



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

Jackson County Courthouse
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Kansas City, Missouri 64106
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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)*

Monday, July 31, 2023

3:00 PM

Twenty-eighth 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 Jeanie Lauer, seconded by Manuel Abarca IV to approve the journal of the previous meeting held on July 17, 2023. The motion passed by a voice vote.

4 HEARINGS

Cheryl Colter, Deputy Director of Accounting, introduced Jonathon Nibarger, Vice President, and Brian Holst, Vice President, of Allen, Gibbs, & Houlik, the County's independent auditing firm, to present the Annual Comprehensive Financial Report for the period ending December 31, 2022.

Mr. Nibarger said the accounting firm is required to keep the Legislature informed of significant matters related to audit. The supplemental report from the firm relates to the adoption of, or change in, accounting policies. During the year ended December 31, 2022, management implemented Governmental Accounting Standards (GASB) Board Statement 87, Leases, which resulted additional amounts for leases payable and leases receivables.

Mr. Nibarger said the second area covered in the supplemental report is

related to accounting estimates. He said, not all numbers are hard and fast numbers, and some accounting estimates are an integral part of the preparation of financial statements. The estimates include the total other post-employment benefit liability, the net pension liability, compensated absences, and allowances on doubtful accounts.

Mr. Nibarger said the report lists an audit adjustment and uncorrected misstatement related expenses recorded for the wrong period for the Anti-Crime Sales Tax Fund. There were no uncorrected misstatements.

There are three different levels of deficiencies, lowest is a control deficiency, the middle is a significant deficiency, and the highest level is a material weakness. Mr. Nibarger said there was a material weakness that was noted regarding the audit adjustment related to the Anti-Crime Sales Tax Fund mentioned earlier.

The goal of the audit is to determine if the County complies with all regulations and do the financial statements accurately reflect the books and records of the County. The answer is yes to both of those questions.

The Financial Statement and Auditor's Report is in the Annual Comprehensive Financial Report book distributed to the Legislature. This includes standards and their opinion as part of the audit. They issued an unmodified opinion, the highest level of review. The County received a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association. The report also lists that the fund balance increased about \$40 million and governmental funds overall were about \$46 million. These all speak highly of the financial management of the County.

Jeanie Lauer, County Legislator, asked about the summary and if there was concern about the estimates. Mr. Nibarger said there were no concerns about the estimates. This is standard language. Ms. Lauer asked Troy Schulte, County Administrator, about his takeaways. Mr. Schulte said this is a good financial report, and the County has consistently had clean audits. The new financial system to go live in 2024 will help streamline these processes. The one material note was a timing issue based on when a payment was made. Ms. Lauer asked about issues related to cyber security. Mr. Schulte said he believes the new system will strengthen the cyber security issues, which are ongoing concerns especially with out-of-date systems. They have explored the idea of cyber security insurance for 2024.

Manuel Abarca IV, County Legislator, asked about changes from 2020 when the state auditor conducted an audit of the County. Mr. Schulte said the state audit focused on an earlier period, before 2018. One of the issues was underestimating costs in the budgets and they have tried to fix many of those issues. Many of these processes have improved.

Sean E. Smith, County Legislator, asked about the process to ascertain the amount of funds the County collects. Mr. Schulte said the county historically collects 87 to 91 percent of the amounts billed. They are confident that number will not move significantly because the taxing jurisdictions will lower their levies to balance out the collection.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Manuel Abarca IV asked where the County Executive is. Mr. Schulte reported that he does not keep the County Executive's schedule. As of this morning the County has seen 49,000 appeals. About 22 percent have been resolved. They have not seen any surge in appeals or calls to the call center. Assessment staff and Collection staff are handling the call center with about 12 associates.

Mr. Abarca asked about the commercial appeal process. Mr. Schulte said the BOE is starting commercial appeals and they are meeting with their tax advisors that represent many of these commercial properties. Mr. Schulte said the new assessment system is up and running well. The Administration is still in conversation with Tyler Technologies over the customer service issues they encountered. There is about \$5 million left on the Tyler Technology contract.

Sean E. Smith asked about the appeal process. Mr. Schulte said the taxpayer will meet with a real estate broker first, to go over values and see if they can reach a consensus of the market. If they cannot reach a value, a member of the assessment staff or Tyler Technology staff will review the data used to reach a value. If they reach an agreement the taxpayer will sign a stipulation that will be approved by the Board of Equalization. If they cannot reach an agreement, then the appeal goes to the BOE. A hearing officer will meet with the taxpayer to try to reach an agreement. If that is not accomplished, the taxpayer can present their evidence to the BOE who will hear the evidence and vote on the value. The BOE may set a value at a higher number than what was initially presented.

Manuel Abarca IV asked about the term sheet with the Royals. Mr. Schulte said he would defer that information to the County Executive. The Administration has a term sheet, but he would characterize it as more of a

general restatement of the current reality. The purview of discussions is still at a general nature. Mr. Abarca asked if the County has quantified the impact if the Royals were to leave the County. The sales tax renews in 2031. This would have to go before the voters. Mr. Schulte said there is a lot of work to be done.

Megan L. Marshall, County Legislator, asked about updates on the Historic Truman Courthouse. Mr. Schulte said they are waiting on new furnishings for the Recorder of Deeds office and new carpeting. These furnishings were damaged with the sewer break. An awning has been installed outside the building for citizens to wait. The building is not structured for many people to be there. They need space for a lobby waiting area. Any renovation would be expensive because the building is more than 100 years old.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5765](#) Budget Committee moved to perfect. Consent Agenda.

[5767](#) AN ORDINANCE appropriating \$23,000,000.00 from the undesignated fund balance of the 2022 ARPA Fund for the purpose of construction improvements and furnishings of the 1300 Washington Administration Building at a cost of \$17,000,000.00, and for improvements to the second floor of the Downtown Courthouse at a cost of \$4,000,000.00 and the Historic Truman Courthouse at a cost of \$2,000,000.00.

(Budget Committee - 2nd. Perfection)

Manuel Abarca IV said this ordinance will be held pending attendance of the County Executive to answer questions.

[5768](#) Budget Committee moved to perfect. Consent Agenda.

[5769](#) AN ORDINANCE appropriating \$3,000,000.00 from the undesignated fund balance of the 2023 Health Fund in acceptance of funds from the opioid class action legal settlement and authorizing the County Executive to enter into an agreement with University Health for the purpose of constructing a new opioid treatment center.

(Health and Environment Committee - 1st. Perfection)

The Health and Environment Committee will have a public hearing regarding Ordinance #5769 on Monday, August 7, 2023 in the Kansas City Legislative Assembly Area at a time to be determined.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5766](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[21323](#) A RESOLUTION expressing support of the Legislature for Missouri Senate Bill 190 for potential real property tax relief and overall support for equitable property taxes.

(Inter-Governmental Affairs Committee - 3rd. Meeting)

[21334](#) Expressing the intent of the Legislature to request that the Board of Equalization extend the appeals deadline for real property valuation to allow taxpayers adequate time to file their appeals and to allow time for the taxing jurisdictions to consider rolling back their respective levies.

(WITHDRAWN BY SPONSOR MANUEL ABARCA IV. CONCURRED BY MEGAN MARSHALL AND SEAN SMITH.)

[21340](#) Budget Committee moved to adopt. Consent Agenda.

[21341](#) Finance and Audit Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5765](#) AN ORDINANCE repealing sections 5400. and 5410., Jackson County Code, 1984, relating to the building code, and enacting, in lieu thereof, two new sections relating to the same subject.

(PERFECTED)

[5768](#) AN ORDINANCE appropriating \$25,000.00 from the undesignated fund balance of the 2023 Grant Fund, in acceptance of a grant received from the United States Office of National Drug Control Policy, High Intensity Drug Trafficking Area program, for use by the Jackson County Drug Task Force.

(PERFECTED)

[5766](#) AN ORDINANCE transferring to and appropriating from the undesignated fund balance of the 2023 Grant Fund \$10,000.00 for reimbursement of overtime expenses associated with a joint drug investigation "Operation Twisted Tiger."

(ADOPTED)

[21340](#) A RESOLUTION transferring \$117,460.00 within the 2023 General Fund to cover a one-time cost to implement C1CX a contact infrastructure for the Jackson County Circuit Court.

(ADOPTED)

[21341](#)

A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the Jackson County Historical Society for record archiving services, at an actual cost to the County in the amount of \$36,000.00.

(ADOPTED)

Ordinance #5765 and #5768 were moved to the Consent Agenda for perfection. Ordinance #5766 and Resolutions #21340 and #21341 were moved to the Consent Agenda for adoption.

A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to approve the Consent Agenda. The motion passed by a roll call vote:

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5770](#)

Appropriating \$200,000.00 from the undesignated fund balance of the 2023 American Rescue Plan Fund and awarding a twelve-month contract, with two twelve-month options to extend, for the furnishing of community surveys and engagement software to Zencity of Harris County, Texas under the terms and conditions of OMNIA Partners contract no. 191902, an existing government contract.

(Assigned to the Budget Committee.)

[5771](#)

A motion was made by Venessa Huskey, seconded by Manuel Abarca IV to perfect Ordinance #5771. The motion passed by a voice vote.

(PERFECTED)

[5771](#)

A motion was made by Venessa Huskey, seconded by Manuel Abarca IV, to adopt Ordinance #5771, appropriating \$6,000.00 from the undesignated fund balance of the 2023 Grant Fund in acceptance of grant funds awarded to the Family Court Division by the Family Court Committee of the Supreme Court of Missouri. The motion passed by a roll call vote:

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

(ADOPTED)

[5772](#)

Appropriating \$18,000.00 from the undesignated fund balance of the 2023 Grant Fund in acceptance of grant funds awarded to the Family Court Division by the Family Court Committee of the Supreme Court of Missouri for the Juvenile Justice Program Assistance Grant.

(Assigned to the Finance and Audit Committee.)

[5773](#)

A motion was made by Venessa Huskey, seconded by Megan L. Marshall to perfect Ordinance #5773. The motion passed by a voice vote.

(PERFECTED)

[5773](#)

A motion was made by Venessa Huskey, seconded by Megan L. Marshall, to adopt Ordinance #5773, appropriating \$185,558.00 from the undesignated fund balance of the 2023 Grant Fund, in acceptance of the Family Court Division's Juvenile Court Diversion grant received from the State of Missouri, Division of Youth Services. The motion passed by a roll call vote:

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

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21346](#)

Expressing the intent of the Legislature to recommend amending Missouri state statute to allow for a mid-year tax collection date as opposed to the current collection date of December 31st.

(Assigned to the Inter-Governmental Affairs Committee.)

[21347](#)

A motion was made by Sean E. Smith, seconded by Venessa Huskey, to adopt Resolution #21347, awarding a thirty-six-month term and supply contract, for the furnishing of Workday configured timeclocks, implementation and integration services, and software maintenance for use by the 16th Circuit Court and various County departments to Accu-Time Systems Inc., of Ellington, CT of under the terms and conditions of Request for Proposals No. 23-038. The motion passed by a roll call vote:

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

(ADOPTED)

Michael Erickson, Director of IT, explained Resolution #21347.

- [21348](#) A motion was made by Manuel Abarca IV, seconded by Megan L. Marshall, to adopt Resolution #21348, authorizing the Jackson County Legislature to hold a closed meeting on Monday, July 31, 2023, 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: 9 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith
(ADOPTED)
- [21349](#) Awarding a twenty-four month term and supply contract, with one twelve-month option to extend, for the furnishing of petroleum products for use by various County Departments to Heathwood Oil of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 23-035.
(Assigned to the Finance and Audit Committee.)
- [21350](#) Awarding a twenty-four month term and supply contract, with one twelve-month option to extend, for the furnishing of trailer maintenance and repair for use by various County Departments to Reign Enterprises, LLC of Raymore, MO, under the terms and conditions of Invitation to Bid No. 23-043.
(Assigned to the Finance and Audit Committee.)
- [21351](#) Awarding a thirty-six month contract, with two twelve-month options to extend, for the furnishing of comprehensive medical, dental, and pharmaceutical services to inmates at the Jackson County Detention Center to Advanced Correctional Healthcare of Peoria, IL, under the terms and conditions of Request for Proposals No. 23-014 at an actual cost to the County for 2023 not to exceed \$3,408,500.00.
(Assigned to the Justice and Law Enforcement Committee.)
- [21352](#) Honoring Jessica McCallop-McClellan, for her commitment to community service and advocacy for underserved communities in Jackson County, MO and around the world.
(Assigned to the Legislature As A Whole.)
- [21353](#) A motion was made by Megan L. Marshall, seconded by Donna Peyton, to adopt Resolution #21353, recognizing Jaida Terrell on completion of the Macedonia Baptist Church's two-year Youth Leadership Program. The motion passed by a roll call vote:
Yes: 9 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

(ADOPTED)

[21354](#)

A motion was made by Jalen Anderson, seconded by Manuel Abarca IV, to adopt Resolution #21354, recognizing Marlon Andrews II on completion of the Macedonia Baptist Church's two-year Youth Leadership Program. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Absent: 1 - Megan L. Marshall

(ADOPTED)

[21355](#)

A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to adopt Resolution #21355, congratulating Hope House domestic violence shelter on the occasion of its "Believe 2023" annual fundraising gala to be held August 5, 2023, at Loews Kansas City Hotel. The motion passed by a roll call vote:

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

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

DaRon McGee said the County Executive vetoed Ordinance #5764 related to the use tax. Legislative Rules require six affirmative votes to override the veto.

Charlie Franklin, County Legislator, said he will vote for this to move the issue forward. But, he said, he believes the Legislature is being stubborn by not listening to the recommendation of County Administrator Troy Schulte. He feels it would be nice if everyone can get together and work together on the common goal.

A motion was made by Megan Marshall, seconded by Venessa Huskey to override the veto of Ordinance #5764. The motion passed by a roll call vote:

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

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

14 NEW BUSINESS

Closed meeting per Resolution #21348.

The County Legislature recessed to go into closed session.

The County Legislature reconvened.

Sean E. Smith distributed a resolution from the floor without a number. He said it was a petition asking the Board of Equalization to act to provide a level rate. Bryan Covinsky, County Counselor, said resolutions need to go through the County Counselor's Office, to be approved to form and to appear on the printed agenda. The County Counselor's office will review the draft and have it on next week's agenda.

Sean E. Smith requested an ordinance to enact SB190. Mr. Covinsky said he will need to review that information. He sent an email with feedback about SB190 to some of the legislators. He will forward that information to all the Legislators. This information is from the Missouri Association of Counties. Mr. Smith said SB190 will not go into effect until August 28, 2023. He said many seniors do not feel comfortable with the appeal process. He wants this ordinance to be on a firm timeline. DaRon McGee, County Legislator, requested something to be drafted by next week on language for SB190. Mr. Covinsky said no County in Missouri has passed any legislation on SB190.

15 ADJOURNMENT

A motion was made by Jeanie Lauer, seconded by Venessa Huskey, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, August 7, 2023 at 3:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.