



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, October 30, 2023

3:00 PM

Fortieth 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 Megan L. Marshall to approve the journal of the previous meeting held on October 24, 2023. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

There was no report from the County Executive's Office. The County Executive was not present.

Jeanie Lauer, County Legislator, asked about kiosks across the County to provide greater convenience for taxpayers to pay their tax bills. Troy Schulte, County Administrator, said the Administration has been working with a selected vendor for several months. He will get an update to provide to Legislators. Mr. Schulte said he was not sure the system would be up and running in time for this years' tax payments. Ms. Lauer said Greene County has established a pay by phone system for taxpayers who do not have access to a computer. Anthony Mitts, Acting Director of Collections, reported that the Collection Department just completed a soft launch of the phone payment system. There were some issues with the Spanish language

portion of the system, and they are fine tuning those details and hope to have the system working before the end of November. The main goal was to assist the Spanish speaking population.

Manuel Abarca IV, County Legislator, asked about the email notice process related to tax bills. Troy Schulte said everyone who uses the PayIt online system received the notice that tax bills were ready online. The mailing of tax bills will occur after the first week of November. This has been a routine notification system for the past few years. Whitney Miller, Chief Deputy County Counselor, said this has been the same procedure as the past three years. Nothing is different than what the County has traditionally done.

Mr. Abarca asked for an update on the data regarding appeals that the Legislature had requested. Mr. Schulte said there is no update.

Mr. Abarca asked about a recommendation for people who have not yet had their hearing with the Board of Equalization (BOE), but still have tax bills due at the end of the year. Whitney Miller said the law requires that taxpayers pay the taxes on the certified value by the end of the year. The intent is to have nearly all appeals resolved before the end of the year. If the value is resolved before the end of the year, the tax bill will be adjusted. If the value is adjusted after the tax bill has been paid, a refund will automatically be issued. This process becomes stickier when taxes are paid under protest. If a taxpayer pays under protest, those funds are held in a segregated account and those funds are released quarterly. Mr. Abarca said the legitimacy of this process is problematic to him. He is concerned that taxpayers are being asked to overpay their taxes. Whitney Miller said, so far, there has been no legal justification stating that the reassessment process is not valid. There is a process set in place for taxpayers to question those values. By law we are required to collect those taxes on the certified values.

Resolutions #21448 and #21456 were adopted at this time. See pages 6 and 8 for details.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5789](#)

Appropriating \$110,000.00 from the undesignated fund balance of the 2023 Assessment Fund to cover the cost of salaries and overtime for the remainder of the 2023 Board of Equalization (BOE) appeals docket.

(WITHDRAWN BY SPONSOR CHARLIE FRANKLIN. CONCURRED BY JEANIE LAUER AND SEAN E. SMITH.)

- [5797](#) AN ORDINANCE repealing sections 9103. and 9104., Jackson County Code, 1984, relating to the Board of Equalization, and enacting, in lieu thereof, two new sections relating to the same subject.
(Budget Committee - 4th. Perfection)
- [5802](#) A motion was made by Megan L. Marshall, seconded by Venessa Huskey to perfect Ordinance #5802. The motion passed by a voice vote.
(PERFECTED)
Consent Agenda.
- [5803](#) A motion was made by Sean E. Smith, seconded by Venessa Huskey to perfect Ordinance #5803. The motion passed by a voice vote.
(PERFECTED)
Consent Agenda.
- [5804](#) A motion was made by Jeanie Lauer, seconded by Venessa Huskey to perfect Ordinance #5804. The motion passed by a voice vote.
(PERFECTED)
Consent Agenda.
- [5805](#) A motion was made by Jeanie Lauer, seconded by Venessa Huskey to perfect Ordinance #5805. The motion passed by a voice vote.
(PERFECTED)
Consent Agenda.
- [5806](#) Repealing section 727., Jackson County Code, 1984, relating to election of insurance coverage for former employees.
(WITHDRAWN BY SPONSOR MEGAN L. MARSHALL. CONCURRED BY JEANIE LAUER AND MANUEL ABARCA IV.)
- [5807](#) AN ORDINANCE appropriating \$11,205.00 from the undesignated fund balance of the 2023 Grant Fund, in acceptance of a grant received from the State of Missouri Office of State Courts Administrator for use by the Jackson County Family Court Division.
(Justice and Law Enforcement Committee - 1st. Perfection)
- [5808](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.
- [5809](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[21440](#) Land Use Committee moved to adopt. Consent Agenda.

[21441](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21442](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21443](#) Public Works Committee moved to adopt. Consent Agenda.

[21444](#) A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21444, transferring \$1,023,821.00 from the 2023 General Fund and authorizing payments to cover costs to be incurred in connection with the November 7, 2023, special election. 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)

9 CONSENT AGENDA

[5808](#) AN ORDINANCE transferring \$129,537.00 within the 2023 Anti-Crime Sales Tax Fund, appropriating \$277,378.00 from the undesignated fund balance of the 2023 Anti-Crime Sales Tax Fund, and authorizing an extension to the Victims of Crime Act Grant for use by the Prosecuting Attorney's Office's Victim Services Program.

(PERFECTED)

[5809](#) AN ORDINANCE appropriating \$66,155.00 from the undesignated fund balance of the 2023 Grant Fund in acceptance of the Missouri Western Interdiction and Narcotics Task Force grant awarded by the Missouri Department of Public Safety.

(PERFECTED)

[5802](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 9.91± acre tract from District AG (Agricultural) to District RE (Residential Estates).

(ADOPTED)

- [5803](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 8.00± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)
- [5804](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 5.00± acre tract from District AG (Agricultural) to District LI (Light Industrial).
(ADOPTED)
- [5805](#) AN ORDINANCE repealing sections 24004.14, 24004.15 and 24004.16, Jackson County Code, 1984, relating to the Unified Development Code Amendment, FEMA Updates, and enacting, in lieu thereof, three new sections relating to the same subject.
(ADOPTED)
- [21440](#) A RESOLUTION awarding a contract for the purchase of one patrol boat and one boat trailer for use by the Parks + Rec Department - Ranger Division to LSK Lebanon, Inc., of Lebanon, MO under the terms and conditions of State of Missouri Contract No. CC232078005, an existing, competitively bid government contract, at an actual cost to the County in the amount of \$38,957.00.
(ADOPTED)
- [21441](#) A RESOLUTION awarding a twenty-four-month term and supply contract, with one twelve-month option to extend, for the furnishing of heavy construction equipment parts and maintenance services for use by various County departments to Viking Cives Midwest of Grain Valley, Missouri under the terms and conditions of Invitation to Bid No. 23-046.
(ADOPTED)
- [21442](#) A RESOLUTION authorizing a five-month extension to an existing term and supply contract for the furnishing of lockbox services for use by the Collections Department to UMB Bank of Kansas City, MO, under the terms and conditions of Request for Proposals 58-18.
(ADOPTED)
- [21443](#) A RESOLUTION awarding a contract for the purchase of a heavy equipment lift to Quality Automotive Equipment & Service of Paola, KS under the terms and conditions of Sourcewell Contract No. 013020-SKI, an existing, competitively bid government contract for use by the Public Works Road and Bridge Division, at an actual cost to the County in the amount of \$58,552.00.
(ADOPTED)

Ordinances #5808 and #5809 were moved to the Consent Agenda for perfection. Ordinances #5802, #5803, #5804, #5805 and Resolutions #21440, #21441, #21442, and #21443 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

[5810](#) Appropriating \$35,000.00 from the undesignated fund balance of the 2023 Prosecuting Attorney's Delinquent Sales Tax Fund to cover the purchase of furniture and the disposal of surplus furniture items under an existing term and supply contract for use by the Prosecuting Attorney's Office.
(Assigned to the Anti-Crime Committee.)

[5811](#) Repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges and enacting, in lieu thereof, one new schedule relating to the same subject.
(Assigned to the Land Use Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21448](#) A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21448, recognizing the valuable contributions of Italian American first responders during October, Italian American Heritage and Culture Month. 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)

[21449](#) Awarding a term and supply contract for the furnishing of HVAC products, installation, and services for use by the Facilities Management Division of the Public Works Department to Johnson Controls, Inc. of Lenexa, KS, under the terms and conditions of the Sourcewell Contract No. 070121-JHN, an existing, competitively bid government contract.
(Assigned to the Public Works Committee.)

[21450](#) Awarding a fourteen-month term and supply contract, with one twenty-four-month option to extend, for the furnishing of public safety communications products, services, and solutions for radio maintenance for use by various departments to Motorola Solutions of Chicago, IL, under the terms and conditions of the State of Missouri Contract No. CT221247003, an existing competitively bid government contract.

(Assigned to the Finance and Audit Committee.)

[21451](#) Declaring certain County-owned vehicles as surplus property and authorizing their disposal pursuant to Chapter 11 of the Jackson County Code, 1984.

(Assigned to the Public Works Committee.)

[21452](#) Authorizing the Director of Parks + Rec to execute a Memorandum of Understanding with the Heartland Conservation Alliance for the programming and improvement of the Blue River Parkway, at an actual cost to the County in the amount of \$30,000.00.

(Assigned to the Land Use Committee.)

[21453](#) Supporting a Land and Water Conservation Fund Grant application by the Parks + Rec Department for the Blue River Parkway Enhancement Project at Alex George Wetland Recreational Area.

(Assigned to the Land Use Committee.)

[21454](#) A motion was made by Manuel Abarca IV, seconded by Sean E. Smith, to adopt Resolution #21454, authorizing the Jackson County Legislature to hold a closed meeting on Monday, October 30, 2023, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) and (12) 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)

[21455](#)

A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to adopt Resolution #21455, declaring November 1 through November 11, 2023, as Green Light for Veterans, a time to honor and salute the service and sacrifices of our men and women in uniform. 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)

[21456](#)

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21456, recognizing High Aspirations on the occasion of its Mentors Challenge event, featuring keynote speaker Coach Ken Carter, to be held November 3, 2023, at the Kansas City Marriott Downtown. 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)

[21457](#)

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21457, awarding a contract for the furnishing and installation of audio-visual equipment at the Eastern Jackson County Courthouse for use by the County Legislature to Harvest AV Solutions of Kansas City MO, under the terms and conditions set forth in Circuit Court of Jackson County, Missouri Contract No. 2353-19-25, an existing government contract, at an actual cost to the County not to exceed \$25,449.00. 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)

[21458](#)

Authorizing the County Executive to execute an Extension to the Cooperative Agreement with ArtsKC for the implementation of an arts strategic plan for Jackson County, at a cost to the County not to exceed \$250,000.00.

(Assigned to the Emerging Issues Committee.)

No objection to the consideration of Resolutions #21459 and #21460 - not on printed agenda.

[21459](#)

A motion was made by Donna Peyton, seconded by Jeanie Lauer, to adopt Resolution #21459, approving the settlement by the County Counselor of the claims of Darryl James related to employment with the Jackson County Detention Center, for a total payment by the County of \$650,000.00. The motion passed by a roll call vote:

Yes: 7 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Venessa Huskey, Charlie Franklin and Jeanie Lauer

Abstain: 2 - Manuel Abarca IV and Sean E. Smith

(ADOPTED)

[21460](#)

A motion was made by Sean E. Smith, seconded by Venessa Huskey, to adopt Resolution #21460, approving the settlement by the County Counselor of the claims of Celestine Williams related to employment with the Auditor's Office, for a total payment by the County of \$80,000.00. 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

[23-19](#)

I hereby appoint Mari Ruck as Director of Collections, effective January 8, 2024, to fill the vacancy occasioned by the resignation of Whitney S. Miller.

Ms. Ruck's resume is attached.

A motion was made by Manuel Abarca IV, seconded by Sean E. Smith, to disapprove County Executive Order #23-19.

Jeanie Lauer asked for the reasons behind the motion. Mr. Abarca said the Legislature does not know the person appointed. The Legislature was not informed of the process to select this person. The County has several positions that are not filled as well. Sean E. Smith, County Legislator, said he would like to do more due diligence. The County Legislature just received this information and he wants to know more about the candidate. He said this is an important decision.

Jalen Anderson, County Legislator, asked if the Legislature intends to do this on every appointment, because the Legislature has already approved people that they do not know. Mr. Abarca said the Legislature has positions that are unfilled. The Legislature has a director who is not getting paid for that position. These questions need to be directed at the Administration. Sean E. Smith said his objection is with the late notice.

A motion was made by Manuel Abarca IV, seconded by Sean E. Smith, to disapprove County Executive Order #23-19. The motion passed by a roll call vote:

Yes: 6 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, Venessa Huskey, and Sean E. Smith

No: 3 - Jalen Anderson, Charlie Franklin, and Jeanie Lauer

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

The County Legislature recessed and went into closed session.

Closed meeting per Resolution #21454. The closed meeting may be followed by the introduction and adoption of a Resolution in open session to authorize the settlement of a legal action, cause of action, or litigation matter.

The County Legislature reconvened.

Resolutions #21459 and #21460 were adopted at this time. See page 9 for details.

15 ADJOURNMENT

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

Meeting adjourned until Monday, November 6, 2023 at 3:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.