



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

Monday, December 21, 2020

10:00 AM

Forty-ninth Regular Meeting

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

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 Jalen Anderson to approve the journal of the previous meeting held on December 14, 2020. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Caleb Clifford, Chief of Staff said County Executive Frank White Jr. was not able to attend due to a personal matter. He referred to Executive Order #20-22 which appoints Ms. Sylvya Stevenson as the Chief Administrative Officer. He said she will be present at the first legislative meeting in January 2021.

He advised the Legislature that they are monitoring developments in Washington, D.C. related to the most recent COVID stimulus plan. He said it is their understanding that there are no direct funds (Coronavirus relief funds) in the same manner that we received earlier this year. However, there may be targeted purpose funds that we may have access to but we are waiting for the language of the bill. He said there may be a vote tonight. They will keep the Legislature updated on this issue. On

behalf of the County Executive, Mr. Clifford wished everyone a Merry Christmas, Happy Holidays and Happy New Year.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5473](#) Budget Committee moved to perfect.

Crystal Williams objected to the Consent Agenda.

[5473](#) A motion was made by Crystal Williams, seconded by Jalen Anderson to perfect Ordinance #5473. The motion passed by a voice vote.

(PERFECTED)

[5473](#) A motion was made by Crystal Williams, seconded by Jalen Anderson, to adopt Ordinance #5473, appropriating \$256,894.00 from the undesignated fund balance of the 2020 Health Fund to cover the Department of Corrections' remaining financial obligations relating to medical care of inmates through the end of 2020. 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)

[5475](#) Budget Committee moved to perfect.

Crystal Williams objected to the Consent Agenda.

[5475](#) A motion was made by Crystal Williams, seconded by Dan Tarwater III to perfect Ordinance #5475. The motion passed by a voice vote.

(PERFECTED)

[5475](#) A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Ordinance #5475, transferring \$26,722.00 within the 2020 General Fund and appropriating \$28,086.00 from the undesignated fund balance of the 2020 Health Fund to cover unbudgeted costs in connection with Jackson County's membership in the Mid-America Regional Council for 2020. 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)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5468](#) Consent Agenda.

[5469](#) Consent Agenda.

[5470](#) Consent Agenda.

[5471](#) Consent Agenda.

[5472](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[20586](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[20587](#) Budget Committee moved to adopt. Consent Agenda.

[20591](#) Finance and Audit Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5468](#) AN ORDINANCE imposing a monthly fee in the amount of \$1.00 on each subscriber of any communications service that has been enabled to contact 911, for the purpose of funding 911 service in Jackson County.
(ADOPTED)

[5469](#) AN ORDINANCE transferring \$17,684.00 within and appropriating \$3,980.00 from the undesignated fund balance of the 2020 Health Fund and awarding a contract for the furnishing of a pickup truck for use by Health Services to Landmark Dodge of Independence, MO, under the terms and conditions of Clay County, Missouri Contract No. 49-19, a cooperatively bid contract for the Kansas City metro-wide area, at an actual cost to the County in the amount of \$27,289.00
(ADOPTED)

[5470](#) AN ORDINANCE appropriating \$462,518.00 from the undesignated fund balance of the 2020 CARES Act Fund to reimburse the County for regular salary and overtime costs incurred by the Parks + Rec Department for park rangers from March 1, 2020, to November 20, 2020, in their role as first responders and emergency service providers for the residents of Jackson County.
(ADOPTED)

[5471](#) AN ORDINANCE appropriating \$1,275,000.00 from the undesignated fund balance of the 2020 General Fund and \$600,000.00 from the undesignated fund balance of the 2020 Rock Island Railroad Capital Project Fund, authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with and payment of \$675,000.00 to the Kansas City Area Transportation Authority, and establishing the new Rock Island Rail Capital Project Fund.

(ADOPTED)

[5472](#) AN ORDINANCE repealing section 9202., Jackson County Code, 1984, relating to the Convention and Sports Complex Fund, and enacting one new section relating to the same subject.

(ADOPTED)

[20586](#) A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of electronic monitoring equipment for use by the Department of Corrections, Office of Population Control, to BI Monitoring of Boulder, CO, under the terms and conditions of State of Missouri Contract No. CT191600001 and US Communities Contract No. 0790A, through the City and County of Denver, CO, both competitively bid government contracts.

(ADOPTED)

[20587](#) A RESOLUTION transferring \$130,194.00 within the 2020 General Fund and awarding a contract for the furnishing of policy management software for use by the Sheriff's Office and Department of Corrections to Lexipol, LLC, of Frisco, TX, under the terms and conditions of Request for Proposal No. 58-20, at an actual cost to the County in the amount of \$130,194.00.

(ADOPTED)

[20591](#) A RESOLUTION approving an addendum to the 2020-2021 Jackson County Assessment and Equalization Maintenance Plan.

(ADOPTED)

Ordinances #5468, #5469, #5470, #5471, #5472 and Resolutions #20586, #20587, #20591 were moved to the Consent Agenda for adoption.

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, 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

Troy Schulte, County Administrator, said Ordinance #5476 was the last of the funds designated for cities. Lone Jack and Sugar Creek were below the 5,000 person threshold for an allocation of funds from the CARES Act. The County agreed to reimburse them for expenses incurred. Sugar Creek started out with a \$13,000.00 allocation and Lone Jack started out with a \$5,100.00 allocation. Both cities subsequently came back with additional expenses related to CARES Act for a total amount of \$142,000.00.

[5476](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to perfect Ordinance #5476. The motion passed by a voice vote.

(PERFECTED)

[5476](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5476, appropriating \$142,000.00 from the undesignated fund balance of the 2020 CARES Act Fund to reimburse the Cities of Lone Jack and Sugar Creek, Missouri, for public safety regular salaries and overtime expenses and other necessary costs in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute addenda to the existing Intergovernmental Agreements with the Cities of Lone Jack and Sugar Creek, Missouri, at an aggregate cost to the County not to exceed \$142,000.00. 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)

Troy Schulte explained that Ordinance #5477 and a subsequent ordinance are contingent funding issues in the event that the federal government does not extend the deadline of the CARES Act. There is pending legislation that would extend the deadline from December 30, 2020 to December 31, 2021 which would make this ordinance unnecessary. In the event the federal government does not extend the deadline, the County will move costs associated with our Corrections Department eligible for reimbursement under the CARES Act guideline. Salaries and benefit costs for the Corrections Department will be moved to the CARES Act funds to free up the General Fund dollars that we would then have for pandemic related expenses such as the Health Department building after January 1, 2021. If the deadline is extended, this Ordinance will not be effective per the last sentence in the legislation.

[5477](#)

A motion was made by Dan Tarwater III, seconded by Charlie Franklin, to approve the Floor Substitute dated December 21, 2020 for Ordinance #5477. The motion passed by a voice vote.

(APPROVED)

[5477](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to perfect the Floor Substitute for Ordinance #5477. The motion passed by a voice vote.

(PERFECTED)

[5477](#)

A motion was made by Dan Tarwater III, seconded by Charlie Franklin, to adopt Ordinance #5477, appropriating \$7,000,000.00 from the undesignated fund balance of the 2020 CARES Act Fund to reimburse the County for regular salary and overtime costs incurred by the Department of Corrections from March 1, 2020, to December 30, 2020, in its role as first responder and emergency service provider for the residents of Jackson County, and expressing the intent of the Legislature to use County General Fund and Health Fund monies for other pandemic-related costs including Health Department building needs after January 1, 2021. 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)

Troy Schulte said the same applies to Ordinance #5478 as he just explained regarding Ordinance #5477. This money is set aside for public health needs.

[5478](#)

A motion was made by Charlie Franklin, seconded by Dan Tarwater III, to approve the Floor Substitute dated December 21, 2020 for Ordinance #5478. The motion passed by a voice vote.

(APPROVED)

[5478](#)

A motion was made by Dan Tarwater III, seconded by Charlie Franklin, to perfect the Floor Substitute for Ordinance #5478. The motion passed by a voice vote.

(PERFECTED)

[5478](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5478, appropriating \$10,054,004.00 from the undesignated fund balance of the 2020 CARES Act Fund to reimburse the County for regular salary and overtime costs incurred by the Department of Corrections and Medical Examiner's Office from March 1, 2020, to December 30, 2020, in their roles as first responders and emergency service providers for the residents of Jackson County, and expressing the intent of the Legislature to use County General Fund and Health Fund monies for other pandemic-related costs after January 1, 2021. 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)

Troy Schulte explained Ordinance #5479 will pay unanticipated costs incurred by the Little Blue Valley Sewer District (LBVSD). They are primarily staff related costs but there are also equipment and supply costs incurred. These expenses are allowable under CARES expenses.

Tony Miller, County Legislator, asked for a report at the next legislative meeting regarding the contact tracing program that Jackson County cosponsored with the LBVSD. He said it was his understanding that we were partnering with them to use technology to trace the spread of the virus through the end water. Troy Schulte said he will get an update and share it with the County Legislature.

[5479](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to perfect Ordinance #5479. The motion passed by a voice vote.

(PERFECTED)

[5479](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5479, appropriating \$31,777.00 from the undesignated fund balance of the 2020 CARES Act Fund for use by Little Blue Valley Sewer District to reimburse unanticipated costs at its wastewater treatment plant necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute an Intergovernmental Agreement with Little Blue Valley Sewer District. 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)

Troy Schulte said Ordinance #5480 is the last ordinance to cover routine expenses of the County including plexiglass shields for the Assessment Department and thermal monitors to be used at both courthouses.

[5480](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to perfect Ordinance #5480. The motion passed by a voice vote.

(PERFECTED)

[5480](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5480, appropriating \$21,520.00 from the undesignated fund balance of the 2020 CARES Act Fund for use by the County Executive's Office and Facilities Management/Department of Public Works, to acquire personal protective equipment and supplies, plexiglass shields, and additional thermal monitors, 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

[20592](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Resolution #20592, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 21, 2020, for the purpose of conducting confidential communications under section 610.021(17) 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 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

Troy Schulte said Resolution #20593 is the last of the catch all provisions for CARES Act Funds. Again, if the deadline is extended this resolution is not necessary.

[20593](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Resolution #20593, expressing the intent of the Legislature that, in the event of underspending of CARES Act funds by any of the County's contracted political subdivisions and outside agencies, any such unspent CARES Act funds be reallocated to reimburse the County for any of its CARES Act eligible, pandemic-related costs incurred during the period from March 1, 2020, through December 30, 2020, not previously reimbursed. 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)

12 COUNTY EXECUTIVE ORDERS[20-18](#)

I hereby reappoint David Bower to the Kansas City Area Transportation Authority for a term to expire October 13, 2022.

[20-19](#)

Pursuant to article VII, section 7 of the 2010 Jackson County Charter and section 1803.2 of the Jackson County Code, I hereby reappoint James A. Witteman, Jr., as Jackson County Municipal Court Judge, for a term to expire on December 31, 2022.

[20-20](#)

I hereby make the following reappointment to the Jackson County COMBAT Commission:

Arimeta Renae DuPree, Esq. is reappointed as a District 2 member for a term to expire December 31, 2023.

[20-21](#)

I hereby make the following reappointments to the Jackson County Board of Services for the Developmentally Disabled - EITAS:

John R. Humphrey is reappointed for a term to expire December 31, 2022.

Tedi Rowland, is reappointed for a term to expire December 31, 2022.

Denise Talbert, is reappointed for a term to expire December 31, 2022.

Tammy Kemp is reappointed for a term to expire December 31, 2023.

George Mitchell, Jr. is reappointed for a term to expire December 31, 2023.

Elizabeth A. Moran is reappointed for a term to expire December 31, 2023.

[20-22](#)

I hereby appoint Sylvia J. Stevenson as Chief Administrative Officer, effective January 4, 2021. A copy of Ms. Stevenson's resume is attached.

13 UNFINISHED BUSINESS

County Executive Veto Message for Ordinance #5440.

Ronald E. Finley said at the last meeting he inquired what was being done as far as providing personal protective equipment (PPE) to nursing homes. He asked Mr. Schulte to explain what has been done to date.

Mr. Schulte said at the request of Mr. Finley, they contacted the nursing homes in Jackson County letting them know additional PPE is available. They are making arrangements to get supplies distributed.

Mr. Finley said he understood they had masks, hand sanitizer and gloves available. He thanked Mr. Schulte for his assistance with this effort. He said they discovered 24 nursing homes that were eligible to receive PPE.

Ronald E. Finley said he sent an email this morning to the County Legislature with a thank you letter from Harvesters Community Food Network indicating the significant impact the money provided by the county has had on the program. He said 17% of Jackson County residents identify as food insecure and 22% of children are food insecure. Harvesters is reporting that they have distributed more than 20 million pounds of food (17 million meals) which is an increase of nearly 5 million pounds over the same period in 2019. They have been spending more than \$300,000.00 per month to purchase food to distribute in Jackson County, Missouri. They have 300 partner agencies assisting in food distribution. He anticipates we will need to continue this work over the next year regarding this crisis. He appreciates the continued attention of the Legislature and their support for Harvesters.

Charlie Franklin, County Legislator, thanked Judge Byrn for his service as Presiding Judge and said the County Legislature has enjoyed working with him. Dan Tarwater, County Legislator, thanked the judge for working well with the Administration on the repairs at the courthouse. He said he appreciates his frankness, tenacity and ability to work with the County Legislature and the County Executive.

Judge Byrn thanked the Legislature and the Executive for their countless hours on behalf of the citizens of Jackson County. He encouraged them to walk through floors 4-6 of the Kansas City courthouse to look at the renovations. He said he appreciates the County's support and extends his gratitude on behalf of the courts. He said it has been quite memorable.

Theresa Cass Galvin said she appreciates all his hard work over the past two years dealing with the water damage and then the pandemic.

14 NEW BUSINESS

Manuel Buffa came forward from the audience. He said he sent an email to the County Legislature and the County Executive regarding his son who attends school in the Raytown School District. His concern is that his teenager is actively regressing due to the lack of socialization. He said he received an email last week stating that secondary education would not be back in the classroom until March 5, 2021. He said the school board and superintendent of Raytown Schools directed him to contact Jackson County since they set the rules.

Caleb Clifford said the rules for Jackson County related to schools are guidance, they are not required. Regarding the issue being discussed on quarantine procedures, he said the Jackson County Health Department, Kansas City Health Department as well as others, due to the prevalence of the disease in our community, have not recommended that institutions go to the shortened option for quarantine. The health departments still recommend the full 14 day period. Each school district is allowed to create their own rules as it relates to returning to school.

Theresa Cass Galvin asked for his phone number so she can discuss it more with him.

Dan Tarwater III asked for Mr. Buffa's email address so he could respond.

Closed meeting per Resolution #20592.

The County Legislature went into closed session.

The County Legislature reconvened.

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, that the County Legislature's response to the state audit regarding County Departmental and Other County Policies be submitted to the State Auditor's office as discussed in the closed session. The motion passed by a voice vote.

15 ADJOURNMENT

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

Meeting adjourned until Monday, January 4, 2021 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.