



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

Jackson County Courthouse
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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, December 11, 2023

3:00 PM

Forty-eighth 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 Manuel Abarca IV, seconded by Jeanie Lauer to approve the journal of the previous meeting held on December 06, 2023. The motion passed by a voice vote.

4 HEARINGS

Simone J. Hollins, Arnold, Newbold, Sollars & Hollins, P.C., the Pension Plan Fund Counsel, Michelle Chrisman, Director of Human Resources, and Jacqueline R. King, from Cheiron, the actuary for the Pension Board of Trustees, presented information regarding Ordinance #5819. Ms. Hollins explained that the amendment does not substantially change the intent of the ordinance but clarifies that the change to the multiplier will only apply to future retirees for 2024 and beyond.

Ms. King said Cheiron conducted a study in September 2023 and recommended the multiplier be increased from 1.5% to 1.6%. That is for active participants only. Those retiring in 2024 or after will have this multiplier apply to all years of service. The increase in Actuarial Liability (AL) and Unfunded Actuarial Liability (UAL) as of July 1, 2022, is 2.51% and 44.63% in UAL. Sean E. Smith, County Legislator, asked if the net effect of the increase is \$9,452,863.00, and if this is an amount of funding the County will have to supply. Ms. King said the \$9.4 million number is the increase in our unfunded liability, not the increase in the contribution. She said this

amount would not be paid up front. The County has already determined its contribution rate for 2024. The financial impact in 2025 will be a little over \$1 million.

Dan Wehmuller, JCDC Partners, LLC, and Jeff Jenkins, J.E. Dunn, and Daniel Felder, Axiom, gave an update on the Detention Center Project. The project remains steady and on schedule and on budget. They are progressing through the end design phases. They will be 100% through construction finalization by February. They have been working with staff and J.E. Dunn - Axiom on a Furniture, Fixtures & Equipment and Technology matrix budget. They have expanded their team by adding Burns and McDonnell to provide whole building commissioning and technical services for the project. On site and fill dirt has settled and they continue to progress at building up the project site. Adjacent to the site is the logistical component with a staging area. They are wrapping up component packages 2B and 2C which are next in line to be presented to the Legislature for approval. These components do not increase the overall cost of the project. A copy of the update is available under the Meeting Details for the December 11, 2023, Legislative Meeting located at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=1145220&GUID=9BFC7885-1AC7-4BAC-99B3-62F7AC3A3271&Options=info|notes|&Search=>>

Manuel Abarca IV, County Legislator, said the batch plant is the subject of much conversation. He asked if this is included as prevailing wage or not. Jeff Jenkins said they received some questions from the Compliance Office and hope to formulate a response on the entire package. Mr. Jenkins said he was not aware of the discussion that this adjacent work is under the prevailing wage. Mr. Abarca asked if there were any calculable hours of completed work. Mr. Jenkins said there has been work completed. He said they had a meeting with the Compliance team in mid-November. Some team members have been on vacation, and they are getting all of the data compiled.

Jeanie Lauer, County Legislator, said her recollection of discussions regarding this issues was that prevailing wage would cover the entirety of the project, not specific components. Troy Schulte, County Administrator, said the entire project is considered a prevailing wage project. J.E. Dunn is to compile the data and the sub-contractor hired by the Legislature is to monitor the data. The position of the Administration has not changed. This is to be a prevailing wage contract or a union contract as much as possible, while meeting aggressive W/MBE goals.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

The County Executive was present and had no report.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5815](#) AN ORDINANCE to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2024.

(Legislature As A Whole - 2nd. Perfection)

[5819](#) A motion was made by Jeanie Lauer, seconded by Sean E. Smith, to approve the Floor Substitute for Ordinance #5819 dated December 11, 2023, to delete the paragraph 1512.1 "1.5% Per Year. An amount equal to one and one-half percent (1.5%) for each year of Credited Service times the Member's Average Monthly Earnings, but in no event less than fifty dollars (\$50.00)." and insert the paragraph "1512.1 Monthly Pension Income Formula a. An amount equal to one and one-half percent (1.5%) for each year of Credited Service times the Member's Average Monthly earnings, but in no event less than fifty dollars (\$50.00), for members that terminate employment or retire prior to January 1, 1024. b. An amount equal to one and six-tenths percent (1.6%) for each year of Credited Service times the Member's Average Monthly Earnings, but in no event less than fifty dollars (\$50.00), for members that both terminate employment and retire on or after January 1, 2024." on pages two and three. The motion passed by a voice vote.

(APPROVED)

[5819](#) A motion was made by Jeanie Lauer, seconded by Donna Peyton to perfect Ordinance #5819. The motion passed by a voice vote.

(PERFECTED)

[5819](#) A motion was made by Jeanie Lauer, seconded by Sean E. Smith, to adopt Ordinance #5819 repealing section 1512., Jackson County Code, 1984, relating to the Employees' Pension Plan and enacting, in lieu thereof, one new section relating to the same subject, with an effective date. 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)

[5821](#) A motion was made by Charlie Franklin, seconded by Venessa Huskey to perfect Ordinance #5821. The motion passed by a voice vote.

(PERFECTED)

[5821](#)

A motion was made by Sean E. Smith, seconded by Venessa Huskey, to adopt Ordinance #5821 appropriating \$6,350.00 from the undesignated fund balance of the 2023 Grant Fund and authorizing the Director of Parks + Rec to execute a Cost Share Agreement with the Missouri Department of Conservation for land management and invasive species removal services on County parkland. 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)

Manuel Abarca IV, County Legislator, asked for an explanation of the appropriation process.

Whitney Miller, Chief Deputy County Counselor responded grants are new monies coming into the County and therefore not subject to the requirement for a public hearing.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[21494](#)

Finance and Audit Committee moved to adopt. Consent Agenda.

[21495](#)

Finance and Audit Committee moved to adopt. Consent Agenda.

[21496](#)

Finance and Audit Committee moved to adopt. Consent Agenda.

[21497](#)

Finance and Audit Committee moved to adopt. Consent Agenda.

[21498](#)

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

9 CONSENT AGENDA

[21494](#)

A RESOLUTION awarding twelve-month term and supply contracts, with one twelve-month option to extend, for the furnishing of t-shirts and wearing apparel for use by various County departments to Exhibit Arts of Wichita, KS, Seaside Companies of Millsboro, DE, and Sew What of Lee's Summit, MO, under the terms and conditions of Invitation to Bid No. 23-070.

(ADOPTED)

[21495](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of building maintenance, repair, operations supplies, parts, equipment, and materials for use by various County departments to W.W. Grainger of Lake Forest, IL, under the terms and conditions of OMNIA Partners-City of Tucson, AZ Contract No. 192163, an existing competitively bid government contract.

(ADOPTED)

[21496](#) A RESOLUTION awarding a ten-month term and supply contract, with one twelve-month option to extend, for the furnishing of fleet fuel cards for use by various County departments to WEX Bank of Midvale, UT, under the terms and conditions of State of Missouri Contract No. CC211293001, an existing government contract.

(ADOPTED)

[21497](#) A RESOLUTION authorizing a five-month extension to the term and supply contract for the furnishing of fuel products and related services for use by various County departments to Frazier Oil & L.P. Gas Co., Inc., of Gower, Missouri, awarded under the terms and conditions of City of Kansas City, Missouri Contract No. EV1848, an existing government contract.

(ADOPTED)

[21498](#) A RESOLUTION awarding a twelve-month contract, with two twelve-month options to extend, for the furnishing of case management, eDiscovery, and cloud storage services for the Prosecuting Attorney's Office to Karpel Solutions of St. Louis, MO, as a sole source purchase, at an actual annual cost to the County in the amount of \$70,000.00 for 2024.

(ADOPTED)

Resolutions #21494, #21495, #21496, #21497, and #21498 were moved to the Consent Agenda for adoption.

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, 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

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21501](#)

A motion was made by Sean E. Smith, seconded by Jalen Anderson, to adopt Resolution #21501, honoring the life and achievements of former Kansas City Mayor Richard "Dick" Berkley who passed away November 29, 2023. 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)

[21502](#)

A motion was made by Manuel Abarca IV, seconded by Donna Peyton, to adopt Resolution #21502, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 11, 2023, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) 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)

[21503](#)

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21503, transferring \$5,000.00 within the 2023 General Fund to enable the Jackson County Legislature to match funds to contribute to the efforts of aiding Afghan Prosecutors and their families to the Kansas City area. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin and Jeanie Lauer

Abstain: 1 - Sean E. Smith

(ADOPTED)

[21504](#)

A motion was made by Megan L. Marshall, seconded by Venessa Huskey, to adopt Resolution #21504, transferring \$544,155.00 within the 2023 General Fund and authorizing the settlement of the claims of Latasha Wagner and Jarmar Harris, the parents of Marquis Wagner, in the case styled Latasha Wagner et al v. Advanced Correctional et al, No. 2216-CV27410, now pending in Circuit Court of Jackson County, Missouri, for a total payment by the County of \$1,200,000.00. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Abstain: 1 - Manuel Abarca IV

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Closed meeting per Resolution #21502. 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 recessed and went into closed session.

The County Legislature reconvened.

No objection to the consideration of Resolution #21504 - not on printed agenda.

Resolution #21504 was adopted at this time. See page 7 for details.

15 ADJOURNMENT

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, December 18, 2023 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.