



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

*Scott Burnett (1st) Chair, Alfred Jordan (2nd) Vice Chair,
Garry J. Baker (1st AL), Crystal Williams (2nd AL), Tony Miller (3rd AL),
Dennis Waits (3rd), Dan Tarwater III (4th), Greg Grounds (5th),
Theresa Galvin (6th)*

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

Monday, March 5, 2018

2:30 PM

Tenth Regular Meeting

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

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Dan Tarwater III, seconded by Dennis Waits to approve the journal of the previous meeting held on February 26, 2018. The motion passed by a voice vote.

4 HEARINGS

Dr. Clara Irazabal, Director of Latinx and the Latin American Studies Program at the University of Missouri - Kansas City, John Fierro President/CEO of Mattie Rhodes Center, and Greg Valdovino, Diversity and Inclusion Director of the Greater Kansas City Chamber of Commerce, presented information regarding the Deferred Action for Childhood Arrivals (DACA) program.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5071](#)

AN ORDINANCE repealing section 533., Jackson County Code, 1984, relating to the County's fiscal policies, and enacting, in lieu thereof, one new section relating to the same subject.

(Finance and Audit Committee - 5th. Perfection)

A motion was made by Dan Tarwater III, seconded by Alfred Jordan to waive the reading of Ordinance #5079. The motion passed by a voice vote.

[5079](#) Public Works Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[19735](#) A RESOLUTION transferring \$20,800.00 within the 2018 Special Road and Bridge Fund to cover the reclassification of a part-time intelligence analyst position to full-time within the Sheriff's Office.
(Justice and Law Enforcement Committee - 1st. Meeting)

[19736](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[19737](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19739](#) A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Resolution #19739, expressing Jackson County's support and recognition of young people impacted by the rescission of the Deferred Action for Childhood Arrivals (DACA) program. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III and Greg Grounds

Absent: 2 - Dennis Waits and Theresa Galvin

(ADOPTED)

[19741](#) Health and Environment Committee moved to adopt. Consent Agenda.

[19743](#) Anti-Drug Committee moved to adopt. Consent Agenda.

[19746](#) Health and Environment Committee moved to adopt. Consent Agenda.

[19747](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19749](#) A motion was made by Dan Tarwater III, seconded by Crystal Williams, to adopt Resolution #19749, authorizing the Chair of the Legislature to execute an Addendum to the Agreement with Williams & Campo, P.C., of Lee's Summit, MO, to serve as Legal Advisor to the Jackson County Legislature, at an additional cost to the County not to exceed \$75,000.00. The motion carried by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III and Greg Grounds

Absent: 2 - Dennis Waits and Theresa Galvin

(ADOPTED)

[19750](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19751](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19752](#) Finance and Audit Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5079](#) AN ORDINANCE appropriating \$46,251.00 from the undesignated fund balance of the 2018 Special Road and Bridge Fund and authorizing the Department of Finance and Purchasing to issue a refund in the amount of \$46,251.00 to the Kansas City Water Services Department for monies not used for water main relocation on the Lee's Summit Road Project, No. 3122.

(PERFECTED)

[19736](#) AN RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with Helen Bass of Kansas City, MO, to serve as a victim advocate within the East Patrol Pilot Project, at a cost to the County not to exceed \$12,000.00.

(ADOPTED)

[19737](#) A RESOLUTION transferring \$20,000.00 within the 2018 General Fund and \$11,065.00 within the 2018 Assessment Fund to cover the cost of hardware maintenance services for use by the Information Technology Department.

(ADOPTED)

[19741](#) A RESOLUTION authorizing the County Executive to execute Cooperative Agreements with certain agencies that provide services and assistance to victims of domestic violence, at an aggregate cost to the County not to exceed \$131,454.00.

(ADOPTED)

[19743](#) A RESOLUTION authorizing the County Executive to execute a Third Addendum to the Agreement with Twelfth Street Heritage Development Corporation of Kansas City, MO, for the furnishing of the Employment Barriers Program for use by the Prosecuting Attorney's Office, at an additional cost to the County not to exceed \$50,000.00.

(ADOPTED)

[19746](#) A RESOLUTION transferring \$6,000.00 within the 2018 General Fund to cover the cost of drug and alcohol testing for employment candidates from Test Smartly Labs, a term and supply vendor.

(ADOPTED)

[19747](#) A RESOLUTION transferring \$99,360.00 within the 2018 General Fund, \$7,200.00 within the 2018 Health Fund, \$10,080.00 within the 2018 Park Fund, \$17,280.00 within the 2018 Special Road and Bridge Fund, \$7,200.00 within the 2018 Assessment Fund, and \$2,880.00 within the 2018 Park Enterprise Fund to cover the costs of Microsoft Office 365 maintenance under an existing term and supply contract with Software House International, of Somerset, NJ.

(ADOPTED)

[19750](#) A RESOLUTION transferring \$94,150.00 within the 2018 Special Road and Bridge Fund and authorizing the purchase of wetland and stream mitigation credits from Swallow Tail c/o Terra Technologies of Overland Park, KS, for the construction of the Rock Island Corridor shared use path.

(ADOPTED)

[19751](#) A RESOLUTION transferring \$3,754.00 within the 2018 General Fund to cover the cost of access ID cards, badge reels, wellness supplies, and federal and state employment regulation posters within the Human Resources Department.

(ADOPTED)

[19752](#) A RESOLUTION approving the 2018-2019 Jackson County Assessment and Equalization Maintenance Plan.

(ADOPTED)

*Ordinance #5079 was moved to the Consent Agenda for perfection.
Resolutions #19736, #19737, #19741, #19743, #19746, #19747, #19750,
#19751, and #19752 were moved to the Consent Agenda for adoption.*

A motion was made by Dan Tarwater III, seconded by Garry Baker, to approve the Consent Agenda. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5081](#)

A motion was made by Tony Miller, seconded by Crystal Williams, to suspend the rules to consider final passage Ordinance #5081. The motion passed by voice vote.

(APPROVED)

[5081](#)

A motion was made by Tony Miller, seconded by Crystal Williams, to perfect Ordinance #5081. The motion passed by voice vote.

(PERFECTED)

[5081](#)

A motion was made by Tony Miller, seconded by Greg Grounds, to adopt Ordinance #5081, appropriating \$7,809.00 from the undesignated fund balance of the 2018 Park Fund in acceptance of easement and processing fees from Spire, Inc., and authorizing the County Executive to execute a Permanent Easement in favor of Spire, Inc. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Dennis Waits

(ADOPTED)

[5082](#)

Appropriating \$189,761.00 from the undesignated fund balance of the 2018 Sheriff's Revolving Fund for office area improvements at the Albert A. Riederer Criminal Justice Center.

(Assigned to the Justice and Law Enforcement Committee.)

The Land Use Committee will have a public hearing regarding Ordinances #5083 and #5084 on March 26, 2018 at 2 p.m. at the Eastern Jackson County Courthouse, 308 West Kansas, Ground Floor, Legislative Chambers.

[5083](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 4.54 ± acre tract from District AG (Agricultural) to District GBp (General Business Planned).

(Assigned to the Land Use Committee.)

- [5084](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 11.68 ± acre tract from District AG (Agricultural) to District RE (Residential Estates) for a three-lot residential subdivision.
(Assigned to the Land Use Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [19753](#) A motion was made by Garry J. Baker, seconded by Alfred Jordan, to adopt Resolution #19753, authorizing the Jackson County Legislature to hold a closed meeting on Monday, March 5, 2018, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. The motion passed by a roll call vote:
Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin
Absent: 1 - Dennis Waits

(ADOPTED)

- [19754](#) Awarding a twelve-month term and supply contract for the furnishing of LEWeb law enforcement computer information services for use by various County departments to the Regional Justice Information Service (REJIS) Commission of St. Louis, MO, as an acquisition from another governmental entity.
(Assigned to the Justice and Law Enforcement Committee.)

- [19755](#) Awarding a contract on Bid No. PW 04-2018 for the 2018 Bridge Sealing Project, Bridge Deck Sealing, No. 3222 to Comanche Construction, Inc., of Olathe, KS, at an actual cost to the County not to exceed \$119,813.72, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.
(Assigned to the Public Works Committee.)

- [19756](#) Transferring \$2,000.00 within the 2018 General Fund to cover the cost of an arbitrage related calculation in connection with a County 2013 bond issuance.
(Assigned to the Finance and Audit Committee.)

- [19757](#) Transferring \$8,092.00 within the 2018 Anti-Drug Sales Tax Fund to cover the costs of vacation and sick leave payouts for associates within the Corrections Population Control and Prosecuting Attorney's Anti-Violence units.
(Assigned to the Anti-Drug Committee.)

[19758](#) Transferring \$23,829.00 within the 2018 Health Fund to cover the cost of the Intergovernmental Cooperative Agreement with the Mid-America Regional Council (MARC) Solid Waste Management District to provide access to the Regional Household Hazardous Waste Centers for the residents of the unincorporated county, at a cost to the County not to exceed \$23,828.70
(Assigned to the Inter-Governmental Affairs Committee.)

[19759](#) Transferring \$167,628.00 within the 2018 Assessment Fund and authorizing the renewal of the Consulting Agreement with John Q. Ebert and Associates Consulting, LLC, of Bluffton, OH, for the furnishing of assessment consulting services at an additional cost to the County for 2018 not to exceed \$167,628.00.
(Assigned to the Finance and Audit Committee.)

No objection to the consideration of Resolution #19760 - not on printed agenda.

[19760](#) A motion was made by Greg Grounds, seconded by Crystal Williams, to adopt Resolution #19760, authorizing the County Counselor to settle the employment claim of Camille Graves, in the case styled Camille Graves v. Jackson County, Missouri, et al, No. 1616-CV22340, now pending in the Circuit Court of Jackson County, Missouri, for a total payment by the County of \$78,500.00. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 2 - Tony Miller and Dennis Waits

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Scott Burnett, Chairman, recognized Greg Grounds, County Legislator, to present information related to the Jackson County Charter. Greg Grounds stated that he had discussed the issue of introducing an ordinance to amend the Jackson County Charter with the Prosecuting Attorney and the Sheriff. He stated that it was his goal to get an ordinance adopted in time for this matter to be placed on the August ballot. He stated that to do this would require the Legislature to adopt such an ordinance by mid-May of this year.

He stated that his proposed changes to the Charter included: establishing term limits of two four-year terms for the County Executive and Legislature that would be effective January 1, 2019, clarify certain ambiguous sections of the Charter, designate the Sheriff to have management and control of the County jail, change the procedure for appointment of the County Counselor, designate the Prosecuting Attorney to have exclusive oversight, supervision, and contracting power of the COMBAT tax, and reduce the size of the Jackson County Legislature to eight members, thereby eliminating one at-large district.

Crystal Williams, County Legislator, stated that she appreciates Greg Ground's passion regarding this topic. She stated that she is interested in making changes to the Charter but is concerned about the timeline and the ability to accomplish such changes by the May deadline. She stated that some of these recommendations will have a major impact on the representation of the citizens of Jackson County and that she believes this issue requires input from the citizens of the County. She stated that it is her desire to equalize the power between the County Executive and the County Legislature. She believes that more discussion needs to take place before this issue should be placed on the ballot.

Tony Miller, County Legislator, questioned whether a Charter Review Commission should be established. Greg Grounds stated that he believes going through the process of establishing a commission will delay the matter, whereas an ordinance on the weekly agenda would offer a quicker result. Greg Grounds stated that a copy of his recommendations would be available for the media and copies may also be obtained from the County Clerk's Office.

The County Legislature went into closed session.

The County Legislature reconvened.

Resolution #19760 was adopted at this time. See page 6 for details.

15 ADJOURNMENT

A motion was made by Greg Grounds, seconded by Crystal Williams, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, March 12, 2018 at 2:30 P.M. at the Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers.

Scott Burnett, Chairman

ATTEST:

Mary Jo Spino, Clerk of the County Legislature