



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

Jackson County Courthouse
415 E. 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

County Legislature

*DaRon McGee (4th) Chairman,
Megan L. Marshall (3rd AL) Vice Chairman,
Jalen Anderson (1st AL), Donna Peyton (2nd AL),
Manuel Abarca IV (1st), Venessa Huskey (2nd), Charlie Franklin (3rd),
Jeanie Lauer (5th), Sean E. Smith (6th)*

Tuesday, January 17, 2023

10:00 AM

Second Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

DaRon McGee, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Charlie Franklin, seconded by Sean E. Smith to approve the journal of the previous meeting held on January 09, 2023. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Sylvya Stevenson, Chief Administrative Officer, said there were none.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5701](#)

AN ORDINANCE to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2023.

(County Legislature - 4th. Perfection)

[5702](#)

AN ORDINANCE setting the 2023 Jackson County, Missouri tentative tax levy.

(Legislature As A Whole - 4th. Perfection)

[5708](#) Budget Committee moved to perfect. Consent Agenda.

[5709](#) AN ORDINANCE submitting to the qualified voters of Jackson County, Missouri, at a special election to be held on April 4, 2023, a question authorizing Jackson County to impose a countywide sales tax of three percent on all tangible personal property retail sales of adult use, non-medicinal marijuana.

(Budget Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[21138](#) Budget Committee moved to adopt. Consent Agenda.

[21139](#) Public Works Committee moved to adopt. Consent Agenda.

[21140](#) A RESOLUTION authorizing the County Executive to execute a Program Agreement with the Missouri Department of Health and Senior Services for a tracking program for statistical reporting of opioid and violent deaths, for a fee payable to the County.

(Health and Environment Committee - 1st. Meeting)

[21141](#) Land Use Committee moved to adopt. Consent Agenda.

[21142](#) Budget Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5708](#) AN ORDINANCE amending subsections 1503.2 and 1503.3, Jackson County Code, 1984, relating to the Employees' Pension Plan.

(PERFECTED)

[21138](#) A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of pipe and plumbing supplies for use by various County departments to Reeves-Wiedeman Company of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 105-22.

(ADOPTED)

[21139](#) A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of calcium chloride pellets and rock salt for use by various County departments to Nu-Life Labs, Inc., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 106-22.

(ADOPTED)

[21141](#) A RESOLUTION authorizing the County Executive to execute Amendment No. 1 to the Memorandum of Understanding with the Missouri Department of Conservation relating to the maintenance of certain areas within the County's park system, at no cost to the County.

(ADOPTED)

[21142](#) A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of information technology project management services in support of the Workday implementation project for use by various County departments and the 16th Judicial Circuit Court, to Remy Corporation of Denver, CO, under the terms and conditions of State of Oklahoma Contract No. SW1025, an existing, competitively-bid government contract.

(ADOPTED)

*Ordinance #5708 was moved to the Consent Agenda for perfection.
Resolutions #21138, #21139, #21141 and #21142 were moved to the
Consent Agenda for adoption.*

A motion was made by Charlie Franklin, seconded by Jeanie Lauer, to approve the Consent Agenda. The motion passed by a roll call vote:

Yes: 9 - Charlie Franklin, Jalen Anderson, Donna Peyton, Megan L. Marshall, Manuel Abarca IV, Venessa Huskey, DaRon McGee, Jeanie Lauer and Sean E. Smith

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21143](#) Authorizing the County Executive to execute a permanent utility easement in favor of the Kansas City, Missouri Water Department across a portion of the Rock Island Corridor, for a fee payable to the County.

(Assigned to the Land Use Committee.)

[21144](#)

A motion was made by Megan Marshall, seconded by Manuel Abarca IV, to approve the Floor Substitute dated January 17, 2023 for Resolution #21144. The motion passed by a voice vote.

Yes: 6 - Charlie Franklin, Donna Peyton, Megan L. Marshall, Manuel Abarca IV, Venessa Huskey and DaRon McGee

No: 3 - Jalen Anderson, Jeanie Lauer and Sean E. Smith

(APPROVED)

[21144](#)

A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to adopt Resolution #21144, appointing Q. Troy Thomas as Legislative Auditor for a term to expire December 31, 2024. The motion passed by a roll call vote:

Yes: 6 - Charlie Franklin, Donna Peyton, Megan L. Marshall, Manuel Abarca IV, Venessa Huskey and DaRon McGee

No: 3 - Jalen Anderson, Jeanie Lauer and Sean E. Smith

(ADOPTED)

[21144](#)

A RESOLUTION appointing Q. Troy Thomas as Legislative Auditor for a term to expire December 31, 2024.

Jeanie Lauer, County Legislator, inquired as to why the term of this interim appointment was changed from six months to two years. Jay Haden, Chief Deputy County Counselor, said concerns were raised about whether a temporary appointment might violate the terms of the Charter since this position has a four-year term. After discussing with Bryan Covinsky, County Counselor, it was determined that anything less than the unexpired term may be in violation of the Charter.

Jeanie Lauer inquired of the sponsors if this is a contract position. DaRon McGee, County Legislator, said this is not a contract position. It is an appointment to an interim position to fill a vacancy. Ms. Lauer asked about the process to fill this vacancy. Manuel Abarca IV, County Legislator, said given the budget circumstances they were looking for someone with experience within the County. Ms. Lauer asked what efforts were made to look at current personnel who have dealt with the current budget. Mr. Abarca said Troy Thomas was selected because of his experience. Ms. Lauer asked what consideration was given to current County employees who have experience with the current budget. Mr. McGee said there was no process with the current personnel. He said there were concerns with people who have experience with parts of the job, but not the whole piece. There were also concerns about someone having the ability to step into the job day one. Ms. Lauer asked who the discussions were with to reach this decision. Mr. McGee said he discussed the matter with the Budget

Chair and the Finance and Audit Chair as well as staff. Megan L. Marshall, County Legislator, said moving existing staff into the interim position would still create a vacancy. Given the time factors involved, they needed someone in the position quickly. Ms. Marshall said she believed each legislator was contacted individually. Ms. Lauer said she is concerned there was no formal process. She was not contacted.

Sean E. Smith, County Legislator, said he was notified there would be a vote. He had information on the qualifications of the candidate and the immediacy of need. He believed there would be time to decide and that formal processes would be followed. He is concerned that staff should feel they have upwardly mobile opportunities. He is concerned there is only one candidate presented without other considerations. Ms. Lauer said she was concerned because she does not know the candidate and has had no opportunity to discuss the position with the candidate. She is also concerned that Mr. Abarca and Ms. Marshall are both on the Budget Committee and the Chairman is a member of all committees so that discussion among them could be a Sunshine issue. Ms. Marshall asked about Ms. Lauer's concerns. Ms. Lauer said she is concerned with Sunshine issues. Mr. McGee said, to be clear, there were one on one meetings. He allowed Mr. Abarca and Ms. Marshall to take the lead on the issue as its sponsors. He will note Ms. Lauer's concerns.

Jalen Anderson, County Legislator, asked Mr. Abarca if it is his position that they need an Auditor in this position to continue on with Budget Hearings. Mr. Abarca said that was the recommendation of Crissy Wooderson, the former Legislative Auditor. Mr. Anderson said, Troy Thomas has not been employed by the County since 2017. Mr. Thomas has not been in a position to understand the current budget and bonding issues currently facing the Legislature. Mr. Abarca said he also has not been in a position to be involved with the County's budget and financial issues, but everyone comes with the experience that they have and the willingness to solve these challenges. He believes Mr. Thomas brings these qualities. Mr. Anderson said there are members of the Auditor's staff that have been present and dealt with all the budgets for the past five years. Additionally, there were three people involved in making this decision, but there are nine members of the Legislature. Usually, the Legislature would have a closed session with the applicant and have the opportunity to question the applicant in a process. DaRon McGee said Troy Thomas has served four County Executives. He has been the Director of Finance and Purchasing and the Chief Financial Officer appointed by the current County Executive.

Ms. Lauer asked if the position is at will or if there might be a severance paid if there were an end to the employment. Jay Haden said there have been contracts in the past with some County positions. The Charter states the Auditor will serve subject to being removed by six legislators.

12 COUNTY EXECUTIVE ORDERS[23-02](#)

I hereby make the following appointments and reappointments to the Jackson County Board of Services for the Developmentally Disabled - EITAS:

Susan Borgmeyer, is reappointed for a term to expire December 31, 2024.

Edward Van Haele, is reappointed for a term to expire December 31, 2024.

Tedi Rowland, is reappointed for a term to expire December 31, 2025.

Benjamin Kisner, is appointed to fill the vacancy occasioned by the expiration of Angela Segovia's term, for a new term to expire December 31, 2024. A copy of Mr. Kisner's resume is attached.

Libia Kozisek, is appointed to fill the vacancy occasioned by the expiration of John R. Humphrey's term, for a new term to expire December 31, 2025. A copy of Ms. Kozisek's resume is attached.

Stuart Alan May, is appointed to fill the vacancy occasioned by the expiration of Denise Talbert's term, for a new term to expire December 31, 2025. A copy of Mr. May's resume is attached.

[23-03](#)

Pursuant to section 9057, Jackson County Code I hereby appoint Legislator Jalen Anderson to the Housing Resources Commission for a term to expire December 31, 2026.

[23-04](#)

I hereby appoint Bryan O. Covinsky, as County Counselor for a term to expire on December 31, 2026.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV,

to adjourn the meeting. The motion passed by a voice vote.

The next legislative meeting is scheduled to be held on Monday, January 23, 2023 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.