



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

*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)*

Tuesday, November 27, 2018

2:30 PM

Forty-seventh Regular Meeting

Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers

The Legislative Meeting scheduled for Monday, November 26, 2018 was canceled due to inclement weather. The meeting was rescheduled for Tuesday, November 27, 2018. Alfred Jordan, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 7 - Garry Baker, Crystal Williams, Tony Miller, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent 2 - Scott Burnett and Greg Grounds

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 Crystal Williams to approve the journal of the previous meeting held on November 19, 2018. 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

[5175](#) Land Use Committee moved to perfect. Consent Agenda.

[5176](#) Health and Environment Committee moved to perfect. Consent Agenda.

[5177](#) AN ORDINANCE setting the 2019 Jackson County, Missouri tentative tax levy.
(Legislature As A Whole - 1st. Perfection)

[5178](#) 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, 2019.
(Legislature As A Whole - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5173](#) Consent Agenda.

[5174](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[20048](#) Land Use Committee moved to adopt. Consent Agenda.

[20049](#) The Anti-Drug Committee moved to approve the Anti-Drug Committee Amendment dated November 27, 2018, for Resolution #20049, to delete the number "86,838.00" after the "\$" in the first line of the title and insert the number "62,575.00"; to insert the phrase "in 2018" after the word "County," to delete the number "86,838.00" after the "\$" and to insert the phrase "\$62,575.00 and a total three-year cost of \$130,225.00" in the last line of the title, all on page 1; to delete the number "43,419" and insert the number "31,287" in the FROM column for the CHARACTER DESCRIPTION - Other Professional Svs.; to delete the number "43,419" and insert the number "31,288" in the FROM column for the CHARACTER DESCRIPTION - Advertising; to delete the number "86,838" and insert the number "62,575" in the TO column for the CHARACTER DESCRIPTION - Software Purchases, all on page 2; to delete the number "43,419" and insert the number "31,287" after the words "NOT TO EXCEED" in the fiscal note for Other Professional Services; to delete the number "43,419" and insert the number "31,288" after the words "NOT TO EXCEED" for Advertising in the fiscal note; to delete the number "86,838" and insert the number "62,575" after the words "NOT TO EXCEED" in the fiscal note for Software Purchases, all on page 4. Consent Agenda.

[20050](#) Public Works Committee moved to adopt. Consent Agenda.

[20051](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5175](#) 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)

[5176](#) AN ORDINANCE appropriating \$30,691.00 from the undesignated fund balance of the 2018 Health Fund and authorizing the Director of Finance and Purchasing to issue a check to the Mid-America Regional Council in the amount of \$30,691.00 in relation to the Local Emergency Planning Committee (LEPC).
(PERFECTED)

[5173](#) AN ORDINANCE appropriating \$4,384.00 from the undesignated fund balance of the 2018 Special Road and Bridge Fund, in acceptance of insurance proceeds for the repair of a vehicle for use by the Public Works Department.
(ADOPTED)

[5174](#) AN ORDINANCE appropriating \$78,932.00 from the undesignated fund balance of the 2018 Health Fund to cover increased revenues for medical examiner services received from Clay County.
(ADOPTED)

[20048](#) A RESOLUTION awarding a twenty-four month term and supply contract with three twelve-month options to extend, for the furnishing of general grading and earthwork services for use by the Parks + Rec Department to She Digs It, LLC, of Blue Springs, MO, under the terms and conditions of Invitation to Bid No. 67-18.
(ADOPTED)

[20049](#) A RESOLUTION transferring \$62,575.00 within the 2018 Anti-Drug Sales Tax Fund and awarding a contract for the furnishing of grant management software for use by the COMBAT staff to Fluxx Labs of San Francisco, CA, under the terms and conditions of Request for Proposals No. 54-18, at an actual cost to the County in 2018 not to exceed \$62,575.00 and a total three-year cost of \$130,225.00.
(ADOPTED)

[20050](#) A RESOLUTION transferring \$160,301.00 within the 2018 Special Road and Bridge Fund and awarding a contract for the Hunt Road Bridge Replacement and Howell Road Bridge Repairs, County Project No. 3160, to Boone Construction Co., of Columbia, MO, under the terms and conditions of Invitation to Bid No. PW08-2018, at an actual cost to the County not to exceed \$458,251.00.

(ADOPTED)

[20051](#) A RESOLUTION transferring \$12,161.00 within the 2018 General Fund and authorizing the purchase of a John Deere ZTrak lawn mower for use by the Sheriff's Office from Deere and Company of Cary, KS, under the terms and conditions of NJPA Contract No. 062117-DAC, an existing competitively bid contract.

(ADOPTED)

Ordinances #5175 and #5176 were moved to the Consent Agenda for perfection. Ordinances #5173 and #5174 and Resolutions #20048, #20049, #20050, and #20051 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: 7 - Garry Baker, Crystal Williams, Tony Miller, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 2 - Scott Burnett and Greg Grounds

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5179](#) Appropriating \$34,686.00 from the undesignated fund balance of the 2018 Federal Forfeiture Fund to cover the purchase of a pickup truck under an existing term and supply contract.

(Assigned to the Justice and Law Enforcement Committee.)

[5180](#) Renewing a conditional use permit (CUP) in District AG (Agricultural) for a period of thirty years to operate a winery, subject to specified conditions as to a 7.00 ± acre tract.

(Assigned to the Land Use Committee.)

[5181](#) Renewing a conditional use permit (CUP) in District RR (Residential Ranchette) for a period of twenty years to operate a horse boarding and training facility, subject to specified conditions as to a 15.00 ± acre tract.

(Assigned to the Land Use Committee.)

[5182](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 5.40 ± acre tract from District AG (Agricultural) to District RE (Residential Estates), to create two single family residential lots.

(Assigned to the Land Use Committee.)

[5183](#) Vacating a portion of an unnamed, unimproved right-of-way lying north of Langsford Road.

(Assigned to the Land Use Committee.)

[5184](#) Renewing a conditional use permit (CUP) in District AG (Agricultural) for a period of twenty years to operate a horse boarding stable, subject to specified conditions as to a 15.00 ± acre tract.

(Assigned to the Land Use Committee.)

The Land Use Committee will hold a public hearing on Ordinances #5180, #5181, #5182, #5183, and #5184 at 1:30 P.M. on December 3, 2018, at the Jackson County Courthouse, 415 East 12th Street, 2nd Floor, Kansas City Legislative Assembly Area.

[5185](#) Repealing section 1516., Jackson County Code, 1984, relating to the Jackson County Employees' Pension Plan and enacting, in lieu thereof, one new section relating to the same subject.

(Assigned to the Finance and Audit Committee.)

[5186](#) Enacting new section 9604., Jackson County Code, 1984, relating to the Anti-Crime Sales Tax.

(Assigned to the Anti-Drug Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20052](#) A motion was made by Dennis Waits, seconded by Theresa Galvin, to adopt Resolution #20052, authorizing the Jackson County Legislature to hold a closed meeting on Tuesday, November 27, 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: 7 - Garry Baker, Crystal Williams, Tony Miller, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 2 - Scott Burnett and Greg Grounds

(ADOPTED)

- [20053](#) Authorizing the County Executive to execute an extension to the sub-agreement with the California State University, Fresno Foundation for the furnishing of project consulting services as part of the SMART Prosecution grant, at no additional cost to the County.
(Assigned to the Justice and Law Enforcement Committee.)
- [20054](#) Transferring \$17,189.00 within the 2018 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.)
- [20055](#) Transferring \$42,000.00 within the 2018 Special Road and Bridge Fund, to cover a budget shortfall for fuel within the Sheriff's Office.
(Assigned to the Justice and Law Enforcement Committee.)
- [20056](#) Transferring \$148,881.00 within the 2018 General Fund to reallocate budgeted funds within the Family Court Division.
(WITHDRAWN BY SPONSOR WAITS. CONCURRED BY TARWATER AND GALVIN.)
- [20057](#) Declaring certain vehicles and equipment within various County departments as surplus and unusable personal property and authorizing its disposal.
(Assigned to the Justice and Law Enforcement Committee.)
- [20058](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Resolution #20058, transferring \$20,000.00 within the 2018 Anti-Drug Sales Tax Fund and awarding a contract with three twelve-month options to extend for the furnishing of auditing services for use by the COMBAT staff to BKD CPA's and Advisors of Springfield, MO, under the terms and conditions of Request for Qualifications No. 63-18, at a cost to the County in 2018 not to exceed \$20,000.00 and a total cost not exceed \$100,000.00. The motion passed by a roll call vote:
Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin
Absent: 2 - Scott Burnett and Greg Grounds

(ADOPTED)

There was no objection to the consideration of Resolution #20059 - not on the printed agenda.

[20059](#)

A motion was made by Garry J. Baker, seconded by Dennis Waits, to adopt Resolution #20059, authorizing the County Counselor to execute Settlement Agreements with Mark M. and Rebecca M. Dye and Fernando Rodriquez Jr., and Shannon S. Rodriguez, concerning damages to their residential properties in unincorporated Jackson County allegedly caused by the County's negligence in connection with the 2006 Lazy Branch Creek Project. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 2 - Scott Burnett and Greg Grounds

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Dennis Waits, County Legislator, said that Greg Grounds had asked him to express his concern that as part of the budget process, the County was not working cooperatively with the Sixteenth Circuit Court. He stated that several years ago Steve Nixon, County Counselor, and Mike Sanders, County Executive, worked to smooth out this process so both parties could work well together to reach common goals related to the budget. Mr. Waits said he urges the Administration to work cooperatively with the Circuit Court in the budget process.

14 NEW BUSINESS

Closed meeting per Resolution #20052.

The County Legislature went into closed session.

The County Legislature reconvened.

Resolution #20059 was adopted at this time. See above for details.

15 ADJOURNMENT

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

Meeting adjourned until Monday, December 3, 2018 at 2:30 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.