



Office of  
**Mary Jo Spino**  
Clerk of the County Legislature

# Jackson County Missouri

## JOURNAL

### County Legislature

*Theresa Cass 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)*

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

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**Monday, July 13, 2020**

**10:00 AM**

**Twenty-sixth Regular Meeting**

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

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

**1 ROLL CALL**

Present 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and 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 Scott Burnett to approve the journal of the previous meeting held on June 29, 2020. The motion passed by a voice vote.

**4 HEARINGS**

*Brian Gaddie, Director of Public Works, introduced the JCDC Partners, LLC team, Dr. Troy Nash and Karl Becker, and Wendy Ware, Chloe Jaco, and Rick Davidson via Skype. Dr. Nash and his team presented the report of their finding on Phase 1, Validation of Jail Needs. Please see the reports and presentation slides attached under the Meeting Details for the July 13, 2020 Legislative Meeting, at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=797082&GUID=6CB6B758-5D14-45CD-9750-B75F556D63CE&Options=info|notes|&Search=>*

*Tony Miller, County Legislator, asked if the team had considered options related to work release and beds for shock time, such as in felony DWI offenders, that would allow for additional classifications of offenders. He also mentioned a therapeutic community center like the one in Johnson County, Kansas. He added that it does not appear this plan includes any municipal beds. Brian Gaddie said that the project team has an outreach*

*group, but there has not yet been a great deal of interest for community partners. But, he said, there is still flexibility in the plans. Karl Becker said they would consider these types of optional programs.*

*Jeanie Lauer, County Legislator, asked if this plan takes into consideration a campus design that would include a workforce development program and mental health needs. Mr. Becker said they plan to include flexibility in their plans to consider this format.*

*Ronald E. Finley, County Legislator, asked Brian Gaddie about the deferred maintenance plans and how that will impact the budget. Mr. Gaddie said in 2018 when the Public Works Department took over the maintenance of the Detention Center they began addressing \$6 million in maintenance in consideration of the health, safety, and welfare of the detainees and staff. Mr. Finley asked about other jurisdictions joining with Jackson County to make this a regional project. Caleb Clifford, Chief of Staff, said that Troy Schulte, County Administrator, is working on this aspect of the project. Mr. Clifford asked if this topic could be tabled for further discussion when Mr. Schulte could be available.*

*Discussion.*

*Brian Gaddie said JCDC Partners, LLC will return to give its next update on August 9, 2020.*

*Theresa Cass Galvin asked Mary Jo Spino, Clerk of the County Legislature to hand a copy of an email to Frank White, County Executive, as requested by her constituent.*

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

*None.*

*Jeanie Lauer asked the County Executive about plans to name a Charter Review Committee. Caleb Clifford responded that the Administration has plans to name a Charter Review Committee in 2021, depending on the impact of the COVID-19 pandemic on its staff. If the Legislature recommends a ballot measure related to the Charter, that will come in future years.*

**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**[5365](#)

A motion was made by Crystal Williams, seconded by Charlie Franklin, to approve the Budget Committee Amendment dated July 13, 2020 for Ordinance #5365, to delete part of the Account Number "4201" and insert "5104" before the number "58160", to delete the Account Title "Sheriff" and insert the words "Non-Departmental - Special R & B" before the words "Radio/Communications Equip." all on the fiscal note on page 4. The motion passed by a voice vote.

[5365](#)

A motion was made by Crystal Williams, seconded by Charlie Franklin, to perfect as amended Ordinance #5365, appropriating \$113,317.00 from the undesignated fund balance of the 2020 Federal Forfeiture Fund and awarding a contract for the furnishing of portable and mobile radios for use by the Sheriff's Office and the Drug Task Force to Motorola Solutions of Chicago, IL, under the terms and conditions of Mid-America Regional Council/Kansas City Regional Purchasing Cooperative Contract No. 34733, a competitively-bid, fixed-price government contract, at an actual cost to the County in the amount of \$167,368.00. The motion passed by a voice vote.

(PERFECTED)

*Consent Agenda.*

*A motion was made by Tony Miller, seconded by Dan Tarwater III, to waive the reading of Ordinance #5371. The motion passed by a voice vote.*

[5371](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to approve the Floor Substitute dated July 13, 2020 for Ordinance #5371. The motion passed by a voice vote.

(APPROVED)

[5371](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to perfect the Floor Substitute for Ordinance #5371. The motion passed by a voice vote.

(PERFECTED)

*A motion was made by Dan Tarwater III, seconded by Tony Miller to reconsider the motion to perfect Ordinance #5371. The motion passed by a voice vote.*

*Mary Jo Spino, Clerk of the County Legislature, read the title of the Floor Amendment to the Floor Substitute for Ordinance #5371 dated July 13, 2020, changing the amount to \$500,000.00.*

[5371](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to approve the Floor Amendment to the Floor Substitute dated July 13, 2020 for Ordinance #5371, to delete the figure "1,800,000.00" and insert the figure "500,000.00" in the heading, body and fiscal note. The motion passed by a voice vote.

[5371](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to perfect the Floor Amendment for Ordinance #5371. The motion passed by a voice vote.

(PERFECTED)

[5371](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt the Floor Amendment to the Floor Substitute dated July 13, 2020 for Ordinance #5371, appropriating \$500,000.00 from the undesignated fund balance of the 2020 CARES Act Fund and awarding a contract to Harvester's- The Community Food Network of Kansas City, MO, for the purpose of insuring that food insecurity is minimized in the wake of the full economic impact in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

[5373](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to approve the Floor Amendment dated July 13, 2020 for Ordinance #5373, to insert the last sentence "Additionally, during a calendar year, a non-merit employee shall not have a salary increase greater than 10% of their current salary, except with the approval by a majority vote of the members of the County Legislature." in the final paragraph on page 4. The motion passed by a voice vote.

[5373](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to perfect the Floor Amendment for Ordinance #5373. The motion passed by a voice vote.

(PERFECTED)

[5373](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt the Floor Amendment dated July 13, 2020 for Ordinance #5373, repealing section 285. and schedules I through VI to chapter 2, Jackson County Code, 1984, relating to County associates not within the merit system and enacting, in lieu thereof, one new section and one new schedule relating to the same subject. The motion carried by a roll call vote:

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

Abstain: 1 - Jalen Anderson

(ADOPTED)

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5362](#)

Consent Agenda.

[5367](#)

Consent Agenda.

[5369](#)

Consent Agenda.

*Jeanie Lauer asked about the turn around time for contact tracing. Ray Dlugolecki, Health Promotion Manager with the Jackson County Health Department, said the turn around time is normally 48 hours, however there are occasional reporting lags that may cause delays.*

[5370](#)

Consent Agenda.

*Ronald E. Finley asked Jay Haden, Chief Deputy County Counselor, about collision insurance on County fleet vehicles. Mr. Haden explained that at some point it was determined that collision insurance was cost prohibitive for fleet vehicles.*

## 8 RESOLUTIONS IN COMMITTEE

[20451](#)

A motion was made by Tony Miller, seconded by Charlie Franklin, to approve the Land Use Committee Substitute dated July 13, 2020 for Resolution #20451. The motion passed by a voice vote.

(APPROVED)

*Consent Agenda.*

[20452](#) A RESOLUTION transferring \$63,428.00 within the 2020 Assessment Fund and authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the City of Kansas City, Missouri, for the purpose of performing a market value analysis for all residential neighborhoods in Jackson County, at an actual cost to the County in the amount of \$63,427.20.  
*(Budget Committee - 1st. Meeting)*

[20453](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[20454](#) Budget Committee moved to adopt. Consent Agenda.

## 9 CONSENT AGENDA

[5365](#) AN ORDINANCE appropriating \$113,317.00 from the undesignated fund balance of the 2020 Federal Forfeiture Fund and awarding a contract for the furnishing of portable and mobile radios for use by the Sheriff's Office and the Drug Task Force to Motorola Solutions of Chicago, IL, under the terms and conditions of Mid-America Regional Council/Kansas City Regional Purchasing Cooperative Contract No. 34733, a competitively-bid, fixed-price government contract, at an actual cost to the County in the amount of \$167,368.00.  
  
(PERFECTED)

[5362](#) AN ORDINANCE appropriating \$26,898.00 from the undesignated fund balance of the 2020 CARES Act Fund for use by Environmental Health to meet unanticipated costs at wastewater treatment plants necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic.  
  
(ADOPTED)

[5367](#) AN ORDINANCE appropriating \$157,500.00 from the undesignated fund balance of the 2020 CARES Act Fund to allow the Information Technology, Collection, and Public Works Departments, and County Executive's Office, to acquire mobile computers and virtual meeting software, provide health screenings at County facilities, rent automobiles and tents, and pay other costs necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic.  
  
(ADOPTED)

[5369](#) AN ORDINANCE appropriating \$2,000,000.00 from the undesignated fund balance of the 2020 CARES Act Fund to support the Jackson County Health Department, allow the hiring of contact tracers, and pay other costs necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic.

(ADOPTED)

[5370](#) AN ORDINANCE appropriating \$19,500.00 from the undesignated fund balance of the 2020 Health Fund and awarding a contract for the furnishing of a used fleet vehicle for use by the Medical Examiner's Office to the Missouri State Highway Patrol, at an actual cost to the County in the amount of \$19,500.00, as an acquisition from another government.

(ADOPTED)

[20451](#) A RESOLUTION authorizing the County Executive to execute a change order to the contract with Radmacher Brothers Excavation Co., Inc., of Pleasant Hill, MO, for necessary changes to the construction of the Rock Island Shared Use Path – North Segment Project, at an additional cost to the County not to exceed \$216,895.33.

(ADOPTED)

[20453](#) A RESOLUTION authorizing the County Counselor to execute an addendum to the Legal Services Agreement with Husch Blackwell, LLP, of Kansas City, Missouri, at a cost to the County not to exceed \$89,000.00 for services to be performed in 2020.

(ADOPTED)

[20454](#) A RESOLUTION transferring \$41,000.00 within the 2020 General Fund to continue to provide for temporary janitorial services for the Downtown Courthouse.

(ADOPTED)

*Ordinance #5365 was moved to the Consent Agenda for perfection.  
Ordinances #5362, #5367, #5369, #5370 and Resolutions #20451,  
#20453 and #20454 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: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

*Theresa Cass Galvin explained that Ordinance #5374 regarding a ballot issue for the November 2020 election would be at no cost to Jackson County.*

[5374](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett to perfect Ordinance #5374. The motion passed by a voice vote.

(PERFECTED)

[5374](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5374, submitting to the qualified voters of Jackson County, at the general election to be held on Tuesday, November 3, 2020, a question authorizing Jackson County to remove the statues of Andrew Jackson at the Jackson County Courthouse located in Kansas City and the Historic Truman Courthouse located in Independence. The motion passed by a roll call vote:

Yes: 7 - Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

No: 2 - Jalen Anderson and Ronald E. Finley

(ADOPTED)

*Jalen Anderson, County Legislator, spoke on behalf of Ordinance #5375. He said this action is a call for moral courage that stems from these times we face. We see unrest in our community. This is a difficult decision and we all come here with good intentions. But what we face is bigger than just the statue. It is not just that Andrew Jackson was a bad person or does not represent who we are today. It is about what government truly means to the people it represents and this is a stain on our government. No one here would even consider owning a slave. No one here wants to do these abhorrent things. It is important to remember the people did not vote to place the statues there. The statues belong to the people. But the people put us here to make these difficult decisions. What is the fear that makes us keep these statues up? We need to show the courage to say, keeping these statues is wrong. Mr. Anderson said he prays that this day will change us.*

*Discussion.*

*Theresa Cass Galvin, Chairman, expressed her appreciation to Jalen Anderson for speaking passionately on this subject. Frank White, Jr., County Executive, said he also appreciates Mr. Anderson's passion and historical knowledge on this subject. He said this is a body that does not want to do what it is elected to do. He said the Legislature is avoiding the public's criticism on this topic. He said the city of Jackson, Mississippi City*



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*Council voted to take down the statue of Andrew Jackson. He said we should not be selective on the matters we take to the voters.*

[5375](#)

A motion was made by Jalen Anderson, seconded by Ronald E. Finley, to perfect Ordinance #5375 authorizing the County Executive to award contracts for the removal and storage of the Andrew Jackson statues on the grounds of the Downtown and Historic Truman Courthouses and for site repairs of any damages occasioned by the removal. The motion failed by a roll call vote:

Yes: 3 - Jalen Anderson, Crystal Williams and Ronald E. Finley

No: 6 - Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(FAILED)

*David Byrn, Presiding Judge and Mary Marquez, Court Administrator, spoke in favor of Ordinance #5376. Judge Byrn said these funds are to reimburse the court for its costs to make accommodations for the COVID-19 pandemic. Other costs are needed to move forward with court business with a new approach to how the courts operate, including increasing the access for video conferencing and telephone hearings. He requested that this ordinance be adopted today.*

[5376](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to perfect Ordinance #5376. The motion passed by a voice vote.

(PERFECTED)

[5376](#)

A motion was made by Dan Tarwater III, seconded by Jeanie Lauer, to adopt Ordinance #5376, appropriating \$433,473.00 from the undesignated fund balance of the 2020 CARES Act Fund to reimburse the Circuit Court for expended funds and make funds available to pay other costs necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20456](#) Transferring \$10,000.00 within the 2020 General Fund to cover the cost of renting a trash receptacle and an extra weekly refuse pick-up at the Jackson County Detention Center.  
*(Assigned to the Justice and Law Enforcement Committee.)*

[20457](#) Authorizing the County Executive to execute a Memorandum of Understanding with The Stowers Institute for Medical Research allowing the Institute to proceed with testing for a new COVID-19 based saliva test, at no cost to the County.  
*(Assigned to the Legislature As A Whole.)*

*Mike White, attorney with Rouse Frets White Goss Gentile Rhodes, P.C. will provide information regarding Resolution #20457 at next weeks Legislative meeting.*

[20458](#) Authorizing the County Counselor to execute an addendum to the Legal Services Agreement with Encompass Resolutions of Kansas City, MO, at a total cost to the County not to exceed \$13,675.00.  
*(Assigned to the Finance and Audit Committee.)*

[20459](#) A motion was made by Jalen Anderson, seconded by Ronald E. Finley, to adopt Resolution #20459, establishing the ad hoc Committee on Courthouse Memorials pursuant to Rule 10 of the Legislature. The motion failed by a roll call vote:  
Yes: 4 - Jalen Anderson, Crystal Williams, Tony Miller and Ronald E. Finley  
No: 5 - Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin  
(DEFEATED)

*Jalen Anderson said that his focus with this resolution is to have community leaders and historians speak to the significance of the statues, their history, and the impact of the statues. Theresa Cass Galvin said that if the voters return a vote to remove the statues she would immediately move to establish an ad hoc committee to determine what will happen to the statues. She said that Mr. Anderson is free to hold town halls prior to the election for public input about the statues.*

[20460](#) Transferring \$12,000.00 within the 2020 Sheriff Revolving Fund to cover the costs of the issuance of concealed carry weapons permits for the remainder of 2020.  
*(Assigned to the Justice and Law Enforcement Committee.)*

[20461](#)

A motion was made by Scott Burnett, seconded by Tony Miller, to adopt Resolution #20461, transferring \$32,445.00 within the 2020 General Fund, rescinding Resolution 20441, dated June 8, 2020, and authorizing the County Executive to execute a Cooperative Agreement with the Westside Community Action Network, Inc., for services to be performed for the citizens of Jackson County in 2020, at a cost to the County not to exceed \$32,445.00. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

*Scott Burnett, County Legislator, spoke on behalf of Resolution #20461. On June 8, 2020 the Legislature approved a joint measure with the City of Kansas City, Missouri to provide a new home for Westside Community Action Network. That plan did not work out, but a resident who passed away left her house to Westside Community Action Network. This new proposal will replace the previous action to provide a home for Westside CAN at a lower cost.*

**12 COUNTY EXECUTIVE ORDERS**

*None.*

**13 UNFINISHED BUSINESS**

*None.*

**14 NEW BUSINESS**

Jalen Anderson thanked Paul Wrabec, Chairman of the Jackson County Democratic Committee, for his presence in the chamber in support of Mr. Anderson's ordinance.

**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, July 20, 2020 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.*