



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

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)*

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

Monday, August 19, 2019

1:00 PM

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

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 August 12, 2019. The motion passed by a voice vote.

4 HEARINGS

Scott Burnett, County Legislator, and David Bass, Marina Supervisor, presented each other with 20-year service pins.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

County Executive Frank White Jr. gave an update about the sale of the Arrowhead Stadium seats. He said that during the first weekend of the sale 1,600 seats were sold. The proceeds of the sale will benefit the Parks + Rec Department's accessible playground equipment. The website to purchase seats is arrowheadseatsale.com. He said the cost of a single seat is \$199.00 and \$399.00 for a pair with the Arrowhead logo on the side. Mr. White thanked the Legislature for its support.

Theresa Galvin, Chair, invited Presiding Judge David Bryn to provide an update. Judge Bryn said that his office had distributed to the Legislators a copy of the letter he sent to the administration regarding his frustration with

the County's elevator situation. He said that the elevators are one part of a much bigger problem. The County has had problems with the elevators before and will have problems with the elevators again. His frustration stems from the lack of a contingency plan and a solution to this problem if the elevators go out again. He said that he has identified many problems that could be managed right now, including removing the damaged carpeting and ceiling tiles. He said that these problems impede the court's ability to complete its work and this is a problem for both taxpayers and litigants. He said that he understands there is a lot going on, but his frustration continues. He acknowledged meeting with Public Work's Department representatives to select new carpet for the third floor.

Dan Tarwater III, County Legislator, asked if Judge Byrn is given regular updates about the progress of the repairs. Judge Byrn said that while he does get regular updates on some matters, he is not looped in on everything going on.

Brian Gaddie, Director of Public Works, said that he meets every week with court personnel. He said that the broken elevator would be fixed by Monday, and it was repaired on time. Judge Byrn said that he wants action, he wants to get things done.

Theresa Galvin, Chair, asked Mr. Gaddie about the plan going forward. Mr. Gaddie said that they have extended the Request for Proposals period for the elevator RFP. They are confident they will receive responses from at least four of the five top elevator companies.

Caleb Clifford, Chief of Staff, said that there is only so much the County can do in the event all elevators go down. He said they have discussed a plan to issue an RFP for alternative space for the courts in case of an emergency.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5250](#)

A motion was made by Charlie Franklin, seconded by Dan Tarwater III to perfect Ordinance #5250. The motion passed by a voice vote.

(PERFECTED)

[5250](#)

A motion was made by Charlie Franklin, seconded by Dan Tarwater III, to adopt Ordinance #5250 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, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[5251](#)

A motion was made by Jeanie Lauer, seconded by Jalen Anderson to perfect Ordinance #5251. The motion passed by a voice vote.

(PERFECTED)

[5251](#)

A motion was made by Jeanie Lauer, seconded by Scott Burnett, to adopt Ordinance #5251 appropriating \$32,496.00 from the undesignated fund balance of the 2019 Federal Equitable Sharing Fund to provide for the purchase of a new patrol vehicle for use by the Sheriff's Office, under an existing County term and supply contract. The motion passed by a roll call vote:

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

Absent: 1 - Crystal Williams

(ADOPTED)

[5253](#)

Finance and Audit Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[20218](#)

Public Works Committee moved to adopt. Consent Agenda.

[20219](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Resolution #20219, amending Rules 9, 12, and 14 of the Rules of the Jackson County Legislature. The motion passed by a roll call vote:

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

Absent: 1 - Crystal Williams

(ADOPTED)

[20220](#)

Land Use Committee moved to adopt. Consent Agenda.

[20221](#) Health and Environment Committee moved to adopt. Consent Agenda.

[20222](#) Public Works Committee moved to adopt. Consent Agenda.

A motion was made by Scott Burnett, seconded by Dan Tarwater III to waive the reading of Resolution #20223. The motion passed by a voice vote.

[20223](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[20224](#) A motion was made by Dan Tarwater III, seconded by Ronald E. Finley, to hold Resolution #20224 transferring \$8,808,695.00 within the 2019 County Improvement Fund and awarding a contract for owner's representative services for the County's detention facilities to JCDC Partners, LLC, of Kansas City, MO, under the terms and conditions of Request for Proposals No. 17-19, at an actual cost to the County not to exceed \$8,808,695.00. The motion passed by a voice vote.

(APPROVED)

[20225](#) Health and Environment Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5253](#) AN ORDINANCE repealing section 9125., Jackson County Code, 1984, relating to the Board of Equalization, and enacting, in lieu thereof, one new section relating to the same subject.

(PERFECTED)

[20218](#) A RESOLUTION transferring \$58,959.00 within the 2019 General Fund, to cover budgetary shortfalls for maintenance and repairs within the Public Works Department's Facilities Management Division.

(ADOPTED)

[20220](#) A RESOLUTION awarding a twenty-four month term and supply contract with three twelve-month options to extend, for the furnishing of marine supplies for resale by the Parks + Rec Department at County-owned marinas to Medart Marine of Edwardsville, KS, under the terms and conditions of Invitation to Bid No. 41-19.

(ADOPTED)

[20221](#) A RESOLUTION authorizing the County Executive to execute an Environmental Child Care Sanitation Inspections Participation Agreement with the Missouri Department of Health and Senior Services for childcare sanitation inspections, with reimbursed costs to be paid to the County.

(ADOPTED)

[20222](#) A RESOLUTION awarding a twelve-month term and supply agreement to the City of Independence, Missouri, for the purchase of vehicle fuel for use by Public Works Department, as an acquisition from another governmental entity.

(ADOPTED)

[20223](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of Lenel Security Systems hardware and software maintenance and for the furnishing, installation, and programming of new security equipment and software for the County's security systems for use by the Information Technology Department to TED Systems of Shawnee, KS, as a sole source purchase.

(ADOPTED)

[20225](#) A RESOLUTION authorizing the County Executive to execute Employment Agreements with Dr. Marius Tarau, Chief Medical Examiner and Dr. Lindsey Haldiman, Deputy Medical Examiner.

(ADOPTED)

*Ordinance #5253 was moved to the Consent Agenda for perfection.
Resolutions #20218, #20220, #20221, #20222, #20223 and #20225 were moved to the Consent Agenda for adoption.*

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

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

Absent: 1 - Crystal Williams

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5254](#) Appropriating \$129,040.00 from the undesignated fund balance of the 2019 Grant Fund, in acceptance of the State of Missouri Drug Courts Coordinating Commission Family Drug Court Program Grant for use by the Family Court Division.

(Assigned to the Anti-Drug Committee.)

Dan Cummings with the Drug Task Force explained Ordinance #5255.

[5255](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett to perfect Ordinance #5255. The motion passed by a voice vote.

(PERFECTED)

[5255](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5255, transferring \$60,000.00 within and appropriating \$378,129.00 from the undesignated fund balance of the 2019 Anti-Crime Sales Tax Fund, in acceptance of the 2019 Edward Byrne Memorial Justice Assistance Grant awarded to the Multi-Jurisdictional Drug Task Force. The motion passed by a roll call vote:

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

Absent: 1 - Crystal Williams

(ADOPTED)

[5256](#)

Appropriating \$50,000.00 from the undesignated fund balance of the 2019 Assessment Fund and awarding a twelve-month contract(s) with three twelve-month options to extend for the furnishing of real estate appraisers to provide advisory services for the Board of Equalization, under the terms and conditions of Request for Proposals No. 42-19.

(Assigned to the Finance and Audit Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20226](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Resolution #20226, authorizing the Jackson County Legislature to hold a closed meeting on Monday, August 19, 2019, for the purpose of conducting confidential communications under section 610.021(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: 7 - Jalen Anderson, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Galvin

No: 1 - Ronald E. Finley

Absent: 1 - Crystal Williams

(ADOPTED)

[20227](#)

A motion was made by Jalen Anderson, seconded by Tony Miller, to adopt Resolution #20227, authorizing the County Executive to execute an Interlocal Agreement with the Cities of Kansas City, Grandview, and Independence, Missouri, relating to the U.S. Department of Justice Edward Byrne Memorial Justice Assistance Program Grant application. The motion passed by a roll call vote:

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

Absent: 1 - Crystal Williams

(ADOPTED)

[20228](#) Authorizing the Director of Finance and Purchasing to execute a month-to-month term and supply Office Service Agreement for temporary office space with 1301 Oak Level Office LLC of Kansas City, Missouri.
(Assigned to the Finance and Audit Committee.)

[20229](#) Transferring \$48,000.00 within the 2019 Special Road and Bridge Fund and awarding a contract for a pavement condition assessment to IMS Infrastructure Management Services, of Tempe, AZ, under the terms and conditions of Request for Proposals No. 23-19, at an actual cost to the County not to exceed \$48,000.00.
(Assigned to the Public Works Committee.)

[20230](#) Authorizing the County Executive to execute a Seventh Addendum to the Agreement with Windstream Communications to approve changes to the wide-area network services for use by the Information Technology Department at the Parks + Rec Department's Longview Marina, at an annual cost to the County in the amount of \$3,216.00.
(Assigned to the Finance and Audit Committee.)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Resolution #20231.

*Jay Haden, Deputy County Counselor, explained Resolution #20231.
Discussion.*

Dan Tarwater III and Jalen Anderson withdrew their motion for adoption.

[20231](#) Authorizing the County Counselor to execute a Legal Services Agreement and an addendum to a Legal Services Agreement with Encompass Resolutions of Kansas City, MO, at a total cost to the County not to exceed \$9,500.00.
(Assigned to the Finance and Audit Committee.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Jalen Anderson, County Legislator, expressed his frustration with the press release issued by the County Administration last week. He said that he had 50 calls from constituents about the press release. He said that the committee of state legislators was formed and had met recently, but that no one from the Administration attended. He said that all of the things recommended by the Administration were things that had already been discussed previously. But these suggestions will not solve anything this year. If we do nothing though, people will lose their homes. Mr. Anderson said, let's not have a press release suggesting that this can be changed simply by issuing a press release. We need to be better at messaging.

Jeanie Lauer, County Legislator, said that there is no expectation that this issue will come up during the veto session next month.

Frank White, Jr., County Executive said that the press release was meant to find solutions before the next reassessment cycle. He said that everyone in his administration is concerned about the issues raised by the reassessment and would not intentionally risk the health and welfare of the citizens of Jackson County. He said that he did not believe the press release to be negative. It was his intent to be proactive. He said he had a lengthy conversation with Representative Coleman who advised that there was no need for the County Executive to attend the meeting of state officials to discuss the County's assessment issues. Mr. White said that he is frustrated with news articles and other posts that place blame on the County Executive for everything that has happened in the County.

Dan Tarwater III, County Legislator, said that it is the County Executive that runs the day-to-day business of the County.

Jalen Anderson said that he wants to move forward together and recommended that all parties reach out to the Governor's office.

Jeanie Lauer said that she serves on the board of the Missouri Association of Counties and that this is not just a Jackson County issue, but a statewide issue.

Ronald E. Finley, County Legislator, said that everyone must stop the finger pointing and move forward in a positive way.

Tony Miller, County Legislator, said he wanted to recognize the City of Independence, Charlie Franklin, Jaime Masters, and Mark Trosen for their hardwork in getting Proposition P passed in Independence to help fund the Regional Animal Shelter.

Scott Burnett, County Legislator, asked Jay Haden, Chief Deputy County Counselor, if the passage of Resolution #20219, amending the Rules of Legislature, would go into effect immediately. Jay said that it would. Theresa Galvin instructed the Clerk of the Legislature to notify Judge Bushur that the fourth meeting of the month will no longer be in Independence.

Ronald E. Finley asked Jaime Masters for follow-up information regarding the vaccination policy in Jackson County. Ms. Masters said she will have an update next week.

Closed meeting per Resolution #20226.

The Jackson County Legislature recessed.

The Jackson County Legislature reconvened.

15 ADJOURNMENT

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

Meeting adjourned until Monday, August 26, 2019 at 1:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.