



Jackson County Missouri JOURNAL

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

County Legislature

Office of
Mary Jo Spino
Clerk of the 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)*

Monday, November 20, 2017

2:30 PM

Forty-sixth 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 November 13, 2017. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5047](#) Consent Agenda.

[5048](#) Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5045](#) AN ORDINANCE repealing sections 9305., 9306. and 9307. Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, three new sections relating to the same subject.
(PERFECTED)

8 RESOLUTIONS IN COMMITTEE

[19637](#) The Justice and Law Enforcement Committee moved to approve the Justice and Law Committee Amendment dated November 20, 2017 for Resolution #19637, to delete the word "Health" and insert the word "General" before the word "Fund" in the heading and under the heading "DEPARTMENT/DIVISION" in the last paragraph; to delete the words "Non-Departmental" and insert the words "Corrections - RCC & KCPD", to delete the numbers "002-5102" and insert the numbers "001-2702", to delete the numbers "002-5102" and insert the numbers "001-2701" under the heading "DEPARTMENT/DIVISION", to delete the numbers and words "56790 - Other Contractual Svcs" and insert "55060 - Insurance Benefits" under the heading "CHARACTER DESCRIPTION" all in the final paragraph on page one; to delete number "002 5102 56790" and insert the number "001 2702 55060" after the words "ACCOUNT NUMBER", to delete the word "Health" and insert the word "General" before the word "Fund", to delete the words "Non-Departmental" and insert the words "Corrections - RCC & KCPD", to delete the words "Other Contractual Services" and insert the words "Insurance Benefits" after the words "ACCOUNT TITLE" all in the fiscal note on page two. Consent Agenda.

[19638](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[19639](#) Land Use Committee moved to adopt. Consent Agenda.

[19640](#) Public Works Committee moved to adopt. Consent Agenda.

[19641](#) Health and Environment Committee moved to adopt. Consent Agenda.

[19642](#) Public Works Committee moved to adopt. Consent Agenda.

[19643](#) Public Works Committee moved to adopt. Consent Agenda.

[19644](#) Public Works Committee moved to adopt. Consent Agenda.

[19646](#) Anti-Drug Committee moved to adopt. Consent Agenda.

[19647](#) Land Use Committee moved to adopt. Consent Agenda.

- [19649](#) Finance and Audit Committee moved to adopt. Consent Agenda.
- [19650](#) Finance and Audit Committee moved to adopt. Consent Agenda.
- [19651](#) Finance and Audit Committee moved to adopt. Consent Agenda.
- [19652](#) Finance and Audit Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

- [5047](#) AN ORDINANCE repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges, and enacting, in lieu thereof, a new schedule relating to the same subject.
(PERFECTED)
- [5048](#) AN ORDINANCE reappropriating \$41,819.00 from the undesignated fund balance of the 2017 Park Fund to complete the Parks + Rec Fleming Park Maintenance Facility Project No. 3200.
(PERFECTED)
- [19637](#) A RESOLUTION transferring \$45,940.00 within the 2017 General Fund to cover the cost of emergency egress improvements for use by the Department of Corrections.
(ADOPTED)
- [19638](#) A RESOLUTION transferring \$44,000.00 within the 2017 Special Road and Bridge Fund to cover the cost of maintenance on fleet vehicles for use by the Sheriff's Office.
(ADOPTED)
- [19639](#) A RESOLUTION transferring \$28,571.00 within the 2017 Park Fund and awarding a contract for the furnishing of picnic tables for use by the Parks + Rec Department to R.J. Thomas Manufacturing of Cherokee, IA, under the terms and conditions of Invitation to Bid No. 80-17, at a cost to the County not to exceed \$28,571.00.
(ADOPTED)
- [19640](#) A RESOLUTION awarding a twenty-four month term and supply contract, with two twelve-month options to extend, for the furnishing of ready mix concrete for use by the Parks + Rec and Public Works Departments to Penny's Concrete, Inc., of Shawnee Mission, KS, under the terms and conditions of Invitation to Bid No. 68-17.
(ADOPTED)

[19641](#) A RESOLUTION transferring \$23,000.00 within the 2017 Health Fund to cover unanticipated cost overruns to fund indigent attorney fees in contested mental health and guardianship cases within the Probate Court system.
(ADOPTED)

[19642](#) A RESOLUTION awarding twenty-four month term and supply contracts with three twelve- month options to extend for the furnishing of general contracting services for use by various county departments to Ideal Construction of Weston, MO, NW Rogers Construction of Blue Springs, MO, and Caman Construction of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 51-17.
(ADOPTED)

[19643](#) A RESOLUTION authorizing the Trustees of the Land Trust of Jackson County to convey two parcels of real property located in Jackson County, Missouri, to Jackson County, Missouri, for the Rock Island Rail Corridor, for rehabilitation and redevelopment in accordance with section 141.750.2, RSMo 2016.
(ADOPTED)

[19644](#) A RESOLUTION transferring \$62,656.00 within the 2017 Special Road and Bridge Fund and awarding a contract for the furnishing of a skid steer loader and planer for use by the Public Works Department to Clark Equipment Company d/b/a Bobcat Company of West Fargo, ND, under the terms and conditions of National Joint Powers Alliance (NJPA) Contract No. 042815-CEC, an existing government contract, at an actual cost to the County not to exceed \$62,656.00.
(ADOPTED)

[19646](#) A RESOLUTION authorizing the County Executive to execute an agreement with Benilde Hall, which is engaged in anti-drug and anti-violent crime treatment activities and purposes, at a cost to the County not to exceed \$9,630.00.
(ADOPTED)

[19647](#) A RESOLUTION authorizing the County Executive to execute a General Indemnity Agreement with Travelers Casualty and Surety Company, in support of a surety bond for a dormant gas well for the use and benefit of the Parks + Rec Department.
(ADOPTED)

[19649](#) A RESOLUTION awarding a three-year term and supply contract for employee group life, additional life, and dependent life insurance for use countywide to the Standard Insurance Company of Portland, OR, under the terms and conditions of Request for Proposals No. 72-17.

(ADOPTED)

[19650](#) A RESOLUTION authorizing the County Executive to designate Garry and Associates of North Kansas City, MO, as the Agent of Record related to the County's employee group life insurance, at no cost to the County.

(ADOPTED)

[19651](#) A RESOLUTION authorizing the County Executive to execute the Universal Floodwater Detention TIF Plan Cooperative Agreement with the City of Kansas City, Missouri, and the Tax Increment Financing (TIF) Commission of Kansas City, Missouri, related to the distribution of Special Allocation Funds in connection with a certain TIF redevelopment project.

(ADOPTED)

[19652](#) A RESOLUTION transferring \$114,000.00 within the 2017 General Fund, \$43,000.00 within the 2017 Park Fund, and \$4,000.00 within the 2017 Assessment Fund to cover budget shortfalls for telephone maintenance and utility costs.

Ordinances #5047 and #5048 were moved to the Consent Agenda for perfection. Resolutions #19637, #19638, #19639, #19640, #19641, #19642, #19643, #19644, #19646, #19647, #19649, #19650, #19651 and #19652 were moved to the Consent Agenda for adoption.

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

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5049](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #5049. The motion passed by a voice vote.

[5049](#) A motion was made by Alfred Jordan, seconded by Dennis Waits, to adopt Ordinance #5049, appropriating \$7,000.00 from the undesignated fund balance of the 2017 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Missouri Department of Elementary and Secondary Education for the National School Lunch Program. The motion passed by a roll call vote:

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

(ADOPTED)

[5050](#) Appropriating \$3,056.00 from the undesignated fund balance of the 2017 Park Fund in acceptance of insurance proceeds for the loss of a trailer, for use by the Parks + Rec Department.

(Assigned to the Land Use Committee.)

[5051](#) Setting the 2018 Jackson County, Missouri tentative tax levy.

(Assigned to the Legislature As A Whole.)

[5052](#) 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, 2018.

(Assigned to the Legislature As A Whole.)

Sergeant Doug Blodgett with the Traffic Safety Unit explained Ordinance #5053.

[5053](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #5053. The motion passed by a voice vote.

[5053](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III, to adopt Ordinance #5053, transferring \$3,920.00 within the 2017 Special Road and Bridge Fund, appropriating \$9,650.00 from the undesignated fund balance of the 2017 Grant Fund, and authorizing the County Executive to execute a Program Agreement with the Missouri Highway and Transportation Commission in acceptance of the Blueprint for Safer Roadways Program grant, and authorizing the Director of Finance and Purchasing to accept the donation of a police interceptor vehicle received from the City of Independence Police Department in connection with the grant program. The motion passed by a roll call vote:

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

(ADOPTED)

[5054](#) Transferring \$33,734.00 within the 2017 Special Road and Bridge Fund, appropriating \$33,734.00 from the undesignated fund balance of the 2017 Grant Fund, awarding a contract on Bid No. PW 08-2017 for the Pavement Repair/Overlay at Longview Lake Project, No. 3219, to Musselman & Hall Contractors of Kansas City, MO, at a cost to the County in the amount of \$380,734.00, and authorizing the Director of Public Works to approve line item adjustments at no additional cost to the County.

(Assigned to the Land Use Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19653](#) Transferring \$2,049.00 within the 2017 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an Agreement with the City of Kansas City, Missouri, for the partial funding of a code enforcement officer for the Prosecuting Attorney's Office's Drug Abatement Response Team (DART) Program, at a cost to the County not to exceed \$24,000.00.

(Assigned to the Anti-Drug Committee.)

[19654](#) A motion was made by Dennis Waits, seconded by Greg Grounds, to adopt Resolution #19654, transferring \$62,122.00 within the 2017 Assessment Fund to cover budget shortfalls for printing and other services for use by the Assessment Department. The motion passed by a roll call vote:

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

(ADOPTED)

[19655](#) Authorizing Change Order No. 1 to the contract with Superior Bowen Asphalt Co., LLC, of Kansas City, MO, for the 2017 Pavement Maintenance Project, Phase 1 (asphaltic concrete overlay), No. 3209, increasing the contract amount by \$77,039.00.

(Assigned to the Public Works Committee.)

[19656](#) Transferring \$10,326.00 within the 2017 Anti-Drug Sales Tax Fund to cover the costs of vacation and sick leave payouts for certain associates within the COMBAT administration.

(Assigned to the Anti-Drug Committee.)

[19657](#) Authorizing the Director of Parks + Rec to execute a one-year Usage Agreement with the City of Lee's Summit to provide for recreation activities for use by the Parks + Rec Department's Special Population Services Division.

(Assigned to the Land Use Committee.)

[19658](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Resolution #19658, authorizing the County Executive to execute an Addendum to the Agreement with Cheiron of McLean, VA, for the furnishing of an actuarial study related to the Jackson County Employees' Pension Plan, at an additional cost to the County not to exceed \$8,000.00. The motion passed by a roll call vote:

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

(ADOPTED)

[19659](#)

Awarding a contract on Bid No. PW 07-2017 for the Rock Island Rail Corridor Shared Use Path - South Segment Project, No. 3205 to Radmacher Brothers Excavation Co., Inc., of Pleasant Hill, MO, at a cost to the County not to exceed \$3,439,543.00, and authorizing the Director of Public Works to approve line item adjustments at no additional cost to the County.

(Assigned to the Finance and Audit Committee.)

12 COUNTY EXECUTIVE ORDERS

[17-21](#)

I hereby establish the Jackson County Jail Task Force. The Jail Task Force shall consist of the following:

- John Fierro, President/CEO Mattie Rhodes Center - Co-Chair
- Gayle Holliday, Freedom Inc. President - Co-Chair
- Jean Peters Baker, Jackson County Prosecutor
- Alvin Brooks, Community Activist
- Scott Burnett, Jackson County Legislature Chairman
- Alissia Canady, KCMO City Councilwoman 5th District
- Carol Coe, Lawyer/Former County Legislator/Former City Councilwoman
- Karen Curls, MCC Division of Social Science Chair
- Niki Lee Donawa, TMC Chief Community Relations Officer
- State Rep. Brandon Ellington, District 22
- Joseph Megerman, Deputy District Defender, Missouri Public Defender's Office
- Brent Morris, Regional Director, Missouri Probation and Parole
- Captain Doug Niemeier, Kansas City Police Department East Patrol
- Lisa Pelofsky, CEO Pelofsky & Associates
- Mike Schumacher, Assistant to the City Manager KCMO
- Mike Sharp, Jackson County Sheriff
- Judge John Torrence, Presiding Judge Circuit Court Division 14

The Jail Task Force shall review and make recommendations related to maintenance and staffing costs, current and future capacity needs, regional cooperation, recidivism prevention measures, alternatives to incarceration, and new facility construction versus current facility renovation.

The Jail Task Force is charged with presenting findings and recommendations to the County Executive and County Legislature on or before May 21, 2018.

Discussion regarding County Executive Order #17-21.

After much discussion, Scott Burnett, Chairman said he just received a text from Caleb Clifford that said a memorandum regarding the bond issuance will be sent to the County Legislature as soon as possible.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Scott Burnett, Chairman said Mike Burke is trying to build a new hotel downtown and has asked the County Legislature to adopt a Resolution of endorsement, which is an urgent matter for Mr. Burke.

Jay Haden, Chief Deputy County Counselor, explained that the County Counselor's office has been talking to the proponents of the convention hotel about various tax treatments for the hotel. He said the Jackson County Collections Department would be required to collect these taxes and there are several unique circumstances that are not generally required by law. There are issues regarding economic activity taxes that will be put into this project. Jackson County has received a proposed agreement that will be reviewed by the Counselor's office and the Chief Financial Officer. He is optimistic they can have legislation prepared for next week.

Scott Burnett announced that the next legislative meeting will be rescheduled to be held on Tuesday, November 28, 2017 at 9 a.m. in the Kansas City Legislative Assembly Area.

15 ADJOURNMENT

A motion was made by Alfred Jordan, seconded by Dennis Waits, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until TUESDAY, November 28, 2017 at 9:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.