



# 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

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

**Monday, September 30, 2019**

**1:00 PM**

**Thirty-eighth Regular Meeting**

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

Theresa Galvin, Chair, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III and Theresa Galvin  
Absent 1 - Jeanie Lauer

**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 September 23, 2019. The motion passed by a voice vote.

**4 HEARINGS**

*None.*

**5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE**

*None.*

**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

[5263](#)

A motion was made by Dan Tarwater III, seconded by Crystal Williams to perfect Ordinance #5263. The motion passed by a voice vote.

(PERFECTED)

[5263](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5263 as perfected, setting the 2019 merchants' and manufacturers' inventory replacement tax levy. The motion passed by a roll call vote:

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

Absent: 1 - Jeanie Lauer

(ADOPTED)

[5264](#)

A motion was made by Crystal Williams, seconded by Jalen Anderson, to approve Floor Amendment I for Ordinance #5264 dated September 30, 2019, to delete paragraphs 7 and 8 on page 2 and 3, "WHEREAS, during the 2018 calendar year, the actual sales tax revenues fell short of the 2018 estimated sales tax revenues by \$4,168,435.02 and, therefore, the 2019 Jackson County tax levy must be adjusted to reflect this decrease from the 2018 estimated revenues,; and, WHEREAS, this adjustment is made by deducting the \$4,168,435.02 from the 2019 estimated sales tax revenues (\$54,030,696.94) to produce \$49,862,261.92, of which 70% is used to reduce the 2019 total property tax levy; and," and insert the next four paragraphs "WHEREAS, section 67.500 defines "sales tax revenue collected" as the amount of sales tax revenue received by a county during the first six calendar months of any year multiplied by two, which is not to be confused with budgeted revenues; and, WHEREAS, during the 2018 calendar year, the sales tax revenue was estimated per section 67.500 at \$54,257,599.44, before economic activity taxes were paid; and, WHEREAS, during the 2018 calendar year, the actual sales tax revenue was \$50,089,164.42 after economic activity taxes were paid, resulting in a \$4,168,435.02 difference which will be used to adjust the 2019 sales tax revenue estimate per section 67.505.3; and, WHEREAS, the adjustment is made by deducting the \$4,168,435.02 from the 2019 estimated sales tax revenues of \$54,030,696.94 produce \$49,862,261.92, 70% of which is used to reduce the 2019 total property tax levy; now therefore," before the "BE IT ORDAINED" paragraph. The motion passed by a voice vote.

[5264](#)

A motion was made by Crystal Williams, seconded by Jalen Anderson, to perfect as amended Ordinance #5264. The motion passed by voice vote.

(PERFECTED)

*Ronald E. Finley, County Legislator, objected to the perfection of Ordinance #5264 (Amendment I). He asked if the Legislature was going to consider Proposed Amendment II to Ordinance #5264 since this proposed amendment is smaller than Amendment I. Crystal Williams, County Legislator, said that supporting this proposed measure is saying that the Legislature is okay with how the reassessment process was conducted. She said it was smoke and mirrors and unfair. This gives the*

*Administration the opportunity to say that the Legislature is not supporting a tax cut, as if somehow this is on the County Legislature.*

*Theresa Galvin, Chair, said that she agrees with Crystal Williams. She said that if the Legislature votes for Proposed Amendment II, it is the same as saying the Legislature supports the reassessment process. She invited Crissy Wooderson, Legislative Auditor, to explain the key differences in the two proposed amendments.*

*Crystal Williams said that she believes this Proposed Amendment II is a messaging and communications game, when in fact the Legislature has been raising concerns about the process for months.*

*Ronald E. Finley said that he does not disagree with Crystal Williams and Theresa Galvin's concerns about the reassessment process, but he supports a lower levy.*

*Crissy Wooderson said that the difference between what was proposed last week, and the original tax levy numbers represents \$3 million, \$2 million of which represents new growth that we would have been entitled to anyway. About \$900,000 is new construction. These are funds we didn't have to begin with so were not taking away anything.*

*Tony Miller, County Legislator, said that Proposed Amendment II will do nothing to help his parents or others stay in their house.*

*Dan Tarwater III asked for a roll call vote on a resolution calling for the rollback of the assessment values to the 2018 levels.*

*Tony Miller asked for a point of order because there is currently a motion on the floor to perfect Amendment I to Ordinance #5264.*

*Floor Amendment I to Ordinance #5264 was adopted at this time. See below for details.*

*A motion was made by Dan Tarwater III, to adopt a courtesy resolution requesting the County Executive to roll back the assessed values to the 2018 levels. Jay Haden, Chief Deputy County Counselor, said that the Rules of the Legislature require that an adopted resolution must be in writing. Crystal Williams recommended that Dan Tarwater III write out the proposed resolution. Due to discussion the motion lacked a second.*

*Discussion.*

*Crystal Williams said that even though this resolution doesn't have the power of law, the Legislature needs to have this vote, to make it clear that the Legislature doesn't have the power to fix this problem.*

*Tony Miller said that this morning he had heard news reports that the County Legislature won't fix this problem. This civics education is the bedrock of democracy. That news broadcast was not a true statement.*

*Jalen Anderson said that the problem is this will cause people to lose their homes. We've had up to 3,000 emails and phone calls that indicates this is a real problem and not people just trying to pull at heartstrings as has been suggested.*

*Ronald E. Finley said that these numbers which were adjusted up last year for the purpose of construction, can be adjusted down this year.*

*Crystal Williams said that we cannot take away from the funds that have been set aside for software updates, associate raises and plans for the detention center. She said this goes back to this flawed reassessment process. Sometimes politicians can admit that they made a mistake.*

*Theresa Galvin said that this should be set aside for the budget discussion.*

*Frank White Jr., County Executive, asked the County Counselor, what is in his power to revise this assessment.*

*Jay Haden said that the County mailed out Aggregate Assessed Valuations earlier in September and the taxing jurisdictions have set their tax levy based on those valuation numbers. October 1 is the deadline to set tax levy rates. He said it is too late now for the County Executive to rollback valuations to the 2018 level. He said the dates are set by statute. He said the County Executive can correct errors on a case by case basis.*

*Theresa Galvin said that she has read the emails that were in the news from the Administration. She said that this whole process is insulting. This reassessment cycle and the impact on the citizens of Jackson County has kept her up at night.*

*Resolution #20274 was introduced on the floor and adopted at this time. See page 10 for details.*

[5264](#)

A motion was made by Crystal Williams, seconded by Scott Burnett, to adopt Ordinance #5264, setting the 2019 Jackson County, Missouri, tax levy. The motion carried by a roll call vote:

Yes: 7 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III and Theresa Galvin

No: 1 - Ronald E. Finley

Absent: 1 - Jeanie Lauer

(ADOPTED)

[5265](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III to perfect Ordinance #5265. The motion passed by a voice vote.

(PERFECTED)

[5265](#)

A motion was made by Crystal Williams, seconded by Tony Miller, to adopt Ordinance #5265, setting the 2019 Jackson County Community Mental Health Fund Levy. The motion passed by a roll call vote:

Yes: 7 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III and Theresa Galvin

No: 1 - Ronald E. Finley

Absent: 1 - Jeanie Lauer

(ADOPTED)

[5266](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller to perfect Ordinance #5266. The motion passed by a voice vote.

(PERFECTED)

[5266](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller, to adopt Ordinance #5266, setting the 2019 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy. The motion passed by a roll call vote:

Yes: 7 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III and Theresa Galvin

No: 1 - Ronald E. Finley

Absent: 1 - Jeanie Lauer

(ADOPTED)

[5267](#)

AN ORDINANCE enacting section 2002., Jackson County Code, 1984, relating to assessment procedures, with an effective date.

*(Legislature As A Whole - 2nd. Perfection)*

[5268](#)

A motion was made by Crystal Williams, seconded by Jalen Anderson to perfect Ordinance #5268. The motion passed by a voice vote.

(PERFECTED)

[5268](#)

A motion was made by Crystal Williams, seconded by Jalen Anderson, to adopt Ordinance #5268, repealing Schedule II to Chapter 2, Jackson County Code, 1984, relating to the salaries of County associates not within the Merit System, and enacting, in lieu thereof, one new schedule relating to the same subject. The motion passed by a roll call vote:

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

Absent: 1 - Jeanie Lauer

(ADOPTED)

[5269](#)

A motion was made by Ronald E. Finley, seconded by Dan Tarwater III to perfect Ordinance #5269. The motion passed by a voice vote.

(PERFECTED)

[5269](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III, to adopt Ordinance #5269, appropriating \$11,087.00 from the undesignated fund balance of the 2019 Special Road & Bridge Fund in acceptance of insurance proceeds for the total loss of a fleet vehicle for use by the Public Works Department. The motion passed by a roll call vote:

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

Absent: 1 - Jeanie Lauer

(ADOPTED)

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

*A motion was made by Tony Miller, seconded by Dan Tarwater III, to waive the reading of Ordinance #5262. The motion passed by a voice vote.*

[5262](#)

Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

A motion was made by Dan Tarwater III, seconded by Crystal Williams, to waive the reading of Resolution #20237. The motion passed by a voice vote.

[20237](#)

A RESOLUTION authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the Jackson County Sports Complex Authority concerning the disposition of County-owned personal property located at the Harry S. Truman Sports Complex.

*(Rules Committee - 4th. Meeting)*

[20253](#)

A motion was made by Crystal Williams, seconded by Scott Burnett, to adopt Resolution #20253, supporting the Missouri Medicaid Expansion Initiative for the November 3, 2020 election. The motion passed by a roll call vote:

Yes: 7 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin and Dan Tarwater III

No: 1 - Theresa Galvin

Absent: 1 - Jeanie Lauer

(ADOPTED)

[20260](#)

A motion was made by Crystal Williams, seconded by Scott Burnett, to amend Resolution #20260, to delete the figure "28,800.00 and insert the figure 28,900.00 in the heading and paragraphs 2 and 3 where mentioned, to delete the figure "3,000" and insert the figure "3,100" in the second paragraph, to delete the figure "10,000.00" and insert the figure "10,100.00" in the fiscal note on page 4. The motion passed by a voice vote. Consent Agenda.

A motion was made by Tony Miller, seconded by Crystal Williams, to waive the reading of Resolution #20261. The motion passed by a voice vote.

[20261](#)

Public Works Committee moved to adopt. Consent Agenda.

[20262](#)

Anti-Crime Committee moved to adopt. Consent Agenda.

[20264](#)

Public Works Committee moved to adopt. Consent Agenda.

*A motion was made by Tony Miller, seconded by Dan Tarwater III, to waive the reading of Resolution #20265. The motion passed by a voice vote.*

[20265](#)

Land Use Committee moved to adopt. Consent Agenda.

[20267](#)

Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

## 9 CONSENT AGENDA

[5262](#)

AN ORDINANCE appropriating \$6,485.00 from the undesignated fund balance of the 2019 Anti-Crime Sales Tax Fund and authorizing the County Executive to execute Amendment No. 1 to the lease with K.C. Partners Oak Tower Limited Partnership of Kansas City, Missouri, for a seven-year lease of office space for the Public Defender's Office, at a cost to the County not to exceed \$111,837.75 in 2019.

(ADOPTED)

[20260](#) A RESOLUTION authorizing the County Counselor to execute Legal Services Agreements with certain lawyers and law firms, at an aggregate cost to the County not to exceed \$28,900.00, for services to be performed in 2019.

(ADOPTED)

[20261](#) A RESOLUTION awarding a contract on Bid No. PW 06-2019 for the East Cline Road Culver Replacement, County Project No. 3150, to Tasco, LLC, of Kingsville, MO, at an actual cost to the County not to exceed \$270,355.00, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(ADOPTED)

[20262](#) A RESOLUTION transferring \$86,884.00 within the 2019 Anti-Crime Sales Tax Fund to fund the Gang Intelligence Officer position within the Sheriff's Office.

(ADOPTED)

[20264](#) A RESOLUTION transferring \$16,200.00 within the 2019 General Fund to cover the cost of temporary staffing within the Public Works Department's Facilities Management Division.

(ADOPTED)

[20265](#) A RESOLUTION authorizing the County Executive to execute a License and Professional Services Agreement with Entercom Kansas City, LLC, d/b/a KZPT, for the sponsorship of an event at Longview Lake, at an actual cost to the County not to exceed \$18,999.00.

(ADOPTED)

[20267](#) A RESOLUTION transferring \$45,157.00 with the 2019 General Fund and awarding a contract for the furnishing of annual software maintenance for use by the Sheriff's Office to Omnigo Software of St. Louis, MO, at an actual cost to the County not to exceed \$65,110.00, as a sole source purchase.

(ADOPTED)

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

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

Absent: 1 - Jeanie Lauer

*Ordinance #5262 and Resolutions #20260, #20261, #20262, #20264, #20265, and #20267 were moved to the Consent Agenda for adoption.*



**10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE**

- [5271](#) Amending sections 24002, 24004., and 24005., Jackson County Code, 1984, relating to land use and development.  
*(Assigned to the Land Use Committee.)*
- [5272](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 11.94 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).  
*(Assigned to the Land Use Committee.)*
- [5273](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 3.00 ± acre tract from District AG (Agricultural) and District GB (General Business) to District LI (Light Industrial).  
*(Assigned to the Land Use Committee.)*
- The Land Use Committee will have a public hearing regarding Ordinances #5271, #5272, and #5273 on Monday, October 14, 2019 at 12:40 P.M. at the Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers.*

**11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE**

- [20268](#) Transferring \$22,200.00 within the 2019 General Fund to cover the purchase of emergency vehicle equipment for use by the Sheriff's Office.  
*(Assigned to the Justice and Law Enforcement Committee.)*
- [20269](#) Transferring \$40,000.00 within the 2019 Special Road & Bridge Fund to cover a budget shortfall for overtime within the Public Works Department.  
*(Assigned to the Budget Committee.)*
- [20270](#) Authorizing and directing the Office of the County Counselor to institute condemnation proceedings as to certain tracts of land required for the Tarsney Lake Bridge Replacement Federal Project, No. Bro-B048(55).  
*(Assigned to the Public Works Committee.)*
- [20271](#) Awarding a twelve-month term and supply contract with two twelve-month options to extend to Blue Cross and Blue Shield of Kansas City, MO, for the furnishing of employee group health insurance as an employee benefit for use countywide, under the terms and conditions of Request for Proposals No. 26-19.  
*(Assigned to the Health and Environment Committee.)*

[20272](#) Awarding a twelve-month term and supply contract with four twelve-month options to extend, for the furnishing of vision care insurance coverage as an employee benefit for use countywide to EyeMed Vision Care of Mason, OH, pursuant to the recommendation of the County's benefits broker, Garry and Associates.

*(Assigned to the Health and Environment Committee.)*

[20273](#) Awarding twelve-month term and supply contracts with two twelve-month options to extend, for the furnishing of group dental insurance as an employee benefit for use countywide to Cigna Health and Life Insurance Company of Overland Park, KS, and FCL Dental of Sugar Land, TX, pursuant to the terms and conditions of Request for Proposals No. 27-19.

*(Assigned to the Health and Environment Committee.)*

[20274](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Resolution #20274, expressing the support of the Legislature for moving the reassessment values back to the 2018 level and working with the State to fix the problems with the data. The motion passed by a roll call vote:

Yes: 7 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Theresa Galvin

Abstain: 1 - Charlie Franklin

Absent: 1 - Jeanie Lauer

(ADOPTED)

## 12 COUNTY EXECUTIVE ORDERS

[19-23](#) Linda Steele is reappointed as an active member of the Pension Plan within the Prosecuting Attorney's Office's bargaining unit for a term to expire February 17, 2023.

Dianne Kimzey is reappointed as an active member of the Pension Plan Board of Trustees for a term to expire February 17, 2023.

Michael Martin is reappointed as an independent business executive for a term to expire February 17, 2021.

Claire West-Scoville is reappointed as an independent business executive for a term to expire February 17, 2022.

B. Stephen Gillis is reappointed as an independent business executive for a term to expire February 17, 2022.

Patrick "Duke" A. Dujakovich is reappointed as a labor leader affiliated with a labor union with which Jackson County has a current Memorandum of

Understanding, for a term to expire December 31, 2021.

Whitney Miller is appointed as an active member of the Pension Plan for a term to expire July 22, 2023. Ms. Miller's appointment is occasioned by the retirement of Gary Panethiere. A copy of Ms. Miller's resume is attached.

**13 UNFINISHED BUSINESS**

None.

**14 NEW BUSINESS**

Theresa Galvin thanked everyone who helped with the Jackson County Associates Appreciation Day at the Zoo, Saturday, September 28, 2019.

**15 ADJOURNMENT**

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

*Meeting adjourned until Monday, October 7, 2019 at 1:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.*

*People from the audience asked to speak after the meeting was adjourned.*

*Teresa Perry made comments and asked what can be done to settle this reassessment problem.*

*Tony Miller responded that the Board of Equalization is in control and all inquiries should be directed to them.*

*Crystal Williams said the Administration has control over the process. The County Counselor stated that the County Legislature has no recourse.*

*Irene Fernandez from the Westside said she was glad the County Legislature turned down the County Executive's proposal as it was a slap in the face.*

*Crystal Williams said the County Legislature sent out a press release months ago asking the Administration to use assessment figures from 2018.*