



Jackson County Missouri

JOURNAL

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

County Legislature

Office of
Mary Jo Spino
Clerk of the 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)*

Monday, June 3, 2019

1:00 PM

Twenty-second 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 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa 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 May 20, 2019. The motion passed by a voice vote.

4 HEARINGS

Crissy Wooderson, Legislative Auditor, introduced members of the Compliance Review Office, Tom Wyrsh, Chief Compliance Review Officer, and Jaime Guillen, Compliance Review Officer, to present information related to the quarterly report on the 2019 Minority/Women/Veteran Business Enterprises (MBE/WBE/VBE) program. Ms. Wooderson stated that the County participated in a disparity study conducted by Collette Holt & Associates in 2017. The results of the disparity study were codified in July 2018. The Compliance Office ensures that all vendors doing business with Jackson County are in compliance with the Jackson County Code. The Compliance Review Office will issue a report of its implementation of disparity study results on July 31, 2019.

Tom Wyrsh said that the Compliance Review Office (CRO) handles three areas: Affirmative Action, Prevailing Wage, and MBE/WBE/VBE matters. The CRO issues Certificates of Compliance to vendors doing business with the County on a yearly basis. The CRO works with the Purchasing

Department to ensure that each vendor is in Affirmative Action Compliance before resolutions are introduced to the Legislature. Certificates of Compliance are good for a period of one year. In the last three and a half years the CRO has implemented an electronic system which saved considerable funds that had previously been used for postage to obtain compliance reports from the 830 vendors doing business with Jackson County. Now the office sends out an email to each vendor and the Information Technology Department has created a software program for the vendors to report their information.

The second area of focus for the CRO is Prevailing Wage. The CRO officer reviews payroll and conducts site visits on County-funded projects to ensure companies are complying with prevailing wage guidelines set by the State of Missouri and Chapter 19 of the Jackson County Code. There have been some changes made at the state level last year and it is anticipated that as those new guidelines come down, the CRO will review those with the County Counselor's Office and make appropriate recommendations.

The third area of review by the CRO is the MBE/WBE/VBE program that was born out of the disparity study. The purpose of this program is to reach out to minority and women business owners and expand opportunities for these groups. Since the original study, the program has been expanded to include veteran-owned business enterprises as well, even though there is no certification for this group. Participation as a veteran-owned business is voluntary.

Jaime Guillen presented an overview of how goals are set on a project. The first step is to review the scope of services on projects over \$50,000.00 which is sent to the CRO by the Purchasing Department. The CRO conducts a search of terms and codes as well as available directories to locate MBE/WBE certified firms. If the CRO locates three or more certified firms then goals are assigned to the contract. Purchasing and the County Legislature are notified that goals have been set on a particular project. The CRO will notify the contractor that they have an obligation to send monthly reports on the project. The CRO compiles a quarterly report to give a snapshot of the project goals and reports.

The quarterly report before the Legislature provides a summary of all contracts the CRO has reviewed. The CRO has reviewed 19 contracts that are over \$50,000.00, and has assigned goals on nine of those. Copies of the report are available in the Clerk of the County Legislature's Office.

Tom Wyrsh reported that part of the disparity study recommendations included outreach to qualifying firms. The CRO has reached out to minority and women business enterprises to expand their participation and opportunities within Jackson County. The CRO is reviewing its manual and implementation of the MBE/WBE/VBE program.

Resolution 20177 was adopted at this time. Please see page 11 for details.

Matt Davis, Program Manager, presented an update on the Rock Island Rail Corridor. The Grand Opening ribbon cutting ceremony for the Rock Island Trail was held on June 1, 2019 at the 98th Street Trailhead. The Rock Island Corridor is 17.7 miles long and is 347.65 acres in size. The Corridor is a multi-modal transportation corridor and has common carrier status. The trail portion of the Corridor is 13.5 miles.

In March 2013, Alternative Analysis identified the preferred use of the Rock Island Corridor to be a commuter rail and trail corridor. In November 2013, Jackson County entered into negotiations with Union Pacific Railroad for acquisition of the Corridor. In September 2015, the KCATA Board voted unanimously to partner with Jackson County to acquire the Corridor. On May 2, 2016, Jackson County officially acquired the Corridor from Union Pacific Railroad.

The Corridor includes 56,000 residents and 26,000 jobs. The Corridor encompasses the Truman Sports Complex and the downtown Raytown, I-470 and View Drive High areas, and parts of Lee's Summit.

Phase One of the Trail Development Schedule is completed. It covers Jefferson Street in Lee's Summit to Brickyard Road in Kansas City, MO and covers 6.4 miles of the trail. Phase Two of the project is pending with Legislative approval of Ordinance #5231. The construction will cover Brickyard Road and end at the Truman Sports Complex and will be 7.1 miles in length. Future plans include the Greenwood Connector and the Little Blue Trace Connector slated for 2021.

The Corridor is a shared use path, implemented in a way to preserve the Corridor for future transit use by the Kansas City Area Transportation Authority (KCATA). The trail development is a valuable amenity that is available now to pave the way for a high-capacity transit ridership, the long-term goal for the Corridor.

Today, parking lots and amenities for the trail are funded through Federal

dollars. In the future, enhanced amenities including trail-side and transit-oriented development will include partnerships with businesses, volunteers, neighboring municipalities and developers.

It is hoped to connect the Rock Island Trail to the Katy Trail through the Greenwood Connector. The Katy Trail is the nation's second longest rail-trail, offering nearly 238 miles of scenic bicycle and pedestrian trail, with 400,000 visitors per year. In 2012, an economic impact study found that communities near the Katy Trail experienced \$10.4 million in direct trail spending, translating to about 300+ jobs.

Executive Order 19-18 was read at this time. Please see page 11 for details.

Gail McCann Beatty, Director of Assessment, presented an update on the Assessment Department property valuations. Ms. Beatty recognized the contributions of her staff and their hard work during the 2019 reassessment process. Ms. Beatty said that notices will be going out this week on the reassessment. The office has seen fairly significant increases in the values for 2019. Regarding residential properties, she said there is an average of 18% increase; single family properties will have a 54% increase; 16% of properties will have no increase. Commercial properties will have an increase between 40-45% overall. These increases are consistent with the industry reports on property values in our area and will meet our obligations with the state.

Ms. Beatty said that for commercial properties, the State Tax Commission requires the County to be between 90% and 110% of ratio value of sales. The County is currently at 96%. These figures do not take into consideration informal appeals or appeals to the Board of Equalization (BOE). Dan Tarwater III, County Legislator, said that just because a property has an increase in value does not necessarily translate into increased taxes because the tax levy rate will vary. Ms. Beatty said that the Assessment Department will estimate the amount of taxes to be due based on the non-binding levy submitted by the taxing jurisdictions. This amount may change later in the year when the final levy rates are set. The Assessment Department encourages anyone wanting to challenge their property values to contact the Assessment Department for an informal review. This is a simple process and the taxpayer does not need an attorney. Taxpayers are encouraged to submit their evidence including photographs and appraisals to support their request for a reduction in their property value. Ms. Beatty said that she asks taxpayers if they would be willing to sell their house for an amount equal to the assessed value. If the

taxpayer can reasonable assert that their property would never sell for that much, then she recommends they contact the Assessment Department.

Ms. Beatty said that they are required to follow the deadlines as set by the state. Those deadlines are June 24, 2019 for submission of an informal review by the Assessment Department. If the citizen still disagrees, they may appeal the value to the BOE by July 8, 2019. Citizens do not need an attorney for this process. If citizens do not agree with the BOE decision they then may appeal to the State Tax Commission. Ms. Beatty said that they have added extra staff to handle calls to Assessment and they are reaching out to the tax representatives to use the informal review process to decrease the burden on the BOE. She said that the Assessment Department will use the data provided to calculate values. Citizens and commercial representatives should be prepared to present such evidence to support their appeal. She said this process is not a negotiation.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Jaime Masters, Chief of Health Services, said that the County Executive's Office will be having Jeans Day in June to raise funds to support citizens displaced by the flooding in Levasy. They are also accepting donations of towels and hygiene products. The water levels in Levasy have never been this high. The Sheriff's Office has allocated resources to assist with ensuring the residents of Levasy are safe. Citizens are encouraged to use alternate routes in flooded areas. The Environmental Health Division is headed to the area to open an additional shelter.

Scott Burnett, County Legislator, said that he has been working with the Sheraton Hotel for a year and a half. They have towels that they will donate to assist with this relief effort.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5226](#)

A motion was made by Dan Tarwater III, seconded by Crystal Williams, to hold Ordinance #5226, enacting sections 5547 and 5573, Jackson County Code, 1984, relating to the petty offense code, with a penalty provision. The motion passed by voice vote.

(APPROVED)

[5229](#) Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

A motion was made by Dan Tarwater III, seconded by Tony Miller to waive the reading of Ordinance #5230. The motion passed by a voice vote.

[5230](#) Land Use Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[20161](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[20162](#) A motion was made by Tony Miller, seconded by Jeanie Lauer, to hold Resolution #20162. The motion passed by voice vote.

(APPROVED)

[20162](#) A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Resolution #20162, authorizing the County Counselor to execute a Legal Services Agreement with Husch Blackwell, LLP, of Kansas City, Missouri, at a cost to the County not exceed \$120,000.00 for services to be performed in 2019. 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)

[20163](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[20164](#) Health and Environment Committee moved to adopt. Consent Agenda.

[20165](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

The Justice and Law Committee Substitute for Resolution #20165 dated June 3, 2019 was adopted.

9 CONSENT AGENDA

[5229](#) AN ORDINANCE appropriating \$53,732.00 from the undesignated fund balance of the 2019 Grant Fund in acceptance of an increase to the Gender Specialized Tracker Program Grant received from the Missouri Department of Public Safety.

(PERFECTED)

[5230](#) AN ORDINANCE transferring \$240,000.00 within the 2019 General Fund and appropriating \$100,000.00 from the undesignated fund balance of the 2019 Health Fund, and authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the City of Independence, MO, to set out the terms of the management and operation of the Jackson County Regional Animal Shelter, at a cost to the County in 2019 in the amount of \$340,000.00.

(PERFECTED)

[20161](#) A RESOLUTION awarding a twelve-month term and supply contract 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 United States Communities Government Purchasing Alliance Master Agreement No. 201314300, an existing government contract.

(ADOPTED)

[20163](#) A RESOLUTION awarding a twelve-month term and supply contract with four twelve-month options to extend for the furnishing of ATM machines at the Kansas City Courthouse and the Eastern Jackson County Courthouse to Universal Money Centers, Inc., of Lenexa, KS, under the terms and conditions of Requests for Proposal No. 5-19, at no cost to the County.

(ADOPTED)

[20164](#) A RESOLUTION authorizing the County Executive to execute an Agreement for Services with the Mid-America Local Emergency Planning Committee and the Mid-America Regional Council, at no cost to the County.

(ADOPTED)

[20165](#) A RESOLUTION transferring \$80,872.00 within the 2019 Grant Fund, to reallocate funds used for the Juvenile Court Diversion Program grant.

(ADOPTED)

Ordinances #5230 and #5231 were sent to the Consent Agenda for perfection. Resolutions #20161, #20163, #20164 and #20165 were sent 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 Galvin

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5231](#)

Appropriating \$2,370,375.00 from the undesignated fund balance of the 2019 Grant Fund and awarding a contract on Bid No. PW 09-2018 for the Rock Island Rail Corridor Shared Use Path - North Segment Project, No. 3221, to Radmacher Brothers Excavation Co., Inc., of Pleasant Hill, MO, at a cost to the County not to exceed \$11,067,439.71, and authorizing the Director of Parks + Rec to approve line item adjustments at no additional cost to the County.

(Assigned to the Land Use Committee.)

[5232](#)

Appropriating \$127,244.00 from the undesignated fund balance of the 2019 General Fund representing a payment of insurance proceeds to be used to fund repairs to and the restoration of the downtown Jackson County Courthouse and related costs, necessitated by recent water damage.

(Assigned to the Legislature As A Whole.)

[5233](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 7.30 ± acre tract from District AG (Agricultural) to District RE (Residential Estates), to create a single-family residential lot.

(Assigned to the Land Use Committee.)

The Land Use Committee will have a public hearing regarding Ordinance #5233 on Monday, June 10, 2019 at 12:50 p.m. at the Eastern Jackson County Courthouse located at 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers.

[5234](#)

Appropriating \$79,067.00 from the undesignated fund balance of the 2019 Grant Fund in acceptance of the Jackson County Disproportionate Minority Contact Coordinator grant awarded from the Missouri Department of Public Safety.

(Assigned to the Justice and Law Enforcement Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20166](#)

A motion was made by Dan Tarwater III, seconded by Crystal Williams, to adopt Resolution #20166, authorizing the Jackson County Legislature to hold a closed meeting on Monday, June 3, 2019, 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 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Galvin

(ADOPTED)

[20167](#)

Awarding a twenty-four month term and supply contract with three twelve-month options to extend for the furnishing of live bait for use by the Parks + Rec Department to J & J Enterprises of Butler, MO, under the terms and conditions of Invitation to Bid No. 8-19.

(Assigned to the Land Use Committee.)

[20168](#)

Awarding a twelve-month term and supply contract with two twelve-month options to extend for the furnishing of unmanned aircraft systems, supplies, and equipment for the use by Sheriff's Office to Cloud City Drones, LLC, of Warwick, RI, under the terms and conditions of Bid No. 4-19.

(Assigned to the Justice and Law Enforcement Committee.)

[20169](#)

Awarding a twelve-month contract with four twelve-month options to extend, for the furnishing of access control consulting services for use by the Department of Corrections to Professional Systems Engineering, LLC, of Lansdale, PA, under the terms and conditions of Request for Proposals No. 64-18, at an annual cost to the County not to exceed \$25,000.00.

(Assigned to the Justice and Law Enforcement Committee.)

[20170](#)

Authorizing the purchase of a Ventrac mower for use by the Parks + Rec Department from Kansas Golf and Turf of Lenexa, KS, under the terms and conditions of Sourcewell (NJPA) Contract No. 062117-VPI, an existing competitively bid contract, at an actual cost to the County of \$41,876.05.

(Assigned to the Land Use Committee.)

[20171](#) Authorizing the County Counselor to execute a Legal Services Agreement with Seyferth, Blumenthal & Harris, LLP, of Kansas City, Missouri, at a cost to the County not exceed \$5,000.00 for services to be performed in 2019.

(Assigned to the Legislature As A Whole.)

[20171](#) A motion was made by Charlie Franklin, seconded by Dan Tarwater III, to adopt Resolution #20171, 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)

[20172](#) Transferring \$64,000.00 within the 2019 General Fund to cover the cost of replacement radios within the Circuit Court's Civil Process Division.

(Assigned to the Justice and Law Enforcement Committee.)

[20173](#) Authorizing the Sheriff to execute a Memorandum of Understanding with the United States Marshals Service for participation in Operation Triple Beam.

(Assigned to the Justice and Law Enforcement Committee.)

[20174](#) Awarding a twenty-four month term and supply contract, with three twelve-month options to extend, for the furnishing of sludge and debris removal services for use by various County departments to K Jett Services, LLC, of Belton, MO, under the terms and conditions of Invitation to Bid No. 16-19.

(Assigned to the Finance and Audit Committee.)

[20175](#) Transferring \$172,414.00 within the 2019 General Fund and authorizing the Director of Finance and Purchasing to issue a check in the amount of \$172,413.79 to the City of Kansas City, Missouri, representing the prorated share of the capital improvement investment made by the City at the Jackson County Regional Corrections Center.

(Assigned to the Justice and Law Enforcement Committee.)

[20176](#) Authorizing the Director of Finance and Purchasing to issue a check in the amount of \$92,000.00 to the Kansas City Area Transportation Authority to partially reimburse the authority for the cost of police vehicles purchased under the Memorandum of Understanding dated December 21, 2017.

(Assigned to the Justice and Law Enforcement Committee.)

[20177](#)

A motion was made by Dan Tarwater III, seconded by Crystal Williams, to adopt Resolution #20177, recognizing Jackson County Prosecuting Attorney Jean Peters Baker as the 2019 recipient of the Greater Missouri Leadership Challenge Foundation Woman of the Year Award. 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 Galvin

(ADOPTED)

[20178](#)

A motion was made by Charlie Franklin, seconded by Tony Miller, to adopt Resolution #20178, transferring \$24,644.00 within the 2019 Health Fund to cover the cost of supplemental funding for the Chief Medical Examiner's salary. The motion passed by a roll call vote:

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

Absent: 1 - Scott Burnett

(ADOPTED)

[20179](#)

Authorizing an addendum to the existing credit card agreement with PayIt, LLC, of Kansas City, MO, to provide services to the Recorder of Deeds Department under the conditions of term and supply contract SS19958, at no cost to the County.

(Assigned to the Finance and Audit Committee.)

12 COUNTY EXECUTIVE ORDERS[19-18](#)

I hereby appoint Dr. Marius C. Tarau, M.D., as Medical Examiner effective June 3, 2019, occasioned by the resignation of Dr. Diane C. Peterson, M.D. A copy of Dr. Tarau's resume is attached.

13 UNFINISHED BUSINESS

Crystal Williams, County Legislator, met with the Prosecuting Attorney's Office, Bridgette Shaffer with the Jackson County Health Department and representatives of the Kansas City Health Department to discuss the Prescription Drug Monitoring Program (PDMP). They are following up on the next steps for this program.

Jalen Anderson, County Legislator, said on Thursday, June 6, 2019, there will be a meeting at the Inter-City Fire Protection District for a tour of Blue Summit. He said that they will schedule additional tour dates for those that cannot attend this week.

14 NEW BUSINESS

Closed meeting per Resolution #20166. 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 went into closed session.

The County Legislature reconvened.

Resolution #20162 was adopted at this time. See page 6 for details.
Resolution #20171 was adopted at this time. See page 10 for details.

15 ADJOURNMENT

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

Meeting adjourned until Monday, June 10, 2019 at 1:00 P.M. at the Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers.