENT OF THE COUNTY ASSESSOR.**

4 **WHEREAS**, Pursuant to Ordinance 21-0537 Jefferson County, Missouri entered
5 into a Contract, known as the Legal Services – Assessor 2022 Contract, with Thurman Law
6 Firm; and

7 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) recommends
8 the renewal of the following bid awards at the same terms and conditions as previously bid,
9 as authorized by the original Invitation for Bid awarded by the County, for an additional
10 one-year term:

11	<u>BID NAME</u>
12	Legal Services – Assessor 2022
13	<u>AWARDED BIDDER</u>
14	Thurman Law Firm
15	<u>ORDINANCE NUMBER</u>
16	21-0537

17 **WHEREAS**, the Department of the County Assessor of Jefferson County,
18 Missouri, requested renewal from the awarded bidder, Thurman Law Firm to renew the
19 contract for the Legal Services – Assessor 2022 with the County; and

1 Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses
2 thereto, and any contracts or agreements shall be maintained by the Department of the
3 County Clerk consistent with the rules and procedures for the maintenance and retention
4 of records as promulgated by the Secretary of State.

5 Section 4. This Ordinance shall be in full force and effect from and after its
6 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
7 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1221

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE AUTHORIZING THE JEFFERSON COUNTY,**
2 **MISSOURI, EXECUTIVE TO ENTER INTO AND EXECUTE AN**
3 **AGREEMENT WITH HILLSBORO UNITED METHODIST CHURCH,**
4 **HILLSBORO, MISSOURI FOR THE USE OF CHURCH FACILITIES FOR**
5 **PROGRAMS CONDUCTED BY THE JEFFERSON COUNTY DEPARTMENT**
6 **OF PARKS AND RECREATION PROGRAMS IN 2024, WHICH IS LOCATED**
7 **IN COUNCIL DISTRICT 6.**

8 **WHEREAS,** Jefferson County Department of Parks and Recreation is charged
9 with providing recreational program offerings for Jefferson County residents; and

10 **WHEREAS,** The Jefferson County Department of Parks and Recreation does not
11 have the facilities to implement some of these programs, thus necessitating the rental of
12 facilities on an as needed basis, and

13 **WHEREAS,** The Jefferson County Department of Parks and Recreation has
14 negotiated with the Hillsboro United Methodist Church, Hillsboro, Missouri for the use
15 of church facilities, to implement a variety of youth and adult recreational programs for
16 the citizens of Jefferson County; and

17 **WHEREAS,** Hillsboro United Methodist Church has agreed to the User
18 Agreement as set forth in Exhibit “A,” and the Mutual Hold Harmless Agreement as set
19 forth in Exhibit “B,” to allow the Jefferson County Department of Parks and Recreation

1 to enter into the specified facilities to implement youth and adult recreational programs;
2 and

3 **WHEREAS**, funds for these programs have been included in the budget for the
4 Jefferson County Department of Parks and Recreation; and

5 **WHEREAS**, The Jefferson County Department of Parks and Recreation agreed
6 to make the applicable payments to Hillsboro United Methodist Church, Hillsboro,
7 Missouri in the amount not to exceed Five Thousand Dollars **(\$5,000.00)** during the
8 Fiscal Year 2024.

9 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI,**
10 **COUNCIL:**

11 Section 1. The Jefferson County, Missouri, Executive is hereby authorized to
12 enter into and execute, on behalf of Jefferson County, Missouri, the Hillsboro United
13 Methodist Church, Hillsboro, Missouri User Agreement as set forth in Exhibit “A,” and
14 the Mutual Hold Harmless agreement as set forth in Exhibit “B,” both of which are
15 attached to this Ordinance and which, along with this Ordinance, shall be kept on file
16 with the Department of the County Clerk.

17 Section 2. Under the supervision of department staff, the Jefferson County
18 Department of Parks and Recreation shall have the ability to enter into Hillsboro United
19 Methodist Church facilities located at 4810 State Highway B, Hillsboro, Missouri to
20 implement various youth and adult recreational programs in 2024.

1 Section 3. The Jefferson County, Missouri, Council hereby authorizes the
2 applicable payments to Hillsboro United Methodist Church in the amount not to exceed
3 Five Thousand Dollars **(\$5,000.00)** and subject to budgetary limitations.

4 Section 4. This Ordinance shall be in full force and effect from and after its
5 date of approval. If any part of this Ordinance is invalid for any reason, such invalidity
6 shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL, VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Dan Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY
EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY,
MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE
JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN
OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY
OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1222

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE AUTHORIZING JEFFERSON COUNTY, MISSOURI,**
2 **TO ENTER INTO AN AGREEMENT REGARDING CONDITIONS OF**
3 **PARTICIPATION IN THE HOMEOWNER REHABILITATION PROGRAM**
4 **AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE**
5 **AGREEMENT ON BEHALF OF THE COUNTY LOCATED IN COUNCIL**
6 **DISTRICTS 3.**

7 **WHEREAS**, the United States Congress enacted the housing and community
8 Development Act of 1974 providing federal funds to units of local government for the
9 purposes of developing urban communities and improving housing conditions and
10 community services; and

11 **WHEREAS**, Jefferson County, Missouri, (hereafter, “the County”) receives
12 federal formula funds annually from The United States Department of Housing and
13 Urban Development under its Community Development Block Grant Program (hereafter,
14 “CDBG”), which is administered by The Economic Development Corporation of
15 Jefferson County, Missouri, (hereafter, “EDC”); and

16 **WHEREAS**, the EDC, as Contracted Administrator, operates an Entitlement
17 Program (hereafter, “Entitlement”) within the boundaries of Jefferson County, Missouri,
18 which provides funding to local programs that create suitable living environments, decent

1 housing, and economic opportunities for low-to-moderate income persons living within
2 the County; and

3 **WHEREAS**, the EDC is operated for the purpose of promoting the economic
4 development of the County; and

5 **WHEREAS**, the EDC, in its capacity as Contracted Administrator of the
6 Jefferson County Entitlement Program, has funds available through the Homeowner
7 Rehabilitation Program to assist low-to-moderate income families in making repairs to
8 their homes in order to meet health and safety regulations and requirements; and

9 **WHEREAS**, the applicant, as set forth in Exhibit “A”, meet the conditions to
10 receive such funds; and

11 **WHEREAS**, the County desires to provide these funds to the applicant, as set
12 forth in Exhibit “A”, in an initial amount of **Fifteen Thousand Dollars (\$15,000.00)**, per
13 applicant, to allow them to bring their residence into compliance with health and safety
14 regulations by making repairs to their homes.

15 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI,**
16 **COUNCIL, AS FOLLOWS:**

17 Section 1. The County is authorized to enter into the Agreement Regarding
18 Conditions of Participation in the Homeowner Rehabilitation Program (hereafter,
19 “Agreement”), for an initial amount of **Fifteen Thousand Dollars (\$15,000.00)**, per
20 applicant, subject to budgetary limitations.

21 Section 2. The County Executive is authorized to execute the Agreement on
22 behalf of the County with the applicant, as set forth in Exhibit “A”, as well as any other

1 documents which are required to carry out the intent of this Ordinance. An un-executed
2 copy of the Agreement to be entered into by all parties are attached hereto as Exhibit
3 “A.”

4 Section 3. A copy of the fully executed Agreement, or any other further
5 documents necessary to carry out the intent of this Ordinance, shall be filed with, and
6 kept in, the records of the Department of the County Clerk as will a copy of this
7 ordinance.

8 Section 4. This Ordinance shall be in full force and effect immediately upon
9 approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
10 affect the remainder of this Ordinance.

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**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, County Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-1223

ORDINANCE NO.: 23- _____

INTRODUCED BY: COUNCIL MEMBER(S) _____

1 **AN ORDINANCE AUTHORIZING JEFFERSON COUNTY, MISSOURI,**
2 **TO ENTER INTO AGREEMENTS REGARDING CONDITIONS OF**
3 **PARTICIPATION IN THE PRIVATE SANITARY SEWER SYSTEM**
4 **REPLACEMENT PROGRAM AND AUTHORIZING THE COUNTY**
5 **EXECUTIVE TO EXECUTE THE AGREEMENTS ON BEHALF OF THE**
6 **COUNTY LOCATED IN COUNCIL DISTRICT(S) 1 & 6.**

7 **WHEREAS,** the United States Congress enacted the housing and community
8 Development Act of 1974 providing federal funds to units of local government for the
9 purposes of developing urban communities and improving housing conditions and
10 community services; and

11 **WHEREAS,** Jefferson County, Missouri, (hereafter, “the County”) receives
12 federal formula funds annually from The United States Department of Housing and
13 Urban Development under its Community Development Block Grant Program (hereafter,
14 “CDBG”), which is administered by The Economic Development Corporation of
15 Jefferson County, Missouri, (hereafter, “EDC”); and

16 **WHEREAS,** the EDC, as Contracted Administrator, operates an Entitlement
17 Program (hereafter, “Entitlement”) within the boundaries of Jefferson County, Missouri,
18 which provides funding to local programs that create suitable living environments, decent

1 housing, and economic opportunities for low-to-moderate income persons living within
2 the County; and

3 **WHEREAS**, the EDC is operated for the purpose of promoting the economic
4 development of the County; and

5 **WHEREAS**, the EDC, in its capacity as Contracted Administrator of the
6 Jefferson County Entitlement Program, has funds available through the Private Sanitary
7 Sewer System Replacement Program to assist low-to-moderate income families in
8 making repairs to their on-site sanitary sewer system in order to meet health and safety
9 regulations and requirements; and

10 **WHEREAS**, the applicants, as set forth in Exhibits “A”, “B”, and “C”, meet the
11 conditions to receive such funds; and

12 **WHEREAS**, the County desires to provide these funds to the applicants, as set
13 forth in Exhibits “A”, “B”, and “C”, in an initial amount of **Twenty Thousand Dollars**
14 **(\$20,000.00)**, per applicant, to allow them to bring their residence’s into compliance with
15 health and safety regulations by making repairs to their on-site sanitary sewer system’s.

16 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI,**
17 **COUNCIL, AS FOLLOWS:**

18 Section 1. The County is authorized to enter into the Agreement’s Regarding
19 Conditions of Participation in the Private Sanitary Sewer System Replacement Program
20 (hereafter, “Agreement”), for an initial amount of **Twenty Thousand Dollars**
21 **(\$20,000.00)**, per applicant, subject to budgetary limitations.

1 Section 2. The County Executive is authorized to execute the Agreement's on
2 behalf of the County with the applicants, as set forth in Exhibits "A", "B", and "C", as
3 well as any other documents which are required to carry out the intent of this Ordinance.
4 An un-executed copy of the Agreement's to be entered into by all parties is attached
5 hereto as Exhibits "A", "B", and "C."

6 Section 3. A copy of the fully executed Agreement's, or any other further
7 documents necessary to carry out the intent of this Ordinance, shall be filed with, and
8 kept in, the records of the Department of the County Clerk as will a copy of this
9 ordinance.

10 Section 4. This Ordinance shall be in full force and effect immediately upon
11 approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
12 affect the remainder of this Ordinance.

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**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, County Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

BILL NO.: 23-

ORDINANCE NO.:23-_____

INTRODUCED BY: COUNCIL MEMBER(s)_____

1 **AN ORDINANCE INCORPORATING, APPROVING AND AUTHORIZING A**
2 **CONTRACTUAL AGREEMENT FIXING SALARIES AND OTHER CONDITIONS AND**
3 **TERMS OF EMPLOYMENT OF CERTAIN EMPLOYEES OF THE JEFFERSON**
4 **COUNTY, MISSOURI, DEPARTMENT OF PARKS AND RECREATION, FROM**
5 **JANUARY 01, 2024, TO DECEMBER 31, 2026, BY AND WITH INTERNATIONAL UNION**
6 **OF OPERATING ENGINEERS, LOCAL 148.**

7 **WHEREAS,** Jefferson County, Missouri, (“County”) is engaged in furnishing an essential
8 public service which vitally affects the health, safety, comfort and general well-being of the people in
9 the County by and through the creation and operation of a Parks and Recreation Department; and,

10 **WHEREAS,** the very existence of the County is conditioned upon carrying out its obligations
11 and responsibilities to the public served in a safe and efficient manner, and,

12 **WHEREAS,** in accordance with operating a Parks and Recreation Department said
13 Department has personnel in its employment who by their choice are not fully covered by all of the
14 terms and conditions of the Jefferson County, Missouri, Personnel Administration Program’s Rules
15 and Regulations, Merit System and Pay Plan and have chosen to be represented through agreement
16 by an agent for the employees of the Jefferson County, Missouri, Department of Parks and Recreation;
17 and,

18 **WHEREAS,** it is agreed with the bargaining agent for the employees represented by that
19 agent (International Union of Operating Engineers, Local 148, “Union” or “Agent”) that this
20 responsibility to the public is a mutual responsibility of employees and Jefferson County, Missouri,
21 (“management” or “County”) which requires that any disputes pertaining to the interpretation of rights

1 of the employees and management be settled in an orderly manner without interruption of service
2 through the Agreement set out below as part of this Ordinance; and,

3 **WHEREAS**, the parties to this Agreement have negotiated in good faith with the advice of
4 legal counsel, agents and/or other representatives of each party and each hereby acknowledge that
5 they and/or their representatives have read this Agreement set forth herein, understand and agree to
6 the same and desire the Jefferson County, Missouri, Council to approve this Agreement as it is in the
7 best interests of all parties thereto and the citizens of Jefferson County, Missouri; and,

8 **WHEREAS**, this Ordinance incorporating the Agreement of the parties shall constitute the
9 whole and complete Agreement by and between the County, the bargaining agent and the employees
10 referred to herein; and,

11 **WHEREAS**, this Ordinance and Agreement as set forth herein may be Amended by further
12 agreement from time to time as necessary and throughout the term of the Agreement by mutual
13 agreement of the parties as set forth below after approval by the Union and Jefferson County,
14 Missouri, Council.

15 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS**
16 **FOLLOWS:**

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22 **SECTION 1**

Recognition of Bargaining Agent

Jefferson County, Missouri, recognizes the International Union of Operating Engineers, Local 148 (hereafter, the “Union”) as the exclusive bargaining representative of the employees of the Jefferson County, Missouri, Department of Parks and Recreation, under the Maintenance classification.

In order to ensure and provide for the continued protection of the relationship between said Union and Jefferson County, Missouri, (hereafter the “County”), the County agrees that the Union is the sole and exclusive bargaining representative of employees of the Department of Parks and Recreation in the Maintenance classification stated in this Agreement and any new classifications that may be instituted herein by mutual agreement of both the County and Union.

SECTION 2

Hours of Work

A. The workweek shall consist of seven (7) days and start at 12:00 a.m. on Sunday and end at 11:59 p.m. on Saturday, to include weekend coverage by the maintenance staff specifically between Memorial Day weekend through Labor Day. This weekend coverage shall be scheduled at least two (2) weeks in advance of the first weekend to be covered and shall include eight (8) hour shifts for both Saturday and Sunday. To balance the forty (40) hour workweek Staff may choose their day off for that week and shall give one (1) week advance notice to the manager. Staff may also swap weekend shifts/days with notification to the manager. This weekend coverage shall not include any additional shift differential. Employees will be guaranteed a forty (40) hour workweek consisting of five (5) eight (8) hour days. In a State of Emergency as declared by the County Executive, Missouri

Governor or United States President, for Jefferson County Missouri that pertains to a Health, Safety or Welfare crisis, the County will make every effort to provide a 40-hour work week.

B. Unless otherwise directed by the Department Director, the workday shall be between the hours of 6:00 a.m. to 4:00 p.m.

C. All employees required to work over forty (40) hours in anyone (1) week shall receive time and one/half (1.5) their regular hourly rate for all time over forty (40) hours worked during that week.

D. All overtime is to be authorized by the Director of Parks and Recreation and is to be distributed as equally as possible among the classifications affected. The County will maintain a record of said overtime that will be available for employee's information.

E. The workweek of the employees may be adjusted at the discretion of the Director. The workweek may be adjusted to four (4) days at ten (10) hours per day. This adjustment may occur annually on or after the first Monday in the month of May and on or before the last Friday in the month of September. There shall be no shift differential during the time that the four (4) day per week ten (10) hour per day schedule is in effect. The Director shall notify the employees at least two (2) weeks in advance of regularly scheduled four (4) day, ten (10) hours per day work weeks. This notice provision shall not apply to emergency incidents that require modifications to the regular work schedule.

F. Employees who are "called out" after scheduled work hours will be given one (1) hour pay plus time worked. The one (1) hour "Call out" time will not be calculated as worktime.

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SECTION 3

Wages

A. Table Establishing Rate of Pay (See Exhibit A)

B. Annual pay adjustments shall be as follows: Year 2024 - \$1.25 per hour increase; Year 2025 - \$1.00 per hour increase; Year 2026 - \$.75 per hour increase. This pay adjustment shall apply to bargaining unit employees who are full-time employees with the Jefferson County Department of Parks and Recreation-Maintenance Division. There shall be no retroactive pay. Any pay adjustments shall be made at the beginning of the pay period closest to the first of the year. This increase shall not affect the starting pay as listed in Exhibit A.

C. Employees shall be paid every other Friday.

D. Employees working outside their regularly scheduled hours as discussed in Section II(B) above shall receive in addition to their regular wages, \$0.25 (twenty-five cents) for each hour working during such periods. There shall be no shift differential during the time that the four (4) day per week ten (10) hour per day schedule is in effect.

E. Employees operating rented or non-County owned tracked vehicles (specifically excluding County owned bobcats and backhoes) shall receive in addition to their regular wages, \$0.50 (fifty cents) for each hour of operation. This provision shall not be retroactively applied and shall only be in effect from the time of passage of this Ordinance. There shall not be any pyramiding of salary/hourly rate. Overtime shall only apply to the base rate of pay.

F. Senior employee “acting” as Lead during Manger’s off time shall be compensated \$1.50 per hour for such extra duties.

1 G. Performance Evaluations shall be given to each employee using the standard County
2 evaluation form and criteria. This to be used as a performance guide and shall not be used as an
3 adjustment to wages.

5 **SECTION 4**

6 Holidays

7 A. The holiday schedule shall be the holiday schedule as presented annually by the County
8 Executive and as approved by the County. All other holidays observed by the County shall also be
9 considered holidays.

10 B. Holidays falling on Sunday shall be observed on the following Monday. Holidays falling on
11 Saturdays shall be observed on the preceding Friday.

12 C. Holidays and annual leave days shall be counted as days worked in computing weekly
13 overtime.

14 D. Employees shall work the day directly preceding and following the holiday in order to receive
15 holiday pay, unless they are on excused absence for sickness or other valid reason.

17 **SECTION 5**

18 Safety Accessories

19 The Department of Parks and Recreation shall provide each member of the bargaining unit a
20 voucher for the purchase of OSHA / NIOS approved steel toed safety shoes upon each member's
21 commencement of employment with the County. If the member does not complete six (6) months of
22 employment with the County, then the member will be required to reimburse the County for the cost

1 of the safety shoes and said reimbursement shall be deducted from the member's last paycheck due
2 the member from the County. All members shall be issued a safety boot voucher annually during the
3 month of January as and for their annual safety boot allowance. Any member who has been employed
4 by the County for less than one (1) year as of the first (1st) week of January, shall be issued a safety
5 boot voucher at the discretion of the Director. Each person furnished the above-described safety
6 boots shall be required to wear them at all times while engaged in their employment with the Jefferson
7 County Department of Parks and Recreation, provided, however, that an employee may wear like
8 shoes (OSHA / NIOS approved) containing steel toes which are approved by the Department of Parks
9 and Recreation in lieu of wearing the shoes furnished under the provisions of this section. The County
10 shall purchase the shoes through a voucher system at an authorized vendor. The voucher shall not
11 exceed Two Hundred Ten Dollars (\$210.00). The Department shall also provide One (1) pair of
12 puncture resistant gloves (type to be determined) and Five (5) High Visible short-sleeved shirts for
13 each employee.

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3 A. The employees shall be granted paid annual leave. One day of annual leave shall be equal to
4 eight (8) work hours. Annual leave shall be granted in accordance with the following schedule:

5

ANNUAL LEAVE ACCRUAL

6	During year one of service:	.5 days per month
7	During years two (2) through seven (7):	1.0 days per month
8	During years eight (8) through fourteen (14):	1.5 days per month
9	During years fifteen (15) through nineteen (19):	2.0 days per month
10	During year twenty (20) and each year thereafter:	Add one (1) additional day per
11		year with a maximum of
12		thirty (30) days leave per
13		anniversary year

B. Under this leave policy, employees accrue annual leave at a rate stated above. One (1) day of this accrued annual leave shall be considered a paid personal day. It should be standard practice for an employee to give advance notice prior of annual leave. The advanced notice shall be equal to the number of days requested for annual leave. In addition, after one (1) year of service, employees shall be entitled to be absent from all or any part of two (2) workdays in a calendar year which shall be considered "personal time off", one of which may be taken from January 1 to June 30 and one of which may be taken from July 1 to December 31. An absence from the scheduled time of work on any one day of an hour or longer or leaving before the end of the scheduled workday shall be considered a time of personal time off. An employee shall not be paid for personal time off. It shall

1 be standard practice for an employee to give twenty-four (24) hours' notice before taking a personal
2 day off or personal time off and must be approved by the Director or his/ her designee.

3 (1) Each year of prior employment with the County shall be counted in determining years
4 of service for accrual of annual leave. Credit for part-time employment shall also be given on
5 the basis of two (2) part-time years equal one full time year for annual leave accrual. (Part
6 time accrual is in effect only after the employee becomes full time).

7 (2) A year shall be considered completed on the first (1st) day of the month following
8 actual completion of twelve (12) months of service, except if twelve (12) months of service
9 are completed on the first (1st) working day of the month. That day shall be the completion
10 date.

11 (3) An employee shall continue to earn annual leave during a period of paid leave.

12 (4) An employee shall not earn annual leave during a month in which the employee was
13 on leave without pay for more than fifteen (15) calendar days.

14 (5) An employee may take annual leave only when authorized by the appropriate
15 appointing or administrative authority or Department Director.

16 (6) Upon separation from County employment, an employee shall be compensated for
17 unused annual leave.

18 (7) A temporary employee shall not earn annual leave during the period of temporary
19 service. If a temporary employee is appointed to a permanent position without a break in
20 service, the employee shall be credited with earned annual leave for the period of temporary
21 service.

1 (8) The County shall establish the procedure by which annual leave shall be accounted
2 for. Records shall indicate the number of days accrued, the number of days of annual leave
3 taken, and the end-of-the-month balance. This record may be made part of the employee's
4 personnel file.

5 (9) Employees may not maintain balance in excess of the annual leave accrued for the
6 current anniversary year.

7 C. Annual leave days shall be counted as days worked in computing weekly overtime.

8 D. (1) An employee may take annual leave in increments of one-half or more days provided
9 that any request for one or more days annual leave shall be made in writing delivered to the
10 Director not less than seventy-two (72) hours prior to the commencement of the annual leave
11 period requested. The Director shall have forty-eight (48) hours to approve or deny the
12 requested annual leave period.

13 (2) The seventy-two (72) hour notification requirement of Section 6.D. is waived by
14 the employer in the event that emergency annual leave is requested.

15 (3) An emergency for purposes of this Section 6.D.2. is defined as follows:

16 (a) the death of an employee's immediate family (or step) which shall be
17 defined as spouse, parents, children, brothers, sisters, grand-parents, father-
18 in-law, mother-in-law, son-in-law, daughter-in-law, or any legal dependent
19 as defined by the Internal Revenue Code, or

20 (b) the illness of any of the persons described in the relationships above which
21 require the employee to be absent from work, and the illness and the need
22 for the employee to care for or attend to the ill person is substantiated in

1 writing by the ill person's medical doctor and the written substantiation is
2 provided to the employer upon the employee's return to work.

3 E. In the event two (2) or more employees select the same dates of annual leave, seniority shall
4 prevail.

5 F. The annual leave schedule for employees shall be posted and the number of employees to go
6 on annual leave at any one time shall be designated by the County.

7 G. The County may buy back up to ten (10) days annual leave from employees with more than
8 fifteen (15) years of service, and up to five (5) days annual leave from employees with more than
9 seven (7) years of service. This shall be at the discretion of the County and subject to budgetary
10 consideration.

11 12 **SECTION 7**

13 Bereavement Leave

14 A leave of absence with pay not to exceed three (3) days per death will be allowed to attend
15 the funeral of an employee's immediate family. The term "immediate family" (including step) shall
16 be defined as the death of an employee's spouse, parents, children, brothers, sisters, grand-parents,
17 father-in-law, mother-in-law, son-in-law, daughter-in-law, or any legal dependent as defined by the
18 Internal Revenue Code.

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SECTION 9

Sick Leave

A. The employee shall be granted sick leave at the rate of eight (8) hours for each month of service accumulative to a maximum of one hundred twenty (120) days. One day of sick leave shall be equal to eight (8) work hours, except during a four (4) day work week a sick day shall be equal to ten (10) work hours. Sick Leave may be taken in increments of one-half or more days; half-days in a five (5) day work week shall constitute four (4) hours and half-days in a four (4) day work week shall constitute five (5) hours.

B. Sick leave is for the purpose of compensating an employee when the employee's illness or injury prevents the employee from performing the duties assigned. The use of sick leave will extend to include the care for a family member; defined as: (including step) Parents, Children, Brother, Sister, Grand Parents, Grand Children and Parents of Spouse. The County may request a doctor's certificate if the employee is off for three (3) days in a seven (7) day period. If, when requested, the employee does not provide a doctor's certificate, the employee shall not receive sick pay for time off.

C. Upon termination from County employment, an employee shall not be reimbursed for unused sick leave except when the employee retires after the age of fifty-five (55), and the employee is a vested employee. An employee is vested after five years of continuous employment with the county. Vested, retiring employees shall be compensated for unused sick days at a rate of fifty percent (50%) of accrued sick days at the date of termination of employment. This provision applies only to employees hired before January 1, 2024. Employees hired after the effective date of this policy will not be reimbursed for unused sick leave upon termination for any reason.

1 D. The County will count Sick Leave days not worked as days worked in computing weekly
2 overtime.

3
4 **SECTION 10**

5 Health and Benefits

6 The County will continue to offer the full-time employees of the Department of Parks and
7 Recreation with the same health and benefit plans(s) furnished to the County's other full-time
8 employees. If an employee desires to cover his/her dependents under said health and benefits plan(s),
9 it shall be at the employee's option and expense. The County will allow retired Department of Parks
10 and Recreation employees to obtain health insurance at the same rate as full-time employees until
11 such time as they reach age 65 or eligibility for Medicare. Insurance premiums for retired bargaining
12 unit employees shall be paid by the retired employee. The Department of Parks and Recreation also
13 agrees to provide access to preventative vaccinations (not mandatory) to mitigate potential exposures
14 for such issues as, but not limited to, Hepatitis A/B. The Department will cover the cost beyond that
15 of the Counties Insurance coverage, if any.

16
17 **SECTION 11**

18 Pension

19 A. The County will maintain the employees' participation under the Missouri Local Government
20 Employee Retirement System, hereinafter referred to as "LAGERS" and pay the entire cost thereof.

1 B. All employees shall participate in the LAGERS Pension Plan in accordance with the
2 prescribed rules and regulations of said plan and shall receive an annual statement of his/her pension
3 status.

5 SECTION 12

6 Grievance Procedure

7 **Step 1:** An employee aggrieved by a violation of this Agreement may file a grievance
8 within five (5) normal working days of the event, occurrence, or matter from which the grievance
9 arises by taking it up with the immediate Supervisor of the employee along with the employee's Shop
10 Steward. If a disposition satisfactory to the employee is not made within five (5) normal working
11 days, the grievance may be taken to Step Two (2) by reducing the grievance to writing as required in
12 Step Two (2).

13 **Step 2:** To proceed to Step Two (2) of the grievance procedure, the written grievance
14 must be presented to the Department of Parks and Recreation Director within five (5) normal working
15 days after a failure to have a satisfactory disposition at Step One (1) and a copy sent to the Business
16 Representative of the Union, who shall then take up the grievance. The written grievance shall specify
17 the date of the occurrence upon which it is based, the section of this Ordinance claimed to have been
18 violated and a short, concise, plain statement of facts constituting the violation. The Director of The
19 Department of Parks and Recreation will mediate and attempt to settle the grievance. If no satisfactory
20 settlement is reached within five (5) normal working days, the grievance may be taken to Step Three
21 (3).

Step 3 (a):

In the event of a grievance not involving the discharge of an employee the Business Representative may within ten (10) normal working days submit the written grievance to the Jefferson Director of Administration for mediation and settlement. The Director of Administration shall determine whether the written grievance states facts constituting a violation of this Ordinance, and if the Director of Administration determines that facts are stated which constitute a violation of this Agreement, it will set the grievance for hearing on a date convenient to the parties.

(b)

The hearing will be scheduled at a time mutually agreed to by both parties. The grievant, one (1) steward and no more than two (2) witnesses may attend on county time provided the Director of Administration is notified in writing ten (10) days prior to the hearing of the names of said persons.

(c)

Where the grievance involves the discharge of an employee covered by this Ordinance, if not settled in Step Two (2), the Union and the Department shall each designate a representative and the two (2) so designated shall select a third person to meet as a grievance committee. The grievance committee shall be established within ten (10) calendar days. A decision of the committee may be reached upon the concurrence of any two (2) of the three (3) members.

(d)

A hearing will be scheduled as soon as feasible after the selection of the third committee member. The grievance committee shall keep a complete record of the hearing before it, including any exhibits or papers submitted to it in connection with the hearing and a complete record of any testimony taken.

(e)

In the event the decision of the grievance committee is unsatisfactory to either the employee or the Department, either may, within five (5) workdays after receipt of the decision of the

1 grievance committee, file a written notice of appeal to the Director of Administration by delivering
2 such notice of appeal to the office of the Executive.

3 **(f)** When an appeal is taken, the Director of Administration shall order the complete
4 record, including a transcript of the proceedings, be filed with the Director of Administration and be
5 available to the employee, employee's representative and the Department of Parks and Recreation.

6 **(g)** Any cost of the third party on the committee and cost of transcript (if requested) shall
7 be paid equally by the employee and the Department.

8 **(h)** Upon the receipt of the notice of appeal, the Director of Administration shall cause
9 the record of the hearing before the grievance committee to be reviewed. The decision of the Director
10 of Administration, upon such review, will be final.

11 **(i)** The prescribed time limits may be extended by mutual agreement whenever necessary
12 in order for these provisions to be implemented. The interpretation of "days" within this section is to
13 be normal workdays (Monday through Friday) exclusive of holidays.

14 **(j)** In the event it is finally determined the employee should not be discharged, the
15 employee shall immediately return to work and receive back pay from the time of discharge.

16 **(k)** Time is of the essence and each of the times set forth for the performance of any act
17 by the one filing the grievance must be complied with, or the grievance shall be considered abandoned
18 and any rights under this section waived unless extension of time is agreed to by both the employee
19 and the Department of Parks and Recreation.

20 **(l)** The Business Representative of the Union shall have the right to visit the department
21 where grievances exist to investigate such grievances. The Director shall be given advanced notice of
22 a visit and the same shall be approved by the Director to ensure no disruption of workforce. The time

limits spelled out in this procedure may be extended if both parties are mutually agreeable to extension.

SECTION 13

Jury Duty

If an employee is called for jury duty, the County will pay the difference between the sum received for such jury duty and his/her regular weekly pay based on forty (40) hours.

SECTION 14

Work Rules (Discipline, Discharge, Termination)

A. Discipline: A formal written letter warns the employee of a serious violation of the Department of Parks and Recreation's rules and this Agreement. Letters of reprimand shall be issued to the employee within ten (10) business days of the violation, unless circumstances require a longer time period.

(1) First written reprimand serves as a strong warning to the employee that a change in behavior must be made and becomes a matter of the employee's personnel record.

(2) Second written reprimand, whether by reason of violation of the same item or not, warrants a lay off without pay not to exceed five (5) scheduled working days.

(3) Third written reprimand whether by reason of violation of the cause for discipline or not, warrants termination.

(4) All provisions of this clause are subject to the grievance procedure. This will not stay the discretionary rights of management (County) hereunder.

1 (5) In case of sickness, the employee shall notify the Director or their immediate
2 supervisor thirty (30) minutes before their assigned start time on the day of absence from
3 work. In cases where employees know it will be necessary for them to be away from work,
4 arrangements must be made with their supervisors prior to the time of their absence.

5 (6) All employees who are absent from scheduled work will be required to complete an
6 absence form that will be signed and delivered to the Director.

7 (7) A violation of any rule will result in the imposition of the next highest disciplinary
8 step if the employee has received previous discipline within the past twelve (12) months.

9 (8) Any employee covered by this agreement who operates a motor vehicle for the county
10 who loses their state issued drivers' license for more than sixty (60) days shall be terminated
11 from employment of the County. Furthermore, during the sixty (60) day period wherein the
12 state issued drivers' license is suspended or revoked, the employee shall be subject to a \$1.50
13 per hour reduction of pay.

14 (9) Any employee who having plead guilty to, found guilty of, or is convicted of a charge of
15 Driving While Intoxicated ("DWI") who then pleads guilty to, is found guilty of or is
16 convicted of a subsequent charge of DWI shall be subject to discharge.

17 **B. Causes for Discipline/Discharge (See Exhibit B)**

18 Management reserves the right to discipline for just cause its employees for offenses and violations
19 not specified herein, the parties hereto recognize it is impossible to list all possible grounds for
20 discipline.

21 C. The County and Local 148 agree employees who live outside the County shall not be allowed
22 to take a county vehicle outside the County overnight. Any vehicle assigned to an employee shall

1 remain overnight on County property at the location the employee is assigned. Any employee living
2 outside the County shall remain responsible for meeting any emergency or scheduled "call-out" duties
3 and may be disciplined for failing to show-up or failure to show-up on time for regular or "call-out"
4 duties.

5 D. All employees shall provide the County with a telephone number wherein they may be
6 contacted within a reasonable time in case of an emergency. It is the employees' duty to maintain
7 such current phone numbers with the County.

8 9 **SECTION 15**

10 Management Rights

11 The County has and maintains the sole and exclusive right to control its properties, manage
12 its properties, manage its business, governmental functions and direct the working force including by
13 way of example but not in any way limited to, the right to hire, change, amend, and enforce posted
14 department and disciplinary rules and regulations; to increase or decrease the working force,
15 determine the number of job operations, the work to be performed therein, the services to be
16 performed, the methods to be employed in performing them and the standards applicable thereto; to
17 decide the number and location of its shops and other installations and the closing down of any shop
18 or other installation, or any part thereof; to alter, combine, transfer, assign or cease any job,
19 department, operation or service; to decide the work to be contracted out or performed by its
20 employees, the work to be contracted out; to maintain safety, efficiency, order and compliance with
21 federal and state regulations in and within its departments and by its employees, and the County

1 maintains and retains all of its managerial rights and they are vested solely and exclusively in the
2 County.

3 4 **SECTION 16**

5 Legality

6 Should any Section of this Agreement be declared by any Court of competent jurisdiction to
7 be invalid, the same shall not affect the validity of this Agreement as a whole or any part thereof other
8 than the part so declared to be invalid.

9 10 **SECTION 17**

11 Dues Check Off

12 Whenever requested to do so by the Union, the County agrees to deduct from the pay of the
13 employees covered by this Ordinance the dues and initiation fees of the Union and agrees to remit to
14 the Union all such deductions, provided, however, that such deductions shall be voluntarily authorized
15 by the employees involved. The Union shall indemnify and save the County harmless against all
16 claims, demands suits that arise out of or by reason of complying with any provision of this Article.

17 18 **SECTION 18**

19 Uniforms

20 County shall furnish for each employee in the bargaining unit uniforms. Each employee for
21 whom uniforms are provided shall be responsible for the maintenance and protection of the uniforms
22 and responsible for any lost or damaged uniform other than ordinary wear and tear. Each employee

1 for whom uniforms are furnished shall wear the uniforms at all times while engaged in their
2 employment for the County.

3 4 **SECTION 19**

5 Safety Award Program

6 Any employee achieving no Light Duty Time or no Lost Time for the period of January 1 to
7 June 30 (1/2 year), will receive "Two (2) hours off with pay". Anyone working the entire year with
8 no Light Duty Time or no Lost Time shall receive an additional "Eight (8) hours off with pay". The
9 maximum award for One (1) year with no light duty time or no lost time is Ten (10) hours. If someone
10 is not eligible for the first half of the year, but works from July 1 to December 31 with no Light Duty
11 Time or no Lost Time, they will receive "Two (2) hours off with pay" for the second half of the year.
12 These people are NOT eligible for the year end award. Safety time awarded pursuant to this Section
13 must be used within one (1) year of the award and must be approved in the same manner as annual
14 leave time. If any person is absent from work for more than thirty (30) working days within the
15 calendar year of January 1 to December 31, they will NOT be eligible for the full amount of the award.
16 (This does not include vacation days or Safety Award Days.)

17 **DEFINITION:** For the purposes of this Section, the following terms shall have the
18 following meanings:

19 **Lost Time** means someone physically misses work due to an injury incurred while at
20 work.

21 **Light Duty Time** means that the person can still work, but the doctor has placed
22 restrictions on the injured person.

1 **Safety Time** means time taken by an employee which shall be counted as time worked
2 in computing weekly overtime.

3
4 **SECTION 20**

5 Drug Policy

6 A. The County adopts a Drug Policy to test employees of the Jefferson County Parks and
7 Recreation Department-Maintenance Division for alcohol and controlled substance abuse testing with
8 the intention of creating a drug free environment for those employees.

9 B. Attached hereto, incorporated by reference and made a part hereof as Exhibit C is the Drug
10 Policy. Failure or refusal of any employee to be tested for drugs as provided in the policy shall be
11 cause to terminate the employee's employment.

12
13 **SECTION 21**

14 Term of Agreement

15 Jefferson County and IUOE Local 148 must agree to any alterations or modifications of the terms
16 of this Agreement. Local 148 shall be responsible to present to the County amendments to this
17 Agreement by August 1 of the final year of this agreement. This Agreement may be modified by
18 written agreement between both parties, subject to County Council approval. Furthermore, if both
19 parties, Jefferson County and IUOE Local 148, agree that if an issue arises during the term of this
20 Agreement and one or both parties wish to renegotiate, a written request by one of the parties shall be
21 required. The parties are under no obligation to reach an agreement on said issue(s). The provisions
22 of this Agreement therein shall become effective as of the date it is formally adopted by the Jefferson

County, Missouri, Council, approved by the Executive, and thereby enacted and upon execution by the bargaining agent and shall continue in full force and effect until December 31, 2026. The Agreement may be extended by agreement of the parties.

SECTION 22

Miscellaneous

A. Rules, Regulations and Orders:

Employees shall comply with all County rules, regulations and orders including those relating to personal conduct and to work performance. The County shall provide employees with a copy of the work rules and any changes thereto when they become effective. Changes to these work rules are not subject to impact bargaining. Nothing in this Agreement shall be interpreted or construed in a way that would prevent the County and/or the Department from complying with any duty or obligation placed upon the County and/or Department by operation of law.

B. Outside Employment:

An employee covered by this Agreement may hold other outside employment so long as the other outside employment does not create a conflict of interest with the employee's employment by the County and does not interfere with the employee's ability to work as scheduled, or otherwise limit the employee's ability to perform his or her job when called upon to work or perform outside of the normal schedule for that employee. Employees desiring to hold other outside employment shall notify the Director in writing for approval. Such outside employment may be denied by the Director with the consensus of the Director of Administration, at any time.

C. Enactment:

1 The Jefferson County, Missouri, Council hereby authorizes the County Executive to further
2 execute any and all documents which are required to carry out the intent of this Ordinance, which
3 constitutes the terms and conditions of the Agreement. This Ordinance shall be in full force and
4 effect from and after its date of approval. If any part of this Ordinance is invalid for any reason,
5 such invalidity shall not affect the remainder of this Ordinance or the terms and conditions of the
6 remainder of the agreement. A copy of this Ordinance and all exhibits shall be kept on file at the
7 County Clerk's Office consistent with the rules and procedures for the maintenance and retention
8 of records as promulgated by the Secretary of State.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE JEFFERSON
COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Dan Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

Reading Date: 12-11-2023

AGREED TO ON THIS ____ Day of _____, 2023, by the

INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 148:

David Bahr, Business Manager

Brad Wooten, Business Representative

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Exhibit A

Exhibit A, as referenced in Section 3 - Wages

TABLE ESTABLISHING RATE OF PAY

CLASSIFICATION	RATE OF PAY 2024
-----------------------	-------------------------

Lead Maintenance	\$22.88
Senior Maintenance Worker	\$21.38
Maintenance Labor	\$17.92

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Exhibit B

Exhibit B - as referenced in Section 14, B. Causes for Discipline/ Discharge

		Cause for Immediate Discharge	First Warning	Cause for Reprimand, Second, Lay- Off	Third Discharge
1	Conviction of a Felony	X			
2	Stealing or Theft	X			
3	Immoral, indecent or disorderly conduct	X			
4	Fighting during work hour with fellow employees	X			
5	Anyone absent for three (3) consecutive days without proper notification to the Director or designee	X			
6	Drinking intoxicating beverages or using illegal drugs during the workday including the meal period	X			
7	Falsification of records	X			
8	Reporting to work under the influence of drugs or alcohol	X			
9	Serious Insubordination where employee refused without cause to follow a reasonable request of his supervisor			X	X
10	Failure to wear safety shoes		X	X	X
11	Negligence that results in damage or injury		X	X	X
12	General insubordination		X	X	X
13	Work performance not up to standards		X	X	X
14	Violation of Safety Rules		X	X	X
15	Unauthorized absence from work		X	X	X

Exhibit B, continued

16	Garnishment in excess of those permitted by law
17	Gambling while on duty
18	Failure to perform any act required by this Agreement
19	Employee is delinquent of Real Estate or Personal Property taxes (<i>only applicable if County adopts similar requirements for all County employees.</i>)

X	X	X
X	X	X
X	X	X
X	X	X

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Exhibit C

Exhibit C – as referenced in Section 20, DRUG POLICY

WHEREAS, Jefferson County, Missouri (hereinafter "County") together with Operating Engineers, Local 148 (hereinafter "Union") recognize the importance and responsibilities in providing a safe, drug free and healthy work environment for all employees of the Jefferson County Department of Parks and Recreation, and

WHEREAS, the County and the Union recognize that drug dependence and other medical/behavioral conditions are highly complex and under most circumstances, these illnesses can be successfully treated, and to that end, the County and the Union have researched, discussed and agreed upon a policy regarding illegal drugs and substances (hereinafter "the Policy") and,

WHEREAS, the maintenance of a safe and drug free work place, and a healthy productive work force are the goals of the Policy, and the primary focus of this Policy is to protect the public, employees and assist the employees who are experiencing personal problems with drug abuse and safely to return these employees to high levels of productivity.

NOW, THEREFORE, BE IT AGREED BETWEEN ALL PARTIES AS FOLLOWS:

SECTION ONE: The use, possession, concealment, transportation, promotion or sale of the following items or substances by employees is strictly prohibited during working hours, including the meal period, to-wit:

- A. Illegal drugs, controlled substances (including trace amounts), look-a-likes and designer drugs, now or hereafter specified in any provisions in the Missouri Revised Statutes, the Code of State Regulations of Missouri, the United States Code, or the Code of Federal Regulations.
- B. Alcoholic beverages.
- C. Drug paraphernalia.

SECTION TWO: Any employee violating Section One of this Ordinance shall be subject to immediate discharge.

SECTION THREE: The County recognizes drug abuse may be an illness and that its employees are valuable assets to the County and the County does herewith establish a policy intended to rehabilitate rather than terminate the employment of workers who are drug abusers. No employee shall be ineligible for future employment for drug use, except when such use is in violation of Section One of this Ordinance, without first having been offered the opportunity to discontinue use either through personal choice or by treatment for chemical dependency, if such treatment is needed as determined by the County.

SECTION FOUR: All employees shall be fully informed of the content of this Ordinance forthwith or upon commencement of their employment with the County and shall be required to execute the consent form attached to this Ordinance prior to employment or testing being required if currently employed.

SECTION FIVE: There shall be pre-employment testing for all persons prior to employment by the County for the substances described in Section One (a), and employment shall not commence until a test result which is negative is received by the County.

SECTION SIX:

When employees shall be tested.

- A. Testing based on reasonable cause. Each employee shall be drug tested when there is reasonable cause to believe the employee is using a prohibited drug. The decision to test must be based on a reasonable and articulable belief that the employee is using a prohibited drug as specified in Section One (a) hereof, and there are specific, contemporaneous physical, behavioral, or performance indicators of probable drug use. At least one of the employee's supervisors, who are trained in detection of the possible symptoms of drug use, shall substantiate the decision to test an employee.
- B. Post-incident testing. As soon as possible but no later than 32 hours after an accident, each employee whose performance either contributed to the incident or cannot be

completely discounted, as a contributing factor to the incident shall be drug tested. If an employee is injured, unconscious, or otherwise unable to evidence consent to the drug test, all reasonable steps must be taken to obtain a urine sample. The County may decide not to test under this paragraph, but such a decision must be based on the best information available immediately after the incident that the employee's performance could not have contributed to the incident or that, because of the time between that performance and the accident, it is not likely that a drug test would reveal whether the performance was affected by drug use. The Union will be informed as to the specific reason particular employees are selected for testing under this section.

- C. Random testing. The County may administer, during each 12 months, a number of random drug tests at a rate equal to at least fifty percent (50%) of its employees and alcohol tests of at least fifty percent (50%) of its employees. Employees will be selected for testing by using a random number table or a computer-based random number generator that is matched with an employee's social security number, payroll identification number, or other appropriate identification number.
- D. Return to duty testing. An employee who refuses to take or does not pass a drug test may not return to duty until the employee passes a drug test administered under this part and the medical review officer has determined that the employee may return to duty. An employee who returns to duty shall be subject to a reasonable program of follow-up drug testing without prior notice for not more than 60 months after the employee's return to duty.

SECTION SEVEN. The County will pay all cost for testing. In the event an employee is required to remain out of work while awaiting test results and/or pursuant to a non-disciplinary suspension under this Policy, he will be compensated by the County at the rate of his applicable rate of pay, in accordance with the working agreement, for the time period involved in the event the individual ultimately tests negative.

SECTION EIGHT.

Review of Drug Testing.

1

- A. MRO Appointment. The county shall designate or appoint a medical review officer (MRO). The MRO must be a licensed physician with knowledge of drug abuse disorders.
- B. MRO Duties. The MRO shall perform the following functions for the County:
 - (1) Review the results of drug testing before they are reported to the County.
 - (2) Review and interpret each confirmed positive test result as follows to determine if there is an alternative medical explanation for the confirmed positive test result:
 - (i) Conduct a medical interview with the individual tested.
 - (ii) Review the individual's medical history and any relevant biomedical factors.
 - (iii) Review all medical records made available by the individual tested to determine if a confirmed positive test resulted from legally prescribed medication.
 - (iv) If necessary, require that the original specimen be reanalyzed to determine the accuracy of the reported test result.
 - (v) Verify that the laboratory report and assessment are correct.
 - (3) Determine whether and when an employee who refused to take or did not pass a drug test administered under procedures provided in this Ordinance may be returned to duty.
 - (4) Determine a schedule of unannounced testing, in consultation with the County, for an employee who has returned to duty.
 - (5) Ensure that an employee has been drug tested in accordance with the procedures provided in this Ordinance before the employee returns to duty.

C. MRO Determinations. The following rules govern MRO determinations:

- (1) If the MRO determines, after appropriate review, that there is a legitimate medical explanation for the confirmed positive test result other than the unauthorized use of a prohibited drug, the MRO is not required to take further action.
- (2) If the MRO determines, after appropriate review, that there is no legitimate medical explanation for the confirmed positive test result other than the unauthorized use of a prohibited drug, the MRO shall refer the individual tested to an Employee Assistance Program, or to a personnel or administrative officer for further proceedings in accordance with the County's anti-drug program.
- (3) Based on a review of laboratory inspection reports, quality assurance and quality control data, and other drug test results, the MRO may conclude that a particular drug test result is scientifically insufficient for further action. Under these circumstances, the MRO should conclude that the test is negative for the presence of a prohibited drug or drug metabolite in an individual's system.

SECTION NINE. Any employee who tests positive or refuses to be tested in accordance with the terms and conditions of this Ordinance shall be suspended from employment with the County without pay. Any employee who, after having been tested positive, returns to duty and thereafter tests positive or refuses to be tested in accordance with the terms and conditions of this Ordinance, shall be subject to discharge. Any employee who test negative, but the sample is determined to be diluted by the testing laboratory, shall be subject to an immediate retest.

SECTION TEN. There shall be established an Employee Assistance Program (EAP) whose functions shall be to aid in resolving employee drug problems, providing counseling and assistance to employees who self-refer for treatment or whose drug test results are positive, and monitoring employee progress through treatment and rehabilitation. The employee shall be responsible for bearing any cost of treatment recommended by the EAP. The employee shall not return to work

unless and until the Supervisor of the EAP recommends such return to work, and the employee submits to a drug test and the results are negative.

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-END-

RESOLUTION NO.: R23-1201

INTRODUCED BY: COUNCIL MEMBER (s) _____

1 **A RESOLUTION AND ORDER OF THE JEFFERSON COUNTY,**
2 **MISSOURI, COUNCIL TO CORRECT ERRONEOUS ASSESSMENTS, OR**
3 **MISTAKES OR DEFECTS IN DESCRIPTIONS OF LANDS, ASSESSMENT OR**
4 **TAX RECORDS (PERSONAL PROPERTY) PURSUANT TO ARTICLE III,**
5 **SECTION 3.4.3.1 OF THE HOME RULE CHARTER OF JEFFERSON COUNTY,**
6 **MISSOURI FOR THE PROPERTY SET FORTH HEREIN AND LOCATED IN**
7 **JEFFERSON COUNTY, MISSOURI.**

8 **WHEREAS,** Article III, Section 3.4.3.1 of the Home Rule Charter of Jefferson
9 County, Missouri, authorizes the Jefferson County, Missouri, Council to correct errors in
10 assessment records and tax records by order or resolution; and,

11 **WHEREAS,** the Assessor of Jefferson County, Missouri, has determined that
12 certain changes should be made to the Jefferson County, Missouri, tax records for the 2020,
13 2021, 2022, and 2023 tax years, due to erroneous assessments, defects or mistakes in
14 Personal Property as set forth in Exhibit A which is attached hereto and incorporated herein
15 by reference: and,

16 **WHEREAS,** the Assessor of Jefferson County, Missouri, has submitted to the
17 Jefferson County, Missouri, Council a list of changes, erroneous assessments, defects or

1 mistakes in Personal Property as set forth in Exhibit A which is attached hereto and
2 incorporated herein by reference as though fully set forth herein; and,

3 **WHEREAS**, the Assessor of Jefferson County, Missouri, states that changes
4 should be made to the tax rolls as indicated in Exhibit A to more accurately reflect the true
5 value and accounting for the aforementioned Personal Property located in Jefferson
6 County, Missouri; and,

7 **WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best
8 interest of the County to correct the errors, defects or mistakes; and,

9 **WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best
10 interest of the persons so affected to correct the errors, defects or mistakes.

11 **THE JEFFERSON COUNTY, MISSOURI, COUNCIL RESOLVES:**

12 Section 1. The corrections of errors, defects or mistakes in Personal Property
13 for the 2020, 2021, 2022 and 2023 tax years, as set forth in Exhibit A, which is attached
14 hereto and incorporated herein by this reference, shall be so modified to reflect the values
15 as set forth in Exhibit A and pursuant to Article III, Section 3.4.3.1 of the Home Rule
16 Charter of Jefferson County, Missouri.

17 Section 2. The Assessor for Jefferson County, Missouri, shall make the
18 appropriate changes to their records and record keeping systems in accordance with this
19 Order and Exhibit A.

20 Section 3. Copies of this Resolution and Order, and Exhibit A, which is
21 attached hereto and made a part hereof, shall be kept on file at the County Clerk's Office.

1 Section 4. This Resolution and Order shall be in full force and in effect from
2 and after the date of its enactment.

3 Section 5. If any part of this Resolution and Order is invalid for any reason,
4 such invalidity shall not affect the remainder of this Resolution and Order.

**THE MEMBERS OF THE JEFFERSON COUNTY, MISSOURI, COUNCIL
VOTED ON THE ABOVE RESOLUTION AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

**THIS RESOLUTION, AS INTRODUCED AND CONSIDERED BY THE
JEFFERSON COUNTY, MISSOURI, COUNTY COUNCIL ON THIS _____
DAY OF _____ 2023, WAS:**

_____ **DULY ADOPTED AND ORDERED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, County Council, Executive Assistant

Reading Date: 12-11-2023

RESOLUTION NO.: R23-1202

INTRODUCED BY: COUNCIL MEMBER (s) _____

1 **A RESOLUTION AND ORDER OF THE JEFFERSON COUNTY,**
2 **MISSOURI, COUNCIL TO CORRECT ERRONEOUS ASSESSMENTS, OR**
3 **MISTAKES OR DEFECTS IN DESCRIPTIONS OF LANDS, ASSESSMENT OR**
4 **TAX RECORDS (REAL PROPERTY) PURSUANT TO ARTICLE III, SECTION**
5 **3.4.3.1 OF THE HOME RULE CHARTER OF JEFFERSON COUNTY, MISSOURI**
6 **FOR THE PROPERTY SET FORTH HEREIN AND LOCATED IN JEFFERSON**
7 **COUNTY, MISSOURI.**

8 **WHEREAS,** Article III, Section 3.4.3.1 of the Home Rule Charter of Jefferson
9 County, Missouri, authorizes the Jefferson County, Missouri, Council to correct errors in
10 assessment records and tax records by order or resolution; and,

11 **WHEREAS,** the Assessor of Jefferson County, Missouri, has determined that
12 certain changes should be made to the Jefferson County, Missouri, tax records for the 2022
13 tax year, due to erroneous assessments, defects or mistakes in Real Property as set forth in
14 Exhibit A which is attached hereto and incorporated herein by reference: and,

15 **WHEREAS,** the Assessor of Jefferson County, Missouri, has submitted to the
16 Jefferson County, Missouri, Council a list of changes, erroneous assessments, defects or
17 mistakes in Real Property as set forth in Exhibit A which is attached hereto and
18 incorporated herein by reference as though fully set forth herein; and,

1 **WHEREAS**, the Assessor of Jefferson County, Missouri, states that changes
2 should be made to the tax rolls as indicated in Exhibit A to more accurately reflect the true
3 value and accounting for the aforementioned Real Property located in Jefferson County,
4 Missouri; and,

5 **WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best
6 interest of the County to correct the errors, defects or mistakes; and,

7 **WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best
8 interest of the persons so affected to correct the errors, defects or mistakes.

9 **THE JEFFERSON COUNTY, MISSOURI, COUNCIL RESOLVES:**

10 Section 1. The corrections of errors, defects or mistakes in Real Property for
11 the 2021 & 2022 tax years, as set forth in Exhibit A, which is attached hereto and
12 incorporated herein by this reference, shall be so modified to reflect the values as set forth
13 in Exhibit A and pursuant to Article III, Section 3.4.3.1 of the Home Rule Charter of
14 Jefferson County, Missouri.

15 Section 2. The Assessor for Jefferson County, Missouri, shall make the
16 appropriate changes to their records and record keeping systems in accordance with this
17 Order and Exhibit A.

18 Section 3. Copies of this Resolution and Order, and Exhibit A, which is
19 attached hereto and made a part hereof, shall be kept on file at the County Clerk's Office.

20 Section 4. This Resolution and Order shall be in full force and in effect from
21 and after the date of its enactment.

22

1 Section 5. If any part of this Resolution and Order is invalid for any reason,
2 such invalidity shall not affect the remainder of this Resolution and Order.

3

**THE MEMBERS OF THE JEFFERSON COUNTY, MISSOURI, COUNCIL
VOTED ON THE ABOVE RESOLUTION AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

**THIS RESOLUTION, AS INTRODUCED AND CONSIDERED BY THE
JEFFERSON COUNTY, MISSOURI, COUNTY COUNCIL ON THIS _____
DAY OF _____ 2023, WAS:**

_____ **DULY ADOPTED AND ORDERED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, County Council, Executive Assistant

Reading Date: 12-11-2023

RESOLUTION NO.: R23-1203

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **A RESOLUTION AND ORDER DETERMINING THAT APPLICANT,**
2 **CHRISTY D. LAYMAN, IS ENTITLED TO THE SURPLUS PAID AT THE**
3 **COLLECTOR’S DELINQUENT TAX SALE IN 2022 AND APPROVING THE**
4 **PAYMENT OF SURPLUS TO THE APPLICANT.**

5 **WHEREAS,** at the August 2022 Delinquent Tax Sale, the Jefferson County
6 Collector of Revenue did sell, for non-payment of taxes, the real property with the parcel
7 number: 06-7.0-25.0-2-005-012 (hereinafter the “Property”); and

8 **WHEREAS,** a copy of the Tax Sale Certificate of Purchase is recorded in the land
9 records of Jefferson County, Missouri and incorporated herein via reference as if fully set
10 forth; and

11 **WHEREAS,** at said sale between the hours of 10 o’clock A.M. and 5 o’clock P.M.
12 on August 22, 2022 in the administration building of Jefferson County, the purchaser
13 BEDROCK CAPITAL 2021 LLC was the high bidder at \$22,500.00 with such amount
14 representing a surplus of \$18,920.46; and

15 **WHEREAS,** pursuant to section 140.230, of the Revised Statutes of Missouri, when
16 there is a surplus, a county’s treasurer is directed to “place such moneys in the county
17 treasury to be held for the use and benefit of the person entitled to such moneys or to the
18 credit of the school fund of the county, to be held in trust for the lesser of a term of three
19 years or ninety days following the expiration of the redemption period for the lienholders of
20 record or for the publicly recorded owner or owners of the property sold at the time of the

1 delinquent land tax auction or their legal representatives. The surplus shall be first distributed
2 to the former lienholders of record, by priority of the former liens, if any, then to the former
3 owner or owners of the property. Lien priority shall be set as of the date of the tax sale. No
4 surplus funds shall be distributed to any party claiming entitlement to such funds, other than
5 as part of the redemption process, until ninety days have passed after the period of
6 redemption has expired [;]” and

7 **WHEREAS**, further pursuant to section 140.230 of the Revised Statutes of Missouri,
8 at the end of the three years, if any funds have not been distributed or called for as part of a
9 redemption or collector’s deed issuance, then such finds shall become a part of the permanent
10 school fund of the county;

11 **WHEREAS**, accordingly, CHRISTY D. LAYMAN, on November 27, 2023, made
12 application to the Jefferson County Collector for the payment of the \$18,920.46 surplus; and

13 **WHEREAS**, an executed copy of the Application made to the Collector of Revenue
14 November 27, 2023, is attached hereto and incorporated herein via reference as if fully set
15 forth; and

16 **WHEREAS**, the applicant, CHRISTY D. LAYMAN, has made proof of entitlement
17 to the surplus for the Property; and

18 **WHEREAS**, the application was made by CHRISTY D. LAYMAN prior to the end
19 of the three-year period described in the last sentence of Subsection 2 of Section 140.230,
20 RSMo.

21 **NOW, THEREFORE, THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
22 **RESOLVES:**

1 Section 1: The County Council finds that applicant, CHRISTY D. LAYMAN, is
2 entitled to the amount of \$18,920.46 said amount constituting the surplus paid for the
3 Property at the August 2022 Collector's Delinquent Tax Sale.

4 Section 2: The Treasurer of Jefferson County Missouri shall make payment of
5 said surplus to applicant, CHRISTY D. LAYMAN.

6 Section 3: This Resolution and Order shall be in full force and in effect from and
7 after the date of its enactment.

8 Section 4: If any part of this Resolution and Order is invalid for any reason, such
9 invalidity shall not affect the remainder of this Resolution and Order.

**THIS RESOLUTION BEING DULY INTRODUCED, THE MEMBERS OF
THE JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

**THIS RESOLUTION, AS INTRODUCED AND CONSIDERED BY THE
JEFFERSON COUNTY, MISSOURI, COUNCIL ON THIS ____DAY OF
DECEMBER, 2023, WAS:**

_____ **DULY ADOPTED AND ORDERED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

Reading Date: 12-11-2023

RESOLUTION NO.: R23-1204

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **A RESOLUTION AND ORDER DETERMINING THAT APPLICANT,**
2 **LINDA J. QUICK (HAYNES), IS ENTITLED TO THE SURPLUS PAID AT THE**
3 **COLLECTOR’S DELINQUENT TAX SALE IN 2022 AND APPROVING THE**
4 **PAYMENT OF SURPLUS TO THE APPLICANT.**

5 **WHEREAS,** at the August 2022 Delinquent Tax Sale, the Jefferson County
6 Collector of Revenue did sell, for non-payment of taxes, the real property with the parcel
7 number: 02-3.0-05.0-2-004-001 (hereinafter the “Property”); and

8 **WHEREAS,** a copy of the Tax Sale Certificate of Purchase is recorded in the land
9 records of Jefferson County, Missouri and incorporated herein via reference as if fully set
10 forth; and

11 **WHEREAS,** at said sale between the hours of 10 o’clock A.M. and 5 o’clock P.M.
12 on August 22, 2022 in the administration building of Jefferson County, the purchaser
13 WMAC 2014, LLC was the high bidder at \$50,000.00 with such amount representing a
14 surplus of \$45,050.93; and

15 **WHEREAS,** pursuant to section 140.230, of the Revised Statutes of Missouri, when
16 there is a surplus, a county’s treasurer is directed to “place such moneys in the county
17 treasury to be held for the use and benefit of the person entitled to such moneys or to the
18 credit of the school fund of the county, to be held in trust for the lesser of a term of three
19 years or ninety days following the expiration of the redemption period for the lienholders of
20 record or for the publicly recorded owner or owners of the property sold at the time of the

1 delinquent land tax auction or their legal representatives. The surplus shall be first distributed
2 to the former lienholders of record, by priority of the former liens, if any, then to the former
3 owner or owners of the property. Lien priority shall be set as of the date of the tax sale. No
4 surplus funds shall be distributed to any party claiming entitlement to such funds, other than
5 as part of the redemption process, until ninety days have passed after the period of
6 redemption has expired [;]" and

7 **WHEREAS**, further pursuant to section 140.230 of the Revised Statutes of Missouri,
8 at the end of the three years, if any funds have not been distributed or called for as part of a
9 redemption or collector's deed issuance, then such finds shall become a part of the permanent
10 school fund of the county;

11 **WHEREAS**, accordingly, LINDA J. QUICK (HAYNES), on November 23, 2023,
12 made application to the Jefferson County Collector for the payment of the \$45,050.93
13 surplus; and

14 **WHEREAS**, an executed copy of the Application made to the Collector of Revenue
15 November 23, 2023, is attached hereto and incorporated herein via reference as if fully set
16 forth; and

17 **WHEREAS**, the applicant, LINDA J. QUICK (HAYNES), has made proof of
18 entitlement to the surplus for the Property; and

19 **WHEREAS**, the application was made by LINDA J. QUICK (HAYNES) prior to
20 the end of the three-year period described in the last sentence of Subsection 2 of Section
21 140.230, RSMo.

22 **NOW, THEREFORE, THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
23 **RESOLVES:**

1 Section 1: The County Council finds that applicant, LINDA J. QUICK
2 (HAYNES), is entitled to the amount of \$45,050.93 said amount constituting the surplus
3 paid for the Property at the August 2022 Collector's Delinquent Tax Sale.

4 Section 2: The Treasurer of Jefferson County Missouri shall make payment of
5 said surplus to applicant, LINDA J. QUICK (HAYNES).

6 Section 3: This Resolution and Order shall be in full force and in effect from and
7 after the date of its enactment.

8 Section 4: If any part of this Resolution and Order is invalid for any reason, such
9 invalidity shall not affect the remainder of this Resolution and Order.

**THIS RESOLUTION BEING DULY INTRODUCED, THE MEMBERS OF
THE JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

**THIS RESOLUTION, AS INTRODUCED AND CONSIDERED BY THE
JEFFERSON COUNTY, MISSOURI, COUNCIL ON THIS ____DAY OF
DECEMBER, 2023, WAS:**

_____ **DULY ADOPTED AND ORDERED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

Reading Date: 12-11-2023

RESOLUTION NO.: R23-1205

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **A RESOLUTION AND ORDER DETERMINING THAT APPLICANT,**
2 **EMILY WEBB, IS ENTITLED TO THE SURPLUS PAID AT THE COLLECTOR’S**
3 **DELINQUENT TAX SALE IN 2022 AND APPROVING THE PAYMENT OF**
4 **SURPLUS TO THE APPLICANT.**

5 **WHEREAS,** at the August 2022 Delinquent Tax Sale, the Jefferson County
6 Collector of Revenue did sell, for non-payment of taxes, the real property with the parcel
7 number: 03-7.0-26.0-2-005-001 (hereinafter the “Property”); and

8 **WHEREAS,** a copy of the Tax Sale Certificate of Purchase is recorded in the land
9 records of Jefferson County, Missouri and incorporated herein via reference as if fully set
10 forth; and

11 **WHEREAS,** at said sale between the hours of 10 o’clock A.M. and 5 o’clock P.M.
12 on August 22, 2022 in the administration building of Jefferson County, the purchaser
13 BEDROCK CAPITAL 2021, LLC was the high bidder at \$38,000.00 with such amount
14 representing a surplus of \$32,493.94; and

15 **WHEREAS,** pursuant to section 140.230, of the Revised Statutes of Missouri, when
16 there is a surplus, a county’s treasurer is directed to “place such moneys in the county
17 treasury to be held for the use and benefit of the person entitled to such moneys or to the
18 credit of the school fund of the county, to be held in trust for the lesser of a term of three
19 years or ninety days following the expiration of the redemption period for the lienholders of
20 record or for the publicly recorded owner or owners of the property sold at the time of the

1 delinquent land tax auction or their legal representatives. The surplus shall be first distributed
2 to the former lienholders of record, by priority of the former liens, if any, then to the former
3 owner or owners of the property. Lien priority shall be set as of the date of the tax sale. No
4 surplus funds shall be distributed to any party claiming entitlement to such funds, other than
5 as part of the redemption process, until ninety days have passed after the period of
6 redemption has expired [;]" and

7 **WHEREAS**, further pursuant to section 140.230 of the Revised Statutes of Missouri,
8 at the end of the three years, if any funds have not been distributed or called for as part of a
9 redemption or collector's deed issuance, then such finds shall become a part of the permanent
10 school fund of the county;

11 **WHEREAS**, accordingly, EMILY WEBB, on November 22, 2023, made
12 application to the Jefferson County Collector for the payment of the \$32,493.94 surplus; and

13 **WHEREAS**, an executed copy of the Application made to the Collector of Revenue
14 November 22, 2023, is attached hereto and incorporated herein via reference as if fully set
15 forth; and

16 **WHEREAS**, the applicant, EMILY WEBB, has made proof of entitlement to the
17 surplus for the Property; and

18 **WHEREAS**, the application was made by EMILY WEBB prior to the end of the
19 three-year period described in the last sentence of Subsection 2 of Section 140.230, RSMo.

20 **NOW, THEREFORE, THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
21 **RESOLVES:**

1 Section 1: The County Council finds that applicant, EMILY WEBB, is entitled
2 to the amount of \$32,493.94 said amount constituting the surplus paid for the Property at the
3 August 2022 Collector's Delinquent Tax Sale.

4 Section 2: The Treasurer of Jefferson County Missouri shall make payment of
5 said surplus to applicant, EMILY WEBB.

6 Section 3: This Resolution and Order shall be in full force and in effect from and
7 after the date of its enactment.

8 Section 4: If any part of this Resolution and Order is invalid for any reason, such
9 invalidity shall not affect the remainder of this Resolution and Order.

**THIS RESOLUTION BEING DULY INTRODUCED, THE MEMBERS OF
THE JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

**THIS RESOLUTION, AS INTRODUCED AND CONSIDERED BY THE
JEFFERSON COUNTY, MISSOURI, COUNCIL ON THIS ____DAY OF
DECEMBER, 2023, WAS:**

_____ **DULY ADOPTED AND ORDERED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

Reading Date: 12-11-2023

RESOLUTION NO.: R23-1206

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **A RESOLUTION AND ORDER DETERMINING THAT APPLICANT,**
2 **WILLIAM E. WHEELER, IS ENTITLED TO THE SURPLUS PAID AT THE**
3 **COLLECTOR’S DELINQUENT TAX SALE IN 2022 AND APPROVING THE**
4 **PAYMENT OF SURPLUS TO THE APPLICANT.**

5 **WHEREAS,** at the August 2022 Delinquent Tax Sale, the Jefferson County
6 Collector of Revenue did sell, for non-payment of taxes, the real property with the parcel
7 number: 02-3.0-06.0-4-012-023 (hereinafter the “Property”); and

8 **WHEREAS,** a copy of the Tax Sale Certificate of Purchase is recorded in the land
9 records of Jefferson County, Missouri and incorporated herein via reference as if fully set
10 forth; and

11 **WHEREAS,** at said sale between the hours of 10 o’clock A.M. and 5 o’clock P.M.
12 on August 22, 2022 in the administration building of Jefferson County, the purchaser
13 FOREST FARMS AND HOMES, LLC was the high bidder at \$25,000.00 with such amount
14 representing a surplus of \$21,055.59; and

15 **WHEREAS,** pursuant to section 140.230, of the Revised Statutes of Missouri, when
16 there is a surplus, a county’s treasurer is directed to “place such moneys in the county
17 treasury to be held for the use and benefit of the person entitled to such moneys or to the
18 credit of the school fund of the county, to be held in trust for the lesser of a term of three
19 years or ninety days following the expiration of the redemption period for the lienholders of
20 record or for the publicly recorded owner or owners of the property sold at the time of the

1 delinquent land tax auction or their legal representatives. The surplus shall be first distributed
2 to the former lienholders of record, by priority of the former liens, if any, then to the former
3 owner or owners of the property. Lien priority shall be set as of the date of the tax sale. No
4 surplus funds shall be distributed to any party claiming entitlement to such funds, other than
5 as part of the redemption process, until ninety days have passed after the period of
6 redemption has expired [;]” and

7 **WHEREAS**, further pursuant to section 140.230 of the Revised Statutes of Missouri,
8 at the end of the three years, if any funds have not been distributed or called for as part of a
9 redemption or collector’s deed issuance, then such finds shall become a part of the permanent
10 school fund of the county;

11 **WHEREAS**, accordingly, WILLIAM E. WHEELER, on November 21, 2023, made
12 application to the Jefferson County Collector for the payment of the \$21,055.59 surplus; and

13 **WHEREAS**, an executed copy of the Application made to the Collector of Revenue
14 November 21, 2023, is attached hereto and incorporated herein via reference as if fully set
15 forth; and

16 **WHEREAS**, the applicant, WILLIAM E. WHEELER, has made proof of
17 entitlement to the surplus for the Property; and

18 **WHEREAS**, the application was made by WILLIAM E. WHEELER prior to the
19 end of the three-year period described in the last sentence of Subsection 2 of Section
20 140.230, RSMo.

21 **NOW, THEREFORE, THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
22 **RESOLVES:**

1 Section 1: The County Council finds that applicant, WILLIAM E. WHEELER,
2 is entitled to the amount of \$21,055.59 said amount constituting the surplus paid for the
3 Property at the August 2022 Collector's Delinquent Tax Sale.

4 Section 2: The Treasurer of Jefferson County Missouri shall make payment of
5 said surplus to applicant, WILLIAM E. WHEELER.

6 Section 3: This Resolution and Order shall be in full force and in effect from and
7 after the date of its enactment.

8 Section 4: If any part of this Resolution and Order is invalid for any reason, such
9 invalidity shall not affect the remainder of this Resolution and Order.

**THIS RESOLUTION BEING DULY INTRODUCED, THE MEMBERS OF
THE JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

**THIS RESOLUTION, AS INTRODUCED AND CONSIDERED BY THE
JEFFERSON COUNTY, MISSOURI, COUNCIL ON THIS ____DAY OF
DECEMBER, 2023, WAS:**

_____ **DULY ADOPTED AND ORDERED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

Reading Date: 12-11-2023

BILL NO.: 23-1225

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE AMENDING THE JEFFERSON COUNTY, MISSOURI,**
2 **CODE OF ORDINANCES, TITLE III, CHAPTER 305, SECTIONS 305.010 AND**
3 **305.040, AS WELL AS SCHEDULE III OF THE TRAFFIC CODE, AND**
4 **PROVIDING FOR AN EFFECTIVE DATE THEREOF, AFFECTING COUNCIL**
5 **DISTRICTS 1 AND 4.**

6 **WHEREAS**, the Jefferson County, Missouri, Council, (hereafter “Council”)
7 previously enacted the Jefferson County, Missouri, Code of Ordinances, Title III-Traffic
8 Code, (hereafter “Traffic Code”) for the purpose of controlling vehicular traffic upon the
9 public roads and highways in the unincorporated area of Jefferson County, Missouri; and,

10 **WHEREAS**, the Council has amended, from time to time, the Traffic Code when
11 deemed necessary and appropriate; and,

12 **WHEREAS**, the Council desires to further amend the Traffic Code; and,

13 **WHEREAS**, the Public Works Director has recommended adding Old Lemay
14 Ferry Court to the Traffic Code, and establishing a 20mph speed limit on the
15 aforementioned road, and adding a stop sign location on Old Lemay Ferry Court at Old
16 Lemay Ferry Road; and,

17

1 **WHEREAS**, the Public Works Department had previously assumed maintenance
2 of the roadways within the Rainbow Terrace Subdivision and established a 20mph speed
3 limit, and are now recommending stop signs in the aforementioned subdivision be added
4 to the following locations, one stop sign location on Main Drive, one on North Drive, two
5 on Rainbow Drive, one on South Drive; and, is now recommending these additional stop
6 signs be added to Schedule III for the purpose of traffic control enforcement; and,

7 **WHEREAS**, the Council conducted public hearings as required by Section
8 304.130 RSMO for the purpose of receiving public comments regarding proposed
9 amendments to the Traffic Code; and,

10 **WHEREAS**, the Council finds that it is in the best interests of Jefferson County,
11 Missouri, to adopt the proposed amendments to the Jefferson County, Missouri, Code of
12 Ordinances, Title III, Schedule III.

13 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNTY**
14 **COUNCIL, AS FOLLOWS:**

15 Section 1: The Jefferson County, Missouri, Code of Ordinances, Title III,
16 Schedule III is hereby amended as follows:

17 **ADD to SCHEDULE III, TABLE III-A**
18 **SPEED LIMITS AND STOP SIGN PLACEMENTS**
19

20 Old Lemay Ferry Court	20	1 at Old Lemay Ferry
21		Road

22 **REMOVE from SCHEDULE III, TABLE III-A**
23 **SPEED LIMITS AND STOP SIGN PLACEMENTS**
24

25 **PRIVATE ROADS DEDICATED TO PUBLIC USE**
26
27

RAINBOW TERRACE

Name of Road	Speed Limit	Stop Sign Location
Debbie Drive	20	--
Main Drive	20	--
North Drive	20	--
Rainbow Drive	20	--
South Drive	20	--

ADD to SCHEDULE III, TABLE III-A
SPEED LIMITS AND STOP SIGN PLACEMENTS
PRIVATE ROADS DEDICATED TO PUBLIC USE

RAINBOW TERRACE

Name of Road	Speed Limit	Stop Sign Location
Debbie Drive	20	--
Main Drive	20	1 at Dennis Drive
North Drive	20	1 at Main Drive
Rainbow Drive	20	1 at North Drive, 1 at South Drive
South Drive	20	1 at Main Drive

Section 2: Copies of the amended Jefferson County, Missouri, Code of Ordinances, Title III, Schedule III, shall be kept on file in the office of the County Clerk and the same shall be codified into the Jefferson County Code of Ordinances.

Section 3: A copy of this Ordinance shall be published in a newspaper of general circulation in Jefferson County, Missouri, and posted in a public place in each Council District and on the Jefferson County web page, as required by Article III, Section 3.5.4 of the Home Rule Charter of Jefferson County, Missouri.

1 Section 4: This Ordinance shall be in full force and effect thirty (30) days after it
2 has been posted and published as required by Section Three (3) above. If any part of this
3 Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this
4 Ordinance.
5

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____
Council Member District 2, Gene F. Barbagallo _____
Council Member District 3, VACANT
Council Member District 4, Charles Groeteke _____
Council Member District 5, Scott Seek _____
Council Member District 6, Daniel Stallman _____
Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 12-11-2023

Second Reading:

Third Reading:

BILL NO.: 23-1226

ORDINANCE NO.: 23-_____

INTRODUCED BY: Council Member _____

1 **AN ORDINANCE APPROVING APPLICATION PI23050 A REZONING**
2 **FROM SINGLE FAMILY RESIDENTIAL (R40) TO PLANNED INDUSTRIAL**
3 **(PI) AND REVISED DEVELOPMENT PLAN FOR NEW FRONTIER**
4 **MATERIALS LOCATED IN COUNCIL DISTRICT 4.**

5 **WHEREAS**, a hearing was held by the Planning and Zoning Commission of
6 Jefferson County, Missouri on November 16, 2023 on Application/Petition Number
7 PI23050 for a rezoning and revised development plan for New Frontier Materials on the
8 following described real estate located in Jefferson County, State of Missouri, to-wit:
9 Parcel Numbers: 09-9.0-30.0-4-005-013; and,

10 **WHEREAS**, the record of the November 16, 2023 hearing and the
11 recommendation of the Planning and Zoning Commission have been filed with the
12 Jefferson County, Missouri, Council; and

13 **WHEREAS**, the Jefferson County, Missouri, Council has taken official notice of
14 the following items and exhibits filed with and presented to the Jefferson County,
15 Missouri, Council with respect to the Application:

16 a. Jefferson County Planning Division Staff Report to the Planning
17 and Zoning Commission and the case file for this Application;

18 b. The minutes and record of the hearing before the Planning and
19 Zoning Commission;

c. Exhibits offered by the Jefferson County Planning Division and upon a motion duly made, seconded and approved were admitted into evidence by the Jefferson County, Missouri, Council and made part of the official records as set out below:

Exhibit A, The Official Master Plan for Jefferson County, Missouri,
adopted August 6, 2003 and effective April 2, 2008;

Exhibit B, The Code of Ordinances of Jefferson County, Chapter 400:
Unified Development Order, adopted April 2, 2008, as
amended;

Exhibit C, Staff Report and case file; and,

WHEREAS, it is found by the Jefferson County, Missouri, Council that:

a. All persons required to receive notice of the hearing were notified, all notices were published, and signs posted in accordance with Missouri law and the Unified Development Order.

b. The Jefferson County, Missouri, Council has jurisdiction over the subject matter of this application.

c. The requested change in zoning is consistent with the intent stated for the Planned Industrial (PI) zone district.

d. The requested change in zoning is in accordance with the Official Master Plan of Jefferson County, Missouri.

e. The requested change in zoning is in harmony with and is compatible with surrounding and adjacent land uses and properties.

1 f. The requested Development Plan, as conditioned by this
2 Ordinance, is consistent with the intent stated for the Planned Industrial (PI) zone
3 district.

4 g. The requested Development Plan, as conditioned by this
5 Ordinance, is consistent with the UDO in that the development plan is designed,
6 located and proposed to be operated so that the public health, safety and welfare
7 will be protected.

8 h. The requested Development Plan, as conditioned by this
9 Ordinance, is consistent with the UDO in that the development plan will not
10 impede the normal and orderly development and improvement of the surrounding
11 property.

12 i. The requested Development Plan, as conditioned by this
13 Ordinance, is consistent with the UDO in that the development plan incorporates
14 adequate ingress and egress that provides for the efficient flow of traffic.

15 **NOW, THEREFORE, BE IT ENACTED BY THE JEFFERSON COUNTY,**
16 **MISSOURI, COUNCIL, AS FOLLOWS:**

17 Section 1. Application Number: PI23050, a request for a rezoning from
18 Single Family Residential (R40) to Planned Industrial (PI) zone district and a
19 development plan for New Frontier Materials is approved for the real estate described as
20 Parcel Number 09-9.0-30.0-4-005-013, subject to all departmental comments and
21 regulatory requirements and as set forth below:

22 **Regulatory Requirements:**

1 Permitted Uses

2 Land uses shall be permitted per the approved Development Plan. The following
3 land uses are permitted:

4 Mining (per the approved Development Plan; any changes will require a
5 revised development plan)

6 Floor Area, Height, and other Building Requirements

7 The floor area, height, and other building requirements shall comply with
8 applicable Articles of the UDO, unless otherwise modified by this Ordinance.

9 Site Development

10 Required Yards

11 Required yard setbacks shall be as follows in accordance with Article V of
12 the UDO: Front yard – 20 feet, Side yard – 20 feet, Rear yard – 60 feet.

13 Design Standards

14 The development shall comply with Industrial Design Standards in
15 accordance with Article VII of the UDO, unless the requested
16 modification is approved.

17 Access

18 Access shall be provided in accordance with the UDO.

19 Parking

20 Parking and loading shall be provided in accordance with Article XII of
21 the UDO.

22 Signs

1 Signs shall comply with Article XIII of the UDO. All regulatory signs,
2 including stop signs, speed limit, etc. shall be provided by the developer.

3 Landscaping

4 Landscaping, buffers, and tree protection shall comply with Article XIV of
5 the UDO, and as specifically set forth in this Ordinance.

6 Geotechnical

7 A geotechnical study prepared by an Engineer licensed in the State of
8 Missouri shall be required where there is more than 5 feet of cut or 5 feet
9 of fill or slopes greater than 3:1.

10 Performance and Design Standards

11 Outside Storage

12 Outside storage of materials is permitted on the site if stored in an orderly
13 fashion or rows or stacks. Tires do not need to be stacked or in rows, but
14 must be stored in an orderly fashion according to the guidelines set forth
15 in the approved Development Plan.

16 Physical Appearance

17 Normal daily wastes of an inorganic nature may be stored in containers
18 not in a building when such containers are screened from view.

19 Performance Standards

20 Fire hazards

21 All flammable substances involved in any activity established in this

1 district shall be handled in conformance with the latest edition of the
2 applicable local fire code published by the International Code Council and
3 applicable codes and ordinances.

4 Noise

5 No operation shall be carried on that involves noise in excess of the
6 normal traffic noise of the adjacent street at the time of the daily peak hour
7 of traffic volume. Noise shall be measured at the property line and when
8 the level of this noise cannot be determined by observation with the
9 natural senses, a suitable instrument may be used and measurement may
10 include breakdowns into a reasonable number of frequency ranges. All
11 noise shall be muffled so as not to be objectionable due to intermittence,
12 beat frequency or shrillness.

13 Sewage and other liquid waste

14 No operation shall be carried on which involves the discharge into a
15 sewer, water course, or the ground of liquid wastes of any radioactive
16 nature or liquid waste of a chemical nature which are detrimental to
17 normal sewage plant operation or corrosive and damaging to sewer pipes
18 and installations.

19 Air contaminants

20 No operation shall be carried on which involves air discharges in excess of
21 air quality standards for Jefferson County and shall obtain any necessary
22 permits from the Missouri Department of Natural Resources.

1 Stormwater

2 Land disturbance activities shall follow stormwater management best
3 management practices to prevent and reduce the discharge of pollutants
4 directly or indirectly into stormwater.

5 Odor

6 Odor-causing operations shall be controlled so as to reduce the escape of
7 odors to the minimum practical within the limits of reasonable technology
8 and economics.

9 Vibration

10 All machines including punch presses and stamping machines shall be so
11 mounted as to minimize vibration, and in no case shall vibration exceed a
12 displacement of three thousandths (3/1,000) of an inch measured at the
13 property line. Vibration shall not be so excessive that it interferes with
14 industrial operations on nearby lots.

15 Heat

16 No heat from furnaces or processing equipment shall be sensed at the
17 property line to the extent of raising the temperature of air or materials
18 more than five (5) degrees Fahrenheit.

19 Hazardous materials

20 Operations involving the storage or use of hazardous materials in
21 reportable quantities, as classified by the Environmental Protection
22 Agency (EPA), shall obtain any necessary permits from the Fire District(s)

1 and make improvements to the building and grounds required by the
2 International Fire Code 2003 or more recent version.

3 **Departmental Comments:**

4 1. All quarry equipment and traffic shall use only the Sulphur Springs entrance
5 and internal quarry roads for access. If additional entrances are required or
6 utilized, they shall be approved by the Jefferson County Planning Division and
7 meet UDO Access Road requirements for Planned Industrial high volume traffic.

8 2. A boundary adjustment plat shall be prepared incorporating the parcels into the
9 existing development .

10 3. A Site Development Plan for all proposed improvements shall be submitted to
11 the Planning Division in accordance with the UDO incorporating all new parcels.

12 4. A copy of the approved Development Plan reflecting all conditions and
13 changes required shall be attached to each copy of the Site Development Plan.

14 5. A screening buffer not less than 100 feet wide, consisting of existing trees and
15 vegetation shall be maintained along the entire lengths of the north and western
16 boundaries.

17 6. All departmental conditions and comments from Ordinance 18-0375 relating to
18 the mining operation shall be carried forward and made applicable to this petition.

19 Section 2. The zoning map of Jefferson County, Missouri shall be amended
20 by changing the area where said real estate is located on the map with the marking
21 “PI23050”.

1 Section 3. This Ordinance shall be in full force and effect immediately upon
2 passage by the Jefferson County, Missouri, Council as of the date listed below.

3 Section 4. If any part of this Ordinance is invalid for any reason, such
4 invalidity shall not affect the remainder of this Ordinance

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS ____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS ____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND EXACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS ____ DAY OF _____, 2023.

THIS BILL WAS ____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS ____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 12-11-2023

Second Reading:

Third Reading:

INTRODUCED BY COUNCIL MEMBER(s): _____

1 **AN ORDINANCE GRANTING A REAL PROPERTY TAX CREDIT TO**
2 **ELIGIBLE TAXPAYERS OF JEFFERSON COUNTY, MISSOURI, UNDER THE**
3 **AUTHORITY PROVIDED FOR IN SECTION 137.1050, RSMO.**

4 **WHEREAS**, the 102nd General Assembly of the State of Missouri passed and the
5 Governor signed Senate Bill 190, codified as Section 137.1050, RSMo; and,

6 **WHEREAS**, Section 137.1050, RSMo., became effective on August 28, 2023;
7 and,

8 **WHEREAS**, Section 137.1050, RSMo., authorizes a county to grant a property
9 tax credit to eligible taxpayers residing in such county if a county adopts an ordinance
10 authorizing such credit; and,

11 **WHEREAS**, due to possible court actions, amendments by the General
12 Assembly, and the complexity and uncertainty of Section 137.1050, RSMo., Jefferson
13 County, Missouri needs a period of planning and implementation in order to provide the
14 much-needed tax credit to eligible taxpayers; and

15 **WHEREAS**, pursuant to Section 137.1050, RSMo., the County Council of
16 Jefferson County, Missouri desires to establish and create a tax credit for certain eligible
17 taxpayers within Jefferson County for the 2025 tax year.

1 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNTY**
2 **COUNCIL, AS FOLLOWS:**

3 Section 1. The County Council of Jefferson County, Missouri, hereby grants
4 the tax credit for eligible taxpayers as authorized by the newly enacted sections 137.1050,
5 143.124 and 143.125, RSMo., attached hereto as “Exhibit A” and incorporated by
6 reference as if fully set forth herein, and any amendments or modifications thereafter
7 enacted by the General Assembly or any decisions made by a court of competent
8 jurisdiction, which affect said sections.

9 Section 2. That, notwithstanding the effective date of this Ordinance as set
10 forth below, the tax credit provided for in Section 1 of this Ordinance shall not take effect
11 until the 2025 tax year.

12 Section 3. That from January 1, 2024 through the date of the 2025 tax
13 extension, the County Council hereby authorizes the County Executive, Collector and
14 County Clerk to take all actions necessary to create a plan and/or execute any documents
15 on behalf of the County in order to carry out the intent of providing a tax credit for the
16 2025 tax year.

17 Section 4. This Ordinance shall be in full force and effect immediately upon
18 approval by the County Executive. If any part of this Ordinance is invalid for any reason,
19 such invalidity shall not affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL, VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____
Council Member District 2, Gene F. Barbagallo _____
Council Member District 3, VACANT
Council Member District 4, Charles Groeteke _____
Council Member District 5, Scott Seek _____
Council Member District 6, Daniel Stallman _____
Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023.

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS ____ APPROVED BY THE JEFFERSON COUNTY
EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY,
MISSOURI, THIS ____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE
JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN
OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS ____ DAY
OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 12-11-2023

Second Reading:

Third Reading:

INTRODUCED BY: COUNCIL MEMBER(s) _____

1 **AN ORDINANCE AUTHORIZING AND APPROVING THE ASSESSOR’S**
2 **ASSESSMENT MAINTENANCE PLAN FOR THE YEARS 2024 AND 2025 AS**
3 **SUBMITTED BY THE ASSESSOR OF JEFFERSON COUNTY, MISSOURI, AND**
4 **AS REQUIRED BY THE REVISED STATUTES OF MISSOURI.**

5 **WHEREAS**, pursuant to §137.115.1, RSMo., on or before January first of each
6 even numbered year, the Assessor for Jefferson County, Missouri, (“Assessor”) is
7 required to prepare and submit to the Jefferson County, Missouri, Council (“Council”
8 and/or “Governing Body”) a two-year Assessment Maintenance Plan (“Plan”- Exhibit A
9 attached hereto) for the next two years, in this case for the 2024 and 2025 assessment
10 cycles; and,

11 **WHEREAS**, pursuant to §137.115.1, RSMo., said plan must be approved by the
12 county governing body by February first, therein, “The county governing body shall
13 approve and forward such plan or its alternative to the plan to the state tax commission by
14 February First. If the county governing body fails to forward the plan or its alternative to
15 the plan to the state tax commission by February First, the assessor's plan shall be
16 considered approved by the county governing body[;]” and,

17 **WHEREAS**, pursuant to §137.750, RSMo., said plan must be approved for the
18 County and the Assessor to seek state reimbursement; and,

1 **WHEREAS**, said plan must also be forwarded to the Missouri State Tax
2 Commission for their review of the plan upon approval of the plan by the Council; and,

3 **WHEREAS**, on or before December 4, 2023, the Assessor submitted an
4 assessment maintenance plan to the Jefferson County, Missouri, Council by delivering a
5 copy to the County Counselor who then forwarded the same to the Council; and,

6 **WHEREAS**, the Jefferson County, Missouri, Council has reviewed the
7 assessment maintenance plan prior to consideration of this Ordinance; and,

8 **WHEREAS**, upon approval by the Council of the plan as set forth in Exhibit A
9 attached hereto, notification shall be forwarded to the Missouri State Tax Commission.

10 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNTY**
11 **COUNCIL, AS FOLLOWS:**

12 Section 1. The Assessment Maintenance Plan for the years 2024 and 2025 is
13 hereby approved. An unexecuted copy of the Plan is attached hereto as Exhibit A and is
14 incorporated by this reference as if fully set out herein. A fully executed copy of the
15 Plan, along with this Ordinance, shall be kept on file in the Offices of the County Clerk
16 and Assessor.

17 Section 2. The Plan and this Ordinance shall be delivered to the State Tax
18 Commission for their approval and execution of signatures.

19 Section 3. The finalized Plan shall then be kept in the County Clerk's Office,
20 the Assessor's Office for Jefferson County, Missouri, and in the offices of the Missouri
21 State Tax Commission pursuant to Missouri State Law.

1 Section 4. This Ordinance shall be in full force and effect immediately upon
2 its passage by the Jefferson County, Missouri, Council. If any part of this Ordinance is
3 invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.
4

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 12-11-2023

Second Reading:

Third Reading:

INTRODUCED BY COUNCIL MEMBER(s): Groeteke

1 **AN ORDINANCE APPROVING THE BUDGET FOR FISCAL YEAR 2024**
2 **AND FOR THE APPROPRIATION OF FUNDS THEREIN, TRANSFERRING**
3 **UNENCUMBERED FUND BALANCES AND PROVIDING FOR A “COLA” AS**
4 **SET FORTH HEREIN.**

5 **WHEREAS**, each Jefferson County, Missouri, County Office, Department,
6 Board, Institution, Commission, Agency, and the Circuit Court for the 23rd Judicial
7 Circuit submitted to the County Auditor and the Jefferson County, Missouri, County
8 Executive estimates of their requirements for expenditures and estimated revenues for the
9 2024 Budget Year which runs on a calendar year basis from January 1, 2024, until, and
10 including, December 31, 2024; and,

11 **WHEREAS**, the Jefferson County, Missouri County Auditor and the Jefferson
12 County, Missouri, County Executive have, in consultation with each other, reviewed the
13 estimates of revenues and expenditures and prepared a budget document in the form
14 required by law and pursuant to the Home Rule Charter of Jefferson County, Missouri;
15 and,

16 **WHEREAS**, the County Executive transmitted the 2024 Budget to the Jefferson
17 County, Missouri, Council (“Council”) in a timely manner for the Council’s review and
18 adoption pursuant to the Home Rule Charter of Jefferson County, Missouri; and,

1 **WHEREAS**, the 2024 Budget, as submitted by the County Executive, is a
2 balanced budget as required by the Home Rule Charter of Jefferson County, Missouri;
3 and,

4 **WHEREAS**, on November 27, 2023, at 6:30 p.m., the County Council after
5 having duly noticed and published a hearing notice, conducted a Regular Council
6 Meeting which included the required Public Hearing and allowed for public comment
7 regarding the proposed budget for fiscal year 2024; and,

8 **WHEREAS**, notice of the hearing and a summary of the proposed 2024 Budget
9 were posted in each of the seven (7) County Council Districts within Jefferson County,
10 Missouri, and published in a newspaper of general circulation ("*The Jefferson Countian*")
11 in Jefferson County, Missouri, on November 10, 2023, See Exhibit A; and,

12 **WHEREAS**, a copy of the 2024 Budget is attached hereto as Exhibit B and made
13 a part hereof as though fully set forth herein along with any and/or all addenda,
14 supplements, or amendments as applicable.

15 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNTY**
16 **COUNCIL, AS FOLLOWS:**

17 Section 1. The 2024 Budget of Jefferson County, Missouri, for the fiscal year
18 beginning January 1, 2024, and including and ending on December 31, 2024, (known
19 hereafter as the 2024 Budget) along with any Amendments thereto is hereby adopted and
20 approved. The 2024 Budget and this Ordinance shall also include and provide
21 appropriations for the following:

1 A. Except as stated below, a (Four Percent) 4% Cost of Living
2 Adjustment (COLA) will be provided to all Jefferson County
3 employees, to be paid beginning with the pay period ending January
4 22, 2024; and,

5 B. The COLA as set forth in Subsection A shall only apply to Jefferson
6 County employees that were hired *prior* to December 23, 2023; and,

7 C. Any employee at the maximum or “cap” of a salary schedule shall not
8 receive the COLA as set forth in subsection A; and,

9 D. For any budget effective as of January 1, 2024, unless otherwise
10 agreed to, set forth, ordained, and provided for in some manner by and
11 through an Agreement with Jefferson County, which is effective on or
12 after January 1, 2024, or otherwise, the COLA as set forth in
13 Subsection A shall not apply to any employee in any Bargaining Unit
14 without such Agreement providing for the same in writing and
15 approved by the County.

16 Section 2. A copy of the 2024 Budget is incorporated by this reference as if
17 fully set out herein and is attached hereto as Exhibit B along with any and/or all addenda,
18 supplements, or amendments as applicable. A copy of the 2024 Budget with addenda,
19 supplements, or amendments as applicable, shall also be kept on file in the office of the
20 Clerk of Jefferson County as the law requires along with a copy of this Ordinance and
21 another Exhibits hereto. All required notices are incorporated herein and attached hereto
22 as Exhibit A.

THIS BILL WAS ____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS ____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS ____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s): Groeteke

1 **AN ORDINANCE AUTHORIZING THE DELINQUENT TAX TRUSTEE, AS**
2 **APPOINTED PURSUANT TO SECTION 140.260, RSMO., TO SELL CERTAIN**
3 **REAL PROPERTY, DESCRIBED HEREIN AND LOCATED IN COUNCIL**
4 **DISTRICT 4, AND TO EXECUTE DEEDS, AND DELIVER THE SAME TO**
5 **NICHOLAS R. EMS, JR.**

6 **WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.260, RSMo., purchased on August 25, 2008, at the 3rd offering of the Annual Land Sale the following described parcel of real property, to wit:

9 **LOT 132 VILLAGE OF JEFFERSON PLAT 1;**
10 **SECTION 30, TOWNSHIP 42, RANGE 6**
11 **PARCEL 09-9.0-30.0-3-003-045**
12 **(LOCATED IN COUNCIL DISTRICT 4); and,**

13 **WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Eleven Thousand and 00/100 Dollars (\$11,000.00) for the purchase of the above-described property by NICHOLAS R. EMS, JR. , which said offer is the best thus far received on this parcel since it was turned over to the Delinquent Tax Trustee; and,

17 **WHEREAS**, the sale of the above property would distribute original taxes, part of the county fines, and fees; and

19 **WHEREAS**, the Trustee has made application and requested an Ordinance of the

1 Jefferson County, Missouri, Council, authorizing the sale of the property described above as
2 set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference;
3 and,

4 **WHEREAS**, pursuant to Chapter 140, RSMo., and Sections 3.4.2.10 and 3.4.2.11 of
5 the Home Rule Charter of Jefferson County, Missouri, the Delinquent Tax Trustee with the
6 approval of the County Council may administer, compromise taxes, interest, penalties and
7 order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto
8 executed and delivered to a buyer; and,

9 **WHEREAS**, it is in the best interest of the County and the taxing entities therein to
10 dispose of the property described herein and to transfer this parcel to the applicant,
11 **NICHOLAS R. EMS, JR. .**

12 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
13 **AS FOLLOWS:**

14 Section 1. The Jefferson County, Missouri, Council hereby orders that:

15 **LOT 132 VILLAGE OF JEFFERSON PLAT 1;**

16 **SECTION 30, TOWNSHIP 42, RANGE 6**

17 **PARCEL 09-9.0-30.0-3-003-045**

18 **(LOCATED IN COUNCIL DISTRICT 4); and,**

19 Be sold to, **NICHOLAS R. EMS, JR. ,** for Eleven Thousand and 00/100 Dollars
20 (\$11,000.00). Said offer is the best thus far received by the Delinquent Tax Trustee. The sum
21 offered of (\$11,000.00) is to be applied to the entirety of taxes and fees and part of the

1 county fine amount. The balance of the interest and penalties shall be waived and removed
2 from the tax bills prior to the lot being transferred to the buyer.

3 Section 2. The Jefferson County, Missouri, Council approves and hereby orders
4 the Trustee to execute and deliver the Trustee's Deed for the above-described real property
5 to the buyer.

6 Section 3. This Ordinance shall be in full force and effect from and after its date
7 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
8 affect the remainder of this Ordinance.

9 Section 4. Should the applicant fail to submit certified funds or cash to the
10 Trustee for the full amount of the Bid within 15 days after the enactment of this Ordinance,
11 the applicants' Bid and right to purchase the property shall become null and void and then
12 Trustee may sell the property to any other applicant for the sum approved by this Ordinance
13 without need for further Council Action.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s) Groeteke

1 **AN ORDINANCE CALLING FOR AND PROVIDING FOR THE**
2 **IMPOSITION OF AN ADDITIONAL SALES TAX IN THE AMOUNT OF THREE**
3 **PERCENT (3%) ON RETAIL SALES OF ADULT USE (RECREATIONAL)**
4 **MARIJUANA AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE**
5 **QUALIFIED VOTERS OF JEFFERSON COUNTY FOR THEIR APPROVAL AT**
6 **THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 2,**
7 **2024, AS AND FOR JEFFERSON COUNTY, MISSOURI.**

8 **WHEREAS**, on November 8, 2022, the voters of the State of Missouri approved
9 Amendment 3 to the Missouri Constitution by amending Section 1 of Article XIV, and
10 enacting a new Section 2 of Article XIV to remove state prohibitions on the purchase,
11 possession, consumption, use, delivery, manufacture, and sale of marijuana for personal use
12 for adults over the age of 21, effective December 8, 2022, which legalized the sale of
13 marijuana for adult recreational use; and

14 **WHEREAS**, the newly enacted Article XIV, section 2.6(5) of the Missouri
15 Constitution further authorizes the governing body of a local government to impose, by
16 ordinance, “an additional sales tax in an amount not to exceed three percent on all tangible
17 personal property retail sales of adult use marijuana sold in such political subdivision”
18 subject to approval by qualified voters; and

19 **WHEREAS**, the County must submit to the voters of the County, at a municipal,
20 county or state general, primary, or special election, a proposal to authorize the governing

1 body of the County to impose such a tax; and

2 **WHEREAS**, the County Council has determined that it is in the best interests of the
3 residents of the County that the proposed authorization of a local sales tax on recreational
4 marijuana be placed on the ballot at the election to be conducted on April 2, 2024.

5 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
6 **AS FOLLOWS:**

7 Section 1: Pursuant to the authority granted by, and subject to, the provisions of
8 Section 2 of Article XIV of the Missouri Constitution, an additional sales tax at the rate of
9 three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in
10 Jefferson County, Missouri is hereby imposed. The tax imposed hereunder shall be in
11 addition to any and all other sales taxes allowed by law.

12 Section 2: The imposition of said sales tax on adult use recreational marijuana
13 shall become effective as provided by law upon approval thereof by a majority of the votes
14 cast on the proposition by the qualified voters of the County voting thereon.

15 Section 3: This Proposition shall be submitted to the qualified voters of Jefferson
16 County, Missouri, for their approval, per the requirements of Article X, Section 22 of the
17 Missouri Constitution and the authority granted under Article XIV, Section 2.6(5) of the
18 Missouri Constitution, at the election to be called and held on Tuesday, April 2, 2024.

19 Section 4: The ballot of submission to the voters in Jefferson County, Missouri,
20 shall contain substantially the following language:

21 Shall Jefferson County, Missouri, impose an additional sales tax of three percent
22 (3%) on all retail sales of adult use marijuana sold in Jefferson County, Missouri?

1 This would tax only recreational marijuana and would not allow the taxation of
2 medical marijuana.

3 YES _____ NO _____

4 If you are in favor of the question, place an " x" in the box opposite " Yes."

5 If you are opposed to the question, place an " x" in the box opposite "No."

6 Section 5: This Ordinance as enacted by the County, authorizes an election to be
7 called during the election and held on Tuesday, April 2, 2024, in order to submit to the
8 qualified voters of Jefferson County, Missouri, at such election the proposition described
9 herein.

10 Section 6: The Jefferson County, Missouri, Council hereby requests that the
11 County Clerk of the County of Jefferson, Missouri, as the Election Authority for the County
12 and the election officials under her direction and control conduct such election as hereby
13 called for by this Ordinance.

14 Section 7: This Ordinance shall be in full force and effect immediately from and
15 after its date of approval. If any part of this Ordinance is invalid for any reason, such
16 invalidity shall not affect the remainder of this Ordinance.

17 Section 8: A copy of this Ordinance and all exhibits, if any, shall be kept on file
18 at the County Clerk's Office consistent with the rules and procedures for the maintenance
19 and retention of records as promulgated by the Secretary of State.

20 Section 9: Pursuant to State Law and within ten days (10) after the approval of
21 this tax by the qualified voters of Jefferson County, Missouri, the County Executive through
22 the County Clerk shall forward to the Director of Revenue for the State of Missouri by

- 1 United States registered mail or certified mail a certified copy of this Ordinance. The
- 2 Ordinance shall reflect the effective date thereof and any maps reflecting the same, if any.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s): Haskins

1 **AN ORDINANCE DECLARING THE PUBLIC NECESSITY OF THE**
2 **HUNNING ROAD SAFETY IMPROVEMENTS AND AUTHORIZING THE**
3 **EXERCISE OF EMINENT DOMAIN FOR THE ACQUISITION OF REAL**
4 **PROPERTY INTERESTS, IN COUNTY COUNCIL DISTRICT 1, NECESSARY**
5 **FOR SAID SAFETY IMPROVEMENTS; AND TO AUTHORIZE THE COUNTY**
6 **COUNSELOR TO COMMENCE CONDEMNATION PROCEEDINGS**
7 **PURSUANT TO ARTICLE III, SECTION 3.4.2.8 OF THE HOME RULE**
8 **CHARTER OF JEFFERSON COUNTY, MISSOURI, TO ACQUIRE THE**
9 **NEEDED REAL PROPERTY INTERESTS ON BEHALF OF THE COUNTY.**

10 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) has secured
11 funds to make certain safety improvements to Hunning Road, in Jefferson County,
12 Missouri; and

13 **WHEREAS**, these improvements, known as the “Hunning Road Safety
14 Improvements” (hereinafter sometimes the “Improvements”), include, but are not limited
15 to, work to improve the safety of an approximately 1050-foot stretch of Hunning Road
16 starting just to the east of the intersection of Cheryl Court with Hunning Road; and,

17 **WHEREAS**, the Improvements will include new horizontal and vertical
18 alignment of Hunning Road, widening of lanes, a four foot shoulder on both sides of the

19 Road, the addition of guardrails with crash worthy end terminals, removal of an existing
20 box culvert and replacement of the same with a hydraulically sufficient culvert, and
21 signage and striping; and,

22 **WHEREAS**, to facilitate the Improvements, it is necessary that the County
23 acquire certain real property at 5350 Hunning Road 63049 (currently having a parcel
24 identification number of 03-6.0-24.0-2-002-001) (hereinafter sometimes “the Westbrook
25 Property”); and

26 **WHEREAS**, due to the nature of the needed realignment it is necessary that the
27 entire parcel be taken for the Improvements; and,

28 **WHEREAS**, the County sent correspondence, via certified mail, including a
29 notice of intended acquisition pursuant to Section 523.250, RSMo., to the owner of the
30 Property, as reflected in the County Assessor’s records, Carrie L. Westbrook; and

31 **WHEREAS**, the County sent an offer, via certified mail, pursuant to Section
32 523.253, RSMo., along with an appraisal, to Ms. Westbrook; and,

33 **WHEREAS**, the County and Ms. Westbrook cannot agree upon the proper
34 compensation to be paid; and,

35 **WHEREAS**, to facilitate the Improvements, it is also necessary that the County
36 acquire certain real property interests, including property for right-of-way, temporary
37 construction easement, and permanent easement, at property adjoining the western
38 boundary of the Westbrook Property and fronting on Hunning Road and having no
39 physical address but currently having a parcel identification number of 03-6.0-24.0-2-
40 002-001.01 (hereinafter sometimes “the Blue Ocean Property”); and

41 **WHEREAS**, the Blue Ocean Property was acquired via Trustee's Deed by Blue
42 Ocean Partners, LLC, and Blue Ocean Partners, LLC, is reflected as the owner of record
43 in the County Assessor's records; however, Blue Ocean Partners, LLC, does not appear
44 to have filed and prosecuted a Quiet Title action to perfect its interest in that property;
45 and,

46 **WHEREAS**, County sent correspondence, via certified mail, including a notice
47 of intended acquisition pursuant to Section 523.250, RSMo., to the owner of the Property,
48 as reflected in the County Assessor's records, Blue Ocean Partners, LLC, as well as to the
49 prior owners, Steven & Stephanie Swim; and

50 **WHEREAS**, the County sent an offer, via certified mail, pursuant to Section
51 523.253, RSMo., along with an appraisal, to Blue Ocean Partners, LLC, and to Steven &
52 Stephanie Swim; and,

53 **WHEREAS**, the County and those parties cannot agree upon the proper
54 compensation to be paid, additionally due to the lack of perfection as described above,
55 those parties are incapable of contracting; and,

56 **WHEREAS**, the Jefferson County, Missouri, Council, pursuant to Article III,
57 Section 3.4.2.8., of the Home Rule Charter of Jefferson County, Missouri, is empowered
58 to acquire property by eminent domain in accordance with Missouri Law; and,

59 **WHEREAS**, the County Council finds that there is a public necessity for the
60 Improvements; and

61 **WHEREAS**, therefore, authorization is needed for the County's County
62 Counselor to commence condemnation proceedings to acquire the Real Property.

**NOW, THEREFORE, BE IT ENACTED BY THE JEFFERSON COUNTY,
MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1: Having found that there is a public necessity for the Improvements and that eminent domain is necessary, the Jefferson County, Missouri, County Council shall use the power of eminent domain through condemnation.

Section 2: The Jefferson County, Missouri, County Council authorizes the County Counselor to exercise eminent domain through the commencement of condemnation proceedings in the name of the County against Ms. Westbrook, Thomas Westbrook (whose name does not appear on the deed to the Westbrook Property, but whom the County understands to be the spouse of Ms. Westbrook), Blue Ocean Partners LLC, Steven & Stephanie Swim or any of their successors and assigns, and against all those persons and entities having an interest the Westbrook Property and the Blue Ocean Property.

Section 3: The Westbrook Property to be acquired is described in greater detail in Exhibit A (containing the metes and bounds descriptions of that property), which is attached hereto and incorporated herein via reference.

Section 4: The interests in the Blue Ocean Property to be acquired are described in greater detail in Exhibit B (containing the metes and bounds descriptions of the Real Property needed for road right-of-way, temporary construction easement, and permanent easement), which is attached hereto and incorporated herein via reference.

Section 5: Additionally, in accordance with state law, the County Counselor shall have the authority to through negotiation and settlement, purchase, gift,

85 condemnation, or otherwise acquire for Jefferson County, Missouri, any property
86 required and necessary to be acquired for the Improvements.

87 Section 6: The County Executive is hereby authorized to execute on behalf of
88 the County any contract, agreement, or other document necessary to carry out the intent
89 and purpose of this ordinance.

90 Section 7: This Ordinance shall be in full force and effect immediately upon
91 approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
92 affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED**

_____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS ____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND EXACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS ____ DAY OF _____, 2023.

THIS BILL WAS ____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS ____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

BILL NO.: 23-1139

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s): Groeteke

1 **AN ORDINANCE AMENDING THE JEFFERSON COUNTY, MISSOURI**
2 **CODE OF ORDINANCES TITLE I: GOVERNMENT CODE, CHAPTER 130**
3 **PROCUREMENT POLICY AND PROCEDURES AND ALSO ADDING TWO (2)**
4 **NEW CHAPTERS TO TITLE I: GOVERNMENT CODE, HEREAFTER CALLED**
5 **CHAPTER 131 DESIGN-BUILD PROJECTS AND CHAPTER 132**
6 **CONSTRUCTION MANAGER-AT-RISK AND PROVIDING FOR AN**
7 **EFFECTIVE DATE THEREOF.**

8 **WHEREAS**, Jefferson County, Missouri, previously enacted, through various
9 ordinances, the Jefferson County, Missouri, Code of Ordinances, Title I: Government Code
10 and specifically Chapter 130 for the purpose of creating a Procurement Policy and
11 Procedure; and,

12 **WHEREAS**, the Jefferson County, Missouri, Council (“Council”) has the power
13 to amend, from time to time, the Jefferson County, Missouri, Code of Ordinances when
14 deemed necessary and appropriate; and,

15 **WHEREAS**, the Council desires to further amend the Jefferson County, Missouri,
16 Code of Ordinances, Title I: Government Code Chapter 130, Procurement Policy and
17 Procedures to clarify policy and procedures for County departments and to update
18 competitive procurement and purchasing approval thresholds to reflect inflation in prices

1 since the establishment of the current thresholds and to bring said thresholds in line with
2 other Charter Counties in the State of Missouri, as set forth in exhibit A, attached hereto
3 and made a part hereof as though fully set forth herein; and,

4 **WHEREAS**, the County has previously used a design-bid-build process for
5 construction projects which separates responsibility for design and construction of major
6 road and facility projects, design-build projects and construction manager-at-risk projects
7 can offer the opportunity for innovation, faster project delivery, and efficiency; and,

8 **WHEREAS**, enacting a design-build process and a construction manager-at-risk
9 procurement process can offer the opportunity for innovation, faster project delivery,
10 flexibility, and efficiency; and,

11 **WHEREAS**, Sections 67.5050 and 67.5060 of the Revised Statutes of Missouri
12 (effective August 28, 2016) allow for design-build contracts and construction manager-at-
13 risk methods of procurement respectively; and,

14 **WHEREAS**, the Jefferson County, Missouri, County Executive and County
15 Council both find and agree that it would be in the best interest of the County to also amend
16 the Jefferson County, Missouri, Code of Ordinances, Title I: Government Code to add
17 Chapter 131 Design-Build Projects and Chapter 132 Construction Manager-at-Risk as set
18 forth in Exhibits B and C, respectively, attached hereto and made a part hereof as though
19 fully set forth herein; and,

20 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
21 **AS FOLLOWS:**

1 Section 1: The Jefferson County, Missouri, Council hereby approves the
2 amendments to the Jefferson County, Missouri, Code of Ordinances, Title I: Government
3 Code and specifically Chapter 130 as set forth in Exhibit A, which is attached below.

4 Section 2: The Jefferson County, Missouri Council hereby approves adding
5 and enacting a new Chapter titled, Chapter 131, Design-Build Projects to the Jefferson
6 County, Missouri Code of Ordinances, Title I: Government Code as set forth in Exhibit B,
7 which is attached below.

8 Section 3: The Jefferson County, Missouri Council hereby approves adding
9 and enacting a new Chapter titled, Chapter 132, Construction Manager-at-Risk to the
10 Jefferson County, Missouri Code of Ordinances, Title I: Government Code as set forth in
11 Exhibit C, which is attached below.

12 Section 4: All amendments and changes to the Jefferson County, Missouri
13 Code of Ordinances, Title I: Government Code shall be incorporated into the policy and
14 codified in the Jefferson County Code of Ordinances.

15 Section 5: Any provisions of the Jefferson County, Missouri Code of
16 Ordinances, Title I: Government Code that are not amended by this ordinance shall remain
17 in full effect.

18 Section 6: This Ordinance shall be in full force and effect immediately upon
19 approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
20 affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins	_____
Council Member District 2, Gene Barbagallo	_____
Council Member District 3, VACANT	
Council Member District 4, Charles Groeteke	_____
Council Member District 5, Scott Seek	_____
Council Member District 6, Dan Stallman	_____
Council Member District 7, Bob Tullock	_____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY COUNCIL MEMBER(s): Groeteke

1 **AN ORDINANCE APPROVING THE BUDGET FOR FISCAL YEAR 2024**
2 **AND FOR THE APPROPRIATION OF FUNDS THEREIN, TRANSFERRING**
3 **UNENCUMBERED FUND BALANCES AND PROVIDING FOR A “COLA” AS**
4 **SET FORTH HEREIN.**

5 **WHEREAS**, each Jefferson County, Missouri, County Office, Department,
6 Board, Institution, Commission, Agency, and the Circuit Court for the 23rd Judicial
7 Circuit submitted to the County Auditor and the Jefferson County, Missouri, County
8 Executive estimates of their requirements for expenditures and estimated revenues for the
9 2024 Budget Year which runs on a calendar year basis from January 1, 2024, until, and
10 including, December 31, 2024; and,

11 **WHEREAS**, the Jefferson County, Missouri County Auditor and the Jefferson
12 County, Missouri, County Executive have, in consultation with each other, reviewed the
13 estimates of revenues and expenditures and prepared a budget document in the form
14 required by law and pursuant to the Home Rule Charter of Jefferson County, Missouri;
15 and,

16 **WHEREAS**, the County Executive transmitted the 2024 Budget to the Jefferson
17 County, Missouri, Council (“Council”) in a timely manner for the Council’s review and
18 adoption pursuant to the Home Rule Charter of Jefferson County, Missouri; and,

1 **WHEREAS**, the 2024 Budget, as submitted by the County Executive, is a
2 balanced budget as required by the Home Rule Charter of Jefferson County, Missouri;
3 and,

4 **WHEREAS**, on November 27, 2023, at 6:30 p.m., the County Council after
5 having duly noticed and published a hearing notice, conducted a Regular Council
6 Meeting which included the required Public Hearing and allowed for public comment
7 regarding the proposed budget for fiscal year 2024; and,

8 **WHEREAS**, notice of the hearing and a summary of the proposed 2024 Budget
9 were posted in each of the seven (7) County Council Districts within Jefferson County,
10 Missouri, and published in a newspaper of general circulation ("*The Jefferson Countian*")
11 in Jefferson County, Missouri, on November 10, 2023, See Exhibit A; and,

12 **WHEREAS**, a copy of the 2024 Budget is attached hereto as Exhibit B and made
13 a part hereof as though fully set forth herein along with any and/or all addenda,
14 supplements, or amendments as applicable.

15 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNTY**
16 **COUNCIL, AS FOLLOWS:**

17 Section 1. The 2024 Budget of Jefferson County, Missouri, for the fiscal year
18 beginning January 1, 2024, and including and ending on December 31, 2024, (known
19 hereafter as the 2024 Budget) along with any Amendments thereto is hereby adopted and
20 approved. The 2024 Budget and this Ordinance shall also include and provide
21 appropriations for the following:

1 A. Except as stated below, a (Four Percent) 4% Cost of Living
2 Adjustment (COLA) will be provided to all Jefferson County
3 employees, to be paid beginning with the pay period ending January
4 22, 2024; and,

5 B. The COLA as set forth in Subsection A shall only apply to Jefferson
6 County employees that were hired *prior* to December 23, 2023; and,

7 C. Any employee at the maximum or “cap” of a salary schedule shall not
8 receive the COLA as set forth in subsection A; and,

9 D. For any budget effective as of January 1, 2024, unless otherwise
10 agreed to, set forth, ordained, and provided for in some manner by and
11 through an Agreement with Jefferson County, which is effective on or
12 after January 1, 2024, or otherwise, the COLA as set forth in
13 Subsection A shall not apply to any employee in any Bargaining Unit
14 without such Agreement providing for the same in writing and
15 approved by the County.

16 Section 2. A copy of the 2024 Budget is incorporated by this reference as if
17 fully set out herein and is attached hereto as Exhibit B along with any and/or all addenda,
18 supplements, or amendments as applicable. A copy of the 2024 Budget with addenda,
19 supplements, or amendments as applicable, shall also be kept on file in the office of the
20 Clerk of Jefferson County as the law requires along with a copy of this Ordinance and
21 another Exhibits hereto. All required notices are incorporated herein and attached hereto
22 as Exhibit A.

THIS BILL WAS ____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS ____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS ____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s): Groeteke

1 **AN ORDINANCE AUTHORIZING THE DELINQUENT TAX TRUSTEE, AS**
2 **APPOINTED PURSUANT TO SECTION 140.260, RSMO., TO SELL CERTAIN**
3 **REAL PROPERTY, DESCRIBED HEREIN AND LOCATED IN COUNCIL**
4 **DISTRICT 4, AND TO EXECUTE DEEDS, AND DELIVER THE SAME TO**
5 **NICHOLAS R. EMS, JR.**

6 **WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.260, RSMo., purchased on August 25, 2008, at the 3rd offering of the Annual Land Sale the following described parcel of real property, to wit:

9 **LOT 132 VILLAGE OF JEFFERSON PLAT 1;**

10 **SECTION 30, TOWNSHIP 42, RANGE 6**

11 **PARCEL 09-9.0-30.0-3-003-045**

12 **(LOCATED IN COUNCIL DISTRICT 4); and,**

13 **WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Eleven Thousand and 00/100 Dollars (\$11,000.00) for the purchase of the above-described property by NICHOLAS R. EMS, JR. , which said offer is the best thus far received on this parcel since it was turned over to the Delinquent Tax Trustee; and,

17 **WHEREAS**, the sale of the above property would distribute original taxes, part of the county fines, and fees; and

19 **WHEREAS**, the Trustee has made application and requested an Ordinance of the

1 Jefferson County, Missouri, Council, authorizing the sale of the property described above as
2 set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference;
3 and,

4 **WHEREAS**, pursuant to Chapter 140, RSMo., and Sections 3.4.2.10 and 3.4.2.11 of
5 the Home Rule Charter of Jefferson County, Missouri, the Delinquent Tax Trustee with the
6 approval of the County Council may administer, compromise taxes, interest, penalties and
7 order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto
8 executed and delivered to a buyer; and,

9 **WHEREAS**, it is in the best interest of the County and the taxing entities therein to
10 dispose of the property described herein and to transfer this parcel to the applicant,
11 **NICHOLAS R. EMS, JR. .**

12 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
13 **AS FOLLOWS:**

14 Section 1. The Jefferson County, Missouri, Council hereby orders that:

15 **LOT 132 VILLAGE OF JEFFERSON PLAT 1;**

16 **SECTION 30, TOWNSHIP 42, RANGE 6**

17 **PARCEL 09-9.0-30.0-3-003-045**

18 **(LOCATED IN COUNCIL DISTRICT 4); and,**

19 Be sold to, **NICHOLAS R. EMS, JR. ,** for Eleven Thousand and 00/100 Dollars
20 (\$11,000.00). Said offer is the best thus far received by the Delinquent Tax Trustee. The sum
21 offered of (\$11,000.00) is to be applied to the entirety of taxes and fees and part of the

1 county fine amount. The balance of the interest and penalties shall be waived and removed
2 from the tax bills prior to the lot being transferred to the buyer.

3 Section 2. The Jefferson County, Missouri, Council approves and hereby orders
4 the Trustee to execute and deliver the Trustee's Deed for the above-described real property
5 to the buyer.

6 Section 3. This Ordinance shall be in full force and effect from and after its date
7 of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
8 affect the remainder of this Ordinance.

9 Section 4. Should the applicant fail to submit certified funds or cash to the
10 Trustee for the full amount of the Bid within 15 days after the enactment of this Ordinance,
11 the applicants' Bid and right to purchase the property shall become null and void and then
12 Trustee may sell the property to any other applicant for the sum approved by this Ordinance
13 without need for further Council Action.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s) Groeteke

1 **AN ORDINANCE CALLING FOR AND PROVIDING FOR THE**
2 **IMPOSITION OF AN ADDITIONAL SALES TAX IN THE AMOUNT OF THREE**
3 **PERCENT (3%) ON RETAIL SALES OF ADULT USE (RECREATIONAL)**
4 **MARIJUANA AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE**
5 **QUALIFIED VOTERS OF JEFFERSON COUNTY FOR THEIR APPROVAL AT**
6 **THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 2,**
7 **2024, AS AND FOR JEFFERSON COUNTY, MISSOURI.**

8 **WHEREAS**, on November 8, 2022, the voters of the State of Missouri approved
9 Amendment 3 to the Missouri Constitution by amending Section 1 of Article XIV, and
10 enacting a new Section 2 of Article XIV to remove state prohibitions on the purchase,
11 possession, consumption, use, delivery, manufacture, and sale of marijuana for personal use
12 for adults over the age of 21, effective December 8, 2022, which legalized the sale of
13 marijuana for adult recreational use; and

14 **WHEREAS**, the newly enacted Article XIV, section 2.6(5) of the Missouri
15 Constitution further authorizes the governing body of a local government to impose, by
16 ordinance, “an additional sales tax in an amount not to exceed three percent on all tangible
17 personal property retail sales of adult use marijuana sold in such political subdivision”
18 subject to approval by qualified voters; and

19 **WHEREAS**, the County must submit to the voters of the County, at a municipal,
20 county or state general, primary, or special election, a proposal to authorize the governing

1 body of the County to impose such a tax; and

2 **WHEREAS**, the County Council has determined that it is in the best interests of the
3 residents of the County that the proposed authorization of a local sales tax on recreational
4 marijuana be placed on the ballot at the election to be conducted on April 2, 2024.

5 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
6 **AS FOLLOWS:**

7 Section 1: Pursuant to the authority granted by, and subject to, the provisions of
8 Section 2 of Article XIV of the Missouri Constitution, an additional sales tax at the rate of
9 three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in
10 Jefferson County, Missouri is hereby imposed. The tax imposed hereunder shall be in
11 addition to any and all other sales taxes allowed by law.

12 Section 2: The imposition of said sales tax on adult use recreational marijuana
13 shall become effective as provided by law upon approval thereof by a majority of the votes
14 cast on the proposition by the qualified voters of the County voting thereon.

15 Section 3: This Proposition shall be submitted to the qualified voters of Jefferson
16 County, Missouri, for their approval, per the requirements of Article X, Section 22 of the
17 Missouri Constitution and the authority granted under Article XIV, Section 2.6(5) of the
18 Missouri Constitution, at the election to be called and held on Tuesday, April 2, 2024.

19 Section 4: The ballot of submission to the voters in Jefferson County, Missouri,
20 shall contain substantially the following language:

21 Shall Jefferson County, Missouri, impose an additional sales tax of three percent
22 (3%) on all retail sales of adult use marijuana sold in Jefferson County, Missouri?

1 This would tax only recreational marijuana and would not allow the taxation of
2 medical marijuana.

3 YES _____ NO _____

4 If you are in favor of the question, place an " x" in the box opposite " Yes."

5 If you are opposed to the question, place an " x" in the box opposite "No."

6 Section 5: This Ordinance as enacted by the County, authorizes an election to be
7 called during the election and held on Tuesday, April 2, 2024, in order to submit to the
8 qualified voters of Jefferson County, Missouri, at such election the proposition described
9 herein.

10 Section 6: The Jefferson County, Missouri, Council hereby requests that the
11 County Clerk of the County of Jefferson, Missouri, as the Election Authority for the County
12 and the election officials under her direction and control conduct such election as hereby
13 called for by this Ordinance.

14 Section 7: This Ordinance shall be in full force and effect immediately from and
15 after its date of approval. If any part of this Ordinance is invalid for any reason, such
16 invalidity shall not affect the remainder of this Ordinance.

17 Section 8: A copy of this Ordinance and all exhibits, if any, shall be kept on file
18 at the County Clerk's Office consistent with the rules and procedures for the maintenance
19 and retention of records as promulgated by the Secretary of State.

20 Section 9: Pursuant to State Law and within ten days (10) after the approval of
21 this tax by the qualified voters of Jefferson County, Missouri, the County Executive through
22 the County Clerk shall forward to the Director of Revenue for the State of Missouri by

- 1 United States registered mail or certified mail a certified copy of this Ordinance. The
- 2 Ordinance shall reflect the effective date thereof and any maps reflecting the same, if any.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

INTRODUCED BY: COUNCIL MEMBER(s): Haskins

1 **AN ORDINANCE DECLARING THE PUBLIC NECESSITY OF THE**
2 **HUNNING ROAD SAFETY IMPROVEMENTS AND AUTHORIZING THE**
3 **EXERCISE OF EMINENT DOMAIN FOR THE ACQUISITION OF REAL**
4 **PROPERTY INTERESTS, IN COUNTY COUNCIL DISTRICT 1, NECESSARY**
5 **FOR SAID SAFETY IMPROVEMENTS; AND TO AUTHORIZE THE COUNTY**
6 **COUNSELOR TO COMMENCE CONDEMNATION PROCEEDINGS**
7 **PURSUANT TO ARTICLE III, SECTION 3.4.2.8 OF THE HOME RULE**
8 **CHARTER OF JEFFERSON COUNTY, MISSOURI, TO ACQUIRE THE**
9 **NEEDED REAL PROPERTY INTERESTS ON BEHALF OF THE COUNTY.**

10 **WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) has secured
11 funds to make certain safety improvements to Hunning Road, in Jefferson County,
12 Missouri; and

13 **WHEREAS**, these improvements, known as the “Hunning Road Safety
14 Improvements” (hereinafter sometimes the “Improvements”), include, but are not limited
15 to, work to improve the safety of an approximately 1050-foot stretch of Hunning Road
16 starting just to the east of the intersection of Cheryl Court with Hunning Road; and,

17 **WHEREAS**, the Improvements will include new horizontal and vertical
18 alignment of Hunning Road, widening of lanes, a four foot shoulder on both sides of the

19 Road, the addition of guardrails with crash worthy end terminals, removal of an existing
20 box culvert and replacement of the same with a hydraulically sufficient culvert, and
21 signage and striping; and,

22 **WHEREAS**, to facilitate the Improvements, it is necessary that the County
23 acquire certain real property at 5350 Hunning Road 63049 (currently having a parcel
24 identification number of 03-6.0-24.0-2-002-001) (hereinafter sometimes “the Westbrook
25 Property”); and

26 **WHEREAS**, due to the nature of the needed realignment it is necessary that the
27 entire parcel be taken for the Improvements; and,

28 **WHEREAS**, the County sent correspondence, via certified mail, including a
29 notice of intended acquisition pursuant to Section 523.250, RSMo., to the owner of the
30 Property, as reflected in the County Assessor’s records, Carrie L. Westbrook; and

31 **WHEREAS**, the County sent an offer, via certified mail, pursuant to Section
32 523.253, RSMo., along with an appraisal, to Ms. Westbrook; and,

33 **WHEREAS**, the County and Ms. Westbrook cannot agree upon the proper
34 compensation to be paid; and,

35 **WHEREAS**, to facilitate the Improvements, it is also necessary that the County
36 acquire certain real property interests, including property for right-of-way, temporary
37 construction easement, and permanent easement, at property adjoining the western
38 boundary of the Westbrook Property and fronting on Hunning Road and having no
39 physical address but currently having a parcel identification number of 03-6.0-24.0-2-
40 002-001.01 (hereinafter sometimes “the Blue Ocean Property”); and

41 **WHEREAS**, the Blue Ocean Property was acquired via Trustee's Deed by Blue
42 Ocean Partners, LLC, and Blue Ocean Partners, LLC, is reflected as the owner of record
43 in the County Assessor's records; however, Blue Ocean Partners, LLC, does not appear
44 to have filed and prosecuted a Quiet Title action to perfect its interest in that property;
45 and,

46 **WHEREAS**, County sent correspondence, via certified mail, including a notice
47 of intended acquisition pursuant to Section 523.250, RSMo., to the owner of the Property,
48 as reflected in the County Assessor's records, Blue Ocean Partners, LLC, as well as to the
49 prior owners, Steven & Stephanie Swim; and

50 **WHEREAS**, the County sent an offer, via certified mail, pursuant to Section
51 523.253, RSMo., along with an appraisal, to Blue Ocean Partners, LLC, and to Steven &
52 Stephanie Swim; and,

53 **WHEREAS**, the County and those parties cannot agree upon the proper
54 compensation to be paid, additionally due to the lack of perfection as described above,
55 those parties are incapable of contracting; and,

56 **WHEREAS**, the Jefferson County, Missouri, Council, pursuant to Article III,
57 Section 3.4.2.8., of the Home Rule Charter of Jefferson County, Missouri, is empowered
58 to acquire property by eminent domain in accordance with Missouri Law; and,

59 **WHEREAS**, the County Council finds that there is a public necessity for the
60 Improvements; and

61 **WHEREAS**, therefore, authorization is needed for the County's County
62 Counselor to commence condemnation proceedings to acquire the Real Property.

**NOW, THEREFORE, BE IT ENACTED BY THE JEFFERSON COUNTY,
MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1: Having found that there is a public necessity for the Improvements and that eminent domain is necessary, the Jefferson County, Missouri, County Council shall use the power of eminent domain through condemnation.

Section 2: The Jefferson County, Missouri, County Council authorizes the County Counselor to exercise eminent domain through the commencement of condemnation proceedings in the name of the County against Ms. Westbrook, Thomas Westbrook (whose name does not appear on the deed to the Westbrook Property, but whom the County understands to be the spouse of Ms. Westbrook), Blue Ocean Partners LLC, Steven & Stephanie Swim or any of their successors and assigns, and against all those persons and entities having an interest the Westbrook Property and the Blue Ocean Property.

Section 3: The Westbrook Property to be acquired is described in greater detail in Exhibit A (containing the metes and bounds descriptions of that property), which is attached hereto and incorporated herein via reference.

Section 4: The interests in the Blue Ocean Property to be acquired are described in greater detail in Exhibit B (containing the metes and bounds descriptions of the Real Property needed for road right-of-way, temporary construction easement, and permanent easement), which is attached hereto and incorporated herein via reference.

Section 5: Additionally, in accordance with state law, the County Counselor shall have the authority to through negotiation and settlement, purchase, gift,

85 condemnation, or otherwise acquire for Jefferson County, Missouri, any property
86 required and necessary to be acquired for the Improvements.

87 Section 6: The County Executive is hereby authorized to execute on behalf of
88 the County any contract, agreement, or other document necessary to carry out the intent
89 and purpose of this ordinance.

90 Section 7: This Ordinance shall be in full force and effect immediately upon
91 approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
92 affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins _____

Council Member District 2, Gene F. Barbagallo _____

Council Member District 3, VACANT

Council Member District 4, Charles Groeteke _____

Council Member District 5, Scott Seek _____

Council Member District 6, Daniel Stallman _____

Council Member District 7, Bob Tullock _____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED**

_____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS ____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND EXACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS ____ DAY OF _____, 2023.

THIS BILL WAS ____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS ____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023

BILL NO.: 23-1139

ORDINANCE NO.: 23-_____

INTRODUCED BY: COUNCIL MEMBER(s): Groeteke

1 **AN ORDINANCE AMENDING THE JEFFERSON COUNTY, MISSOURI**
2 **CODE OF ORDINANCES TITLE I: GOVERNMENT CODE, CHAPTER 130**
3 **PROCUREMENT POLICY AND PROCEDURES AND ALSO ADDING TWO (2)**
4 **NEW CHAPTERS TO TITLE I: GOVERNMENT CODE, HEREAFTER CALLED**
5 **CHAPTER 131 DESIGN-BUILD PROJECTS AND CHAPTER 132**
6 **CONSTRUCTION MANAGER-AT-RISK AND PROVIDING FOR AN**
7 **EFFECTIVE DATE THEREOF.**

8 **WHEREAS**, Jefferson County, Missouri, previously enacted, through various
9 ordinances, the Jefferson County, Missouri, Code of Ordinances, Title I: Government Code
10 and specifically Chapter 130 for the purpose of creating a Procurement Policy and
11 Procedure; and,

12 **WHEREAS**, the Jefferson County, Missouri, Council (“Council”) has the power
13 to amend, from time to time, the Jefferson County, Missouri, Code of Ordinances when
14 deemed necessary and appropriate; and,

15 **WHEREAS**, the Council desires to further amend the Jefferson County, Missouri,
16 Code of Ordinances, Title I: Government Code Chapter 130, Procurement Policy and
17 Procedures to clarify policy and procedures for County departments and to update
18 competitive procurement and purchasing approval thresholds to reflect inflation in prices

1 since the establishment of the current thresholds and to bring said thresholds in line with
2 other Charter Counties in the State of Missouri, as set forth in exhibit A, attached hereto
3 and made a part hereof as though fully set forth herein; and,

4 **WHEREAS**, the County has previously used a design-bid-build process for
5 construction projects which separates responsibility for design and construction of major
6 road and facility projects, design-build projects and construction manager-at-risk projects
7 can offer the opportunity for innovation, faster project delivery, and efficiency; and,

8 **WHEREAS**, enacting a design-build process and a construction manager-at-risk
9 procurement process can offer the opportunity for innovation, faster project delivery,
10 flexibility, and efficiency; and,

11 **WHEREAS**, Sections 67.5050 and 67.5060 of the Revised Statutes of Missouri
12 (effective August 28, 2016) allow for design-build contracts and construction manager-at-
13 risk methods of procurement respectively; and,

14 **WHEREAS**, the Jefferson County, Missouri, County Executive and County
15 Council both find and agree that it would be in the best interest of the County to also amend
16 the Jefferson County, Missouri, Code of Ordinances, Title I: Government Code to add
17 Chapter 131 Design-Build Projects and Chapter 132 Construction Manager-at-Risk as set
18 forth in Exhibits B and C, respectively, attached hereto and made a part hereof as though
19 fully set forth herein; and,

20 **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**
21 **AS FOLLOWS:**

1 Section 1: The Jefferson County, Missouri, Council hereby approves the
2 amendments to the Jefferson County, Missouri, Code of Ordinances, Title I: Government
3 Code and specifically Chapter 130 as set forth in Exhibit A, which is attached below.

4 Section 2: The Jefferson County, Missouri Council hereby approves adding
5 and enacting a new Chapter titled, Chapter 131, Design-Build Projects to the Jefferson
6 County, Missouri Code of Ordinances, Title I: Government Code as set forth in Exhibit B,
7 which is attached below.

8 Section 3: The Jefferson County, Missouri Council hereby approves adding
9 and enacting a new Chapter titled, Chapter 132, Construction Manager-at-Risk to the
10 Jefferson County, Missouri Code of Ordinances, Title I: Government Code as set forth in
11 Exhibit C, which is attached below.

12 Section 4: All amendments and changes to the Jefferson County, Missouri
13 Code of Ordinances, Title I: Government Code shall be incorporated into the policy and
14 codified in the Jefferson County Code of Ordinances.

15 Section 5: Any provisions of the Jefferson County, Missouri Code of
16 Ordinances, Title I: Government Code that are not amended by this ordinance shall remain
17 in full effect.

18 Section 6: This Ordinance shall be in full force and effect immediately upon
19 approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not
20 affect the remainder of this Ordinance.

**THIS BILL BEING DULY INTRODUCED, THE MEMBERS OF THE
JEFFERSON COUNTY, MISSOURI, COUNCIL VOTED AS FOLLOWS:**

Council Member District 1, Brian Haskins	_____
Council Member District 2, Gene Barbagallo	_____
Council Member District 3, VACANT	
Council Member District 4, Charles Groeteke	_____
Council Member District 5, Scott Seek	_____
Council Member District 6, Dan Stallman	_____
Council Member District 7, Bob Tullock	_____

THE ABOVE BILL ON THIS _____ DAY OF _____, 2023:

_____ **PASSED** _____ **FAILED**

Charles Groeteke, County Council Chair

Cherlynn Boyer, Council Executive Assistant

THIS BILL WAS _____ APPROVED BY THE JEFFERSON COUNTY EXECUTIVE AND ENACTED AS AN ORDINANCE OF JEFFERSON COUNTY, MISSOURI, THIS _____ DAY OF _____, 2023.

THIS BILL WAS _____ VETOED AND RETURNED TO THE JEFFERSON COUNTY, MISSOURI, COUNCIL WITH WRITTEN OBJECTIONS BY THE JEFFERSON COUNTY EXECUTIVE, THIS _____ DAY OF _____, 2023.

Dennis J. Gannon, Jefferson County, Missouri, Executive

ATTEST:

Jeannie Goff, County Clerk

First Reading: 11-27-2023

Second Reading: 12-11-2023

Third Reading: 12-11-2023