



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
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County Legislature

*Charlie Franklin (3rd) Chairman,
Theresa Cass Galvin (6th) Vice Chairman,
Jalen Anderson (1st AL), Crystal Williams (2nd AL), Tony Miller (3rd AL),
Scott Burnett (1st), Ronald E. Finley (2nd), Dan Tarwater III (4th),
Jeanie Lauer (5th)*

Monday, July 18, 2022

10:00 AM

Twenty-eighth Regular Meeting

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

Charlie Franklin, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 8 - Charlie Franklin, Jalen Anderson, Crystal Williams, Tony Miller,
Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer
Absent 1 - Theresa Cass 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 Tony Miller to approve the journal of the previous meeting held on July 11, 2022. The motion passed by a voice vote.

4 HEARINGS

Jonathan Nibarger, Vice President, and Brian Holst, Senior Manager, from Allen, Gibbs & Houlik, and Cheryl Colter, Deputy Director of Accounting for Jackson County, presented information regarding the Annual Comprehensive Financial Report (ACFR) for the fiscal year ended December 31, 2021. The Audit Letter and the Annual Comprehensive Financial Report are available under the Meeting Details for the July 18, 2022, Legislative Meeting, located at:

<https://jacksonco.legistar.com/MeetingDetail.aspx?ID=988949&GUID=383FCDD1-741E-4B41-9056-B03FE58AB7DE&Options=info|&Search=>

Jonathan Nibarger said he was the officer in charge of the County's audit. The audit found no significant accounting policies adopted by the County this year. Some numbers included in the financial statement are estimates provided by the County. These estimates include the net pension liability,

the post-employment benefit liability (OPEB), and the accrued compensated absences liability. There were no audit adjustments. There were no uncorrected misstatements. There has been an increase in cyber security threats nationwide, and they recommend that proper controls are put in place to mitigate those risks. The financial statements accurately reflect the books and records of the County, and the County has complied with laws and regulations.

The auditor's opinion is unmodified, which is the highest and best opinion. The County received a Certificate of Achievement in Financial Reporting Excellence. These speak highly of the financial management of the County.

Jeanie Lauer, County Legislator, asked about federal monies received and the statement that the County has adopted no new accounting practices. Mr. Nibarger said there were no new required accounting practices by Governmental Accounting Standards Board. He said AGH performed an audit of the County's revenues. Grants are audited by a contracted minority business account firm. They audited three specific grants and completed that last week. There were no findings from that audit.

Dan Tarwater III, County Legislator, asked if there were any issues that came up during the audit. Mr. Nibarger said there were no significant issues in the audit process. Questions came up, as is expected, but nothing problematic.

Jalen Anderson, County Legislator, asked who the auditors were that performed the Pension Trust Fund audit. Mr. Nibarger said that was performed by RSM. Troy Schulte, County Administrator, said there is an auditor for the Pension Trust Fund, a separate auditor for grants, and AGH conducts the overall audit. Cheryl Colter said Mayer, Hoffman, McCann conducts the Developmental Disability fund audit. Mr. Nibarger receives these other audits and relies on the unmodified opinions from those audit firms.

Ronald E. Finley, County Legislator, asked about the cyber security threat. Mr. Nibarger said these risks have increased nationwide. They include this statement on all of their audits to spark their clients to evaluate their cyber security controls. Troy Schulte said the County has invested in the necessary equipment and technology for data storage and recovery. The County has more work to do including cyber security insurance and some of those requests will come up in the 2023 budget.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Caleb Clifford, Chief of Staff, said the County and City of Kansas City softball game raised \$17,000.00 to benefit the Negro Leagues Baseball Museum. He thanked Legislators Miller, Burnett, Franklin, Tarwater and Anderson for their participation and support as well as County associates.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

None.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5635](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[21002](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21003](#) Public Works Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5635](#) AN ORDINANCE repealing sections 4720., 4721., 4722., 4723., and 4724., Jackson County Code, 1984, relating to County indigent cremations and enacting, in lieu thereof, four new sections relating to the same subject.
(ADOPTED)

[21002](#) A RESOLUTION awarding contracts for the replacement of roofs on park structures for use by the Parks + Rec Department to Construction Management Services of Olathe, KS, and Blue Chip Roofing of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 52-22, at an actual aggregate cost to the County not to exceed \$149,703.00.
(ADOPTED)

[21003](#) A RESOLUTION awarding a thirty-four month term and supply contract for the maintenance and repair of fire suppression systems for use by the Facilities Management Division of the Public Works Department, to Johnson Controls of Lenexa, KS, under the terms and conditions set forth in Sourcewell Contract No. 030421-JHN, an existing competitively-bid contract.
(ADOPTED)

Ordinance #5635, Resolutions #21002 and #21003 were moved to the Consent Agenda for adoption.

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

Yes: 8 - Charlie Franklin, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

Absent: 1 - Theresa Cass Galvin

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5636](#)

Appropriating \$262,000.00 from the undesignated fund balance of the 2022 Park Fund and \$38,000.00 from the undesignated fund balance of the 2022 Park Enterprise Fund to cover the increased cost of gasoline for use by the Parks + Rec Department.

(Assigned to the Budget Committee.)

[5637](#)

Submitting to the qualified voters of Jackson County, Missouri, at the general election to be held on November 8, 2022, a question authorizing Jackson County, solely for the purpose of continuing its Community Children's Services Fund to provide services to protect the well-being and safety of children and youth nineteen years of age or less and to strengthen families, to extend its countywide sales tax, at the rate of one-fourth of one cent.

(Assigned to the Legislature As A Whole.)

Tony Miller, County Legislator, said the Children's Services Fund sales tax began in 2016 and has grown to distribute \$68 million to agencies throughout the County. Renewal of this sales tax has the full support of the Children's Services Fund board. The renewal will increase the sales tax from one-eighth cent to one-quarter cent and eliminates the sunset. Dan Tarwater III said the Children's Services Fund has done a great job in our community. Much credit goes to Crystal Williams for spearheading this sales tax. This fund fills holes in funding for children from the state and federal governments. Jeanie Lauer said she would like to see the question fully vetted with a public hearing. Jay Haden, Chief Deputy County Counselor, said there is no legal requirement for a public hearing. Ronald E. Finley said these are good questions that should be discussed in a public hearing. Tony Miller said he has no objection to a public hearing next week.

A public hearing regarding Ordinance #5637 will be held on Monday, July 25, 2022, at 10 a.m. in the Legislative Assembly Area, 415 E. 12th Street, 2nd Floor, Kansas City, Missouri.

[5638](#)

Appropriating \$18,290.00 from the undesignated fund balance of the 2022 Grant Fund and authorizing the Director of Public Works to execute Supplemental Agreement No. 2 to the Engineering Services Contract with Wilson & Company, Inc., Engineers & Architects of Kansas City, MO for the Haines Road Bridge Replacement Project No. 3241, at a cost to the County not to exceed \$18,290.00.

(Assigned to the Finance and Audit Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21007](#)

A motion was made by Crystal Williams, seconded by Tony Miller, to adopt Resolution #21007, in support of abortion rights and other reproductive rights and in opposition to the U.S. Supreme Court's decision in Dobbs v. Jackson Women's Health Organization and urging federal elected officials to codify abortion rights and other reproductive rights. The motion passed by a roll call vote:

Yes: 5 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett and Ronald E. Finley

No: 2 - Dan Tarwater III and Jeanie Lauer

Abstain: 1 - Charlie Franklin

Absent: 1 - Theresa Cass Galvin

(ADOPTED)

Tony Miller said he is supporting this resolution because he must face the four women in his household that have expressed concerns about getting the health care they need. Jalen Anderson said although Jackson County is not a state or federal government, the Supreme Court created a tension throughout the county in which the state is telling people what they can and cannot do with their bodies, whether an issue is medically necessary or because of a sexual assault. These actions by the government are a dangerous overreach. Tony Miller said this resolution is germane to Jackson County because the County provides health insurance plans. Crystal Williams, County Legislator, said she introduced this resolution because of concerns expressed by her constituents. Ronald E. Finley said Roe v. Wade has been consistently upheld for 50 years. Signing on as a co-sponsor speaks for itself.

[21008](#)

Transferring \$484,815.00 within the 2022 County Improvement Fund and awarding a contract for third-party compliance review services with Strategic Workplace Solutions, Inc., of Belton, MO, under the terms and conditions of Request for Qualifications No. 18-22, at a cost to the County not to exceed \$484,815.00.

(Assigned to the Budget Committee.)

[21009](#) Awarding a contract for the repair of the Lake Jacomo concrete spillway for use by the Parks + Rec Department to Radmacher Brothers Excavating of Pleasant Hill, MO, under the terms and conditions of Invitation to Bid No. 61-22, at an actual cost to the County in an amount not to exceed \$1,210,968.00.

(Assigned to the Finance and Audit Committee.)

[21010](#) Awarding twelve-month term and supply contracts with one twelve-month option to extend for the furnishing of pump maintenance and repair services, for use by the Parks + Rec Department to Letts, VanKirk and Associates of Kansas City, KS, and Alliance Pump & Mechanical of Independence, MO, under the terms and conditions of Invitation to Bid No. 45-22.

(Assigned to the Finance and Audit Committee.)

[21011](#) Awarding a contract for the furnishing of a fairway mower for use by the Parks + Rec Department to Van-Wall Equipment, Inc., of Lenexa, KS, under the terms and conditions of Invitation to Bid No. 65-22, at an actual cost to the County in the amount of \$71,243.00.

(Assigned to the Finance and Audit Committee.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Ronald E. Finley asked for an update from the Health Department regarding the spread of current variant of COVID-19. He believes things are changing. The Health Department reports looks similar despite the fact that media reports the cases have increased by 25%. He would like information regarding available locations for COVID testing. Caleb Clifford said they are working to find a date for a presentation from the Health Department. Mr. Clifford said there are tests available from the City of Kansas City Health Department. The Jackson County Health Department is located in Independence. Other entities also provide tests. These entities are coordinating on providing tests throughout the area.

Dan Tarwater III asked if people taking home tests are reporting positive tests. Mr. Clifford said those home tests are not included in the Health Department report and in the numbers referenced in the County's red, yellow, and green classification structure.

Jeanie Lauer said she has had questions regarding monkey pox. The questions are about a vaccine against monkey pox and how monkey pox is transmitted. She asked that the monkey pox issue be included in a report

from the Health Department.

14 NEW BUSINESS

None.

15 ADJOURNMENT

A motion was made by Dan Tarwater III, seconded by Tony Miller, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, July 25, 2022 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.