



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Charlie Franklin (3rd) Chairman,
Theresa Cass Galvin (6th) Vice Chairman,
Jalen Anderson (1st AL), Crystal Williams (2nd AL), Tony Miller (3rd AL),
Scott Burnett (1st), Ronald E. Finley (2nd), Dan Tarwater III (4th),
Jeanie Lauer (5th)

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

Monday, November 28, 2022

10:00 AM

Forty-sixth Regular Meeting

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

Charlie Franklin, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

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 Theresa Cass Galvin to approve the journal of the previous meeting held on November 21, 2022. The motion passed by a voice vote.

4 HEARINGS

Dan Wehmuller, Project Coordinator, and Dan Musser, Principal/Project Advisor for JCDC Partners, LLC, presented an opinion on the practicality of a joint regional detention facility in cooperation with the City of Kansas City. A copy of the JCDC Partners presentation is available under the Meeting Details for the November 28, 2022, Legislative Meeting located at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=1058740&GUID=BDD3BCA0-3B40-4B06-BA01-0EC2ADF90CD3&Options>

Jeanie Lauer, County Legislator, asked if pursuing one of these options would be setting a precedent and open the door for other municipalities to join in on the project. Troy Schulte, County Administrator, explained the City of Kansas City is unique among the other municipalities in that its needs are much greater. For example, the City of Lee's Summit needs about 10 to 15 beds and the City of Independence needs about 20 to 25

beds. The City of Kansas City requires a facility of about 250 to 300 beds. The question will be if the County's cost of service model can compete with the price the smaller municipalities can receive from Johnson County, Missouri.

Tony Miller, County Legislator, said the smaller municipalities are not handing out long sentences like may be imposed at a County facility. If a city has a major criminal case, it is likely to be referred to the County prosecutor and not be handled by the city municipal court.

Theresa Cass Galvin, County Legislator, said the Legislature had previously been advised that a unit cost per day to house an inmate is \$110. Costs have escalated since that report. Ms. Galvin requested an updated unit cost. Mr. Schulte said JCDC Partners are working on determining the updated unit cost.

Ronald E. Finley, County Legislator, asked about the next step in this process. Troy Schulte said if the County wants to pursue a joint facility, JCDC Partners recommends either Option 2 – multiple structures with independent facilities on one site or Option 3 – shared services with independent facilities sharing services. He said the County Executive has a meeting scheduled with representatives of KCMO. None of the options presented will be a cost savings for the County, but could be a cost savings for the City of Kansas City. Some options may provide a future cost savings, but no option will provide a savings on the guaranteed maximum price (GMP). Mr. Schulte said JCDC and JE Dunn – Axiom will need direction from the Legislature.

Jalen Anderson, County Legislator, said since the GMP is still unknown, it is difficult to make any decision. He appreciates the thorough work JCDC Partners presented, but cautions that they should not get ahead of themselves until the GMP has been presented.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Frank White, Jr., County Executive, invited Michele Newman, Director of Parks + Rec, to speak regarding the success of the Christmas in the Sky event. Ms. Newman said thousands of people attended the 25th anniversary of Christmas in the Sky on Wednesday night to kick off the 35th anniversary of Christmas in the Park season. She said these events are a gift to the residents of Jackson County and have become a holiday tradition for many families.

Scott Burnett, County Legislator, asked the County Executive for an

update on COVID-19. Caleb Clifford, Chief of Staff, said the Administration is working with the Health Department for an update next week.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5667](#)

AN ORDINANCE authorizing the issuance of special obligation bonds (Justice with Dignity Project) Series 2022A of Jackson County, Missouri, and authorizing certain other documents and actions in connection therewith.
(Legislature As A Whole - 2nd. Perfection)

Troy Schulte, County Administrator, said there will be a Substitute introduced next week to change the amount to \$256 million.

Jeanie Lauer, County Legislator, asked if Jackson County has received a Guaranteed Maximum Price from JE Dunn. Mr. Schulte responded no.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[21098](#)

A RESOLUTION awarding a thirty-six month term and supply contract with two twelve-month options to extend for the furnishing of inmate pay telephone services for use by the Department of Corrections to Smart Communications Holding, Inc., of Seminole, FL, under the terms and conditions of Request for Proposals No. 11-22, for a commission payable to the County.

(Justice and Law Enforcement Committee - 1st. Meeting)

[21099](#)

Public Works Committee moved to adopt. Consent Agenda.

[21100](#)

Justice and Law Enforcement Committee moved to adopt.

Jalen Anderson objected to the Consent Agenda and cited his reasons.

[21100](#)

A motion was made by Theresa Cass Galvin, seconded by Ronald E. Finley, to adopt Resolution #21100, awarding a contract for the furnishing of one full-size sports utility vehicle for use by the Sheriff's Office to Landmark Dodge of Independence, MO, under the terms and conditions of State of Missouri Contract No. CC220022002, a cooperatively bid government contract for government entities statewide, at an actual cost to the County in the amount of \$35,634.00. The motion passed by a roll call vote:

Yes: 6 - Charlie Franklin, Theresa Cass Galvin, Tony Miller, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

No: 2 - Jalen Anderson and Crystal Williams

Absent: 1 - Scott Burnett

(ADOPTED)

9 CONSENT AGENDA[21099](#)

A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of water testing services for use by the Public Works Department to Nalco Water of Naperville, IL, under the terms and conditions of Invitation to Bid No. 62-22.

(ADOPTED)

Resolution #21099 was moved to the Consent Agenda for adoption.

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

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

Absent: 1 - Scott Burnett

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE[5700](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5700. The motion passed by a voice vote.

(PERFECTED)

[5700](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III, to adopt Ordinance #5700, appropriating \$4,468.00 from the undesignated fund balance of the 2022 General Fund in acceptance of the Missouri Western Interdiction and Narcotics Task Force grant awarded by the Missouri Department of Public Safety. The motion passed by a roll call vote:

Yes: 9 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

(ADOPTED)

[5701](#) 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, 2023.

(Assigned to the Legislature As A Whole.)

[5702](#) Setting the 2023 Jackson County, Missouri tentative tax levy.

(Assigned to the Legislature As A Whole.)

[5703](#) Appropriating \$2,400.00 from the undesignated fund balance of the 2022 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.

(Assigned to the Finance and Audit Committee.)

[5704](#) Appropriating \$108,786.00 from the undesignated fund balance of the 2022 Park Fund and awarding a contract on Bid No. 112-22 for a park road repair maintenance project to Superior Bowen Asphalt Company, LLC, of Kansas City, MO, at an actual cost to the County not to exceed \$2,001,136.00, and authorizing the Director of Parks + Rec to approve line item adjustments under this contract at no additional cost to the County.

(Assigned to the Budget Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21102](#) Awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of HVAC Filters for use by various County departments to Kansas City Air Filters of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 86-22.

(Assigned to the Finance and Audit Committee.)

[21103](#) Awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of fuel dispensing equipment services for use by various County departments to Petroleum Equipment, Inc., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 85-22.

(Assigned to the Finance and Audit Committee.)

[21104](#) Awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of body transportation services for use by the Medical Examiner's Office to Metro Removal of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 99-22.

(Assigned to the Health and Environment Committee.)

[21105](#) Awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of bottled water and dispenser services for use by various County departments to Pure Water Oasis, Inc., of Independence, MO, under the terms and conditions of Invitation to Bid No. 101-22.

(Assigned to the Finance and Audit Committee.)

[21106](#) Transferring \$69,840.00 within the 2022 General Fund for the purpose of funding an architectural study to accommodate the Family Court's Emerging Adults Program.

(Assigned to the Budget Committee.)

[21107](#) Approving the Blue River Parkway Master Plan.

(Assigned to the Land Use Committee.)

[21108](#) Transferring \$38,383,428.00 within the 2022 American Rescue Plan Fund to charge to that fund previously authorized expenditures that are allowable expenses under the Federal American Rescue Plan Act.

(Assigned to the Finance and Audit Committee.)

[21109](#) A motion was made by Dan Tarwater III, seconded by Theresa Cass Galvin, to adopt Resolution #21109, authorizing the Jackson County Legislature to hold a closed meeting on Monday, November 28, 2022, 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 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

(ADOPTED)

No objection to the consideration of Resolution #21109 - not on printed agenda.

[21110](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Resolution #21110, approving the settlement of the claims of Tiffany Cox in the case styled Tiffany Cox v. Jackson County, Missouri d/b/a Jackson County Sheriff's Department, No. 2116-CV08392, now pending in the Circuit Court of Jackson County, Missouri, for a total payment by the County of \$150,000.00. The motion passed by a roll call vote:

Yes: 8 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Dan Tarwater III and Jeanie Lauer

Abstain: 1 - Ronald E. Finley

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[22-22](#)

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, 2024.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Closed meeting per Resolution #21109.

The County Legislature recessed and went into closed session.

The County Legislature reconvened.

Resolution #21110 was adopted at this time. See page 6 for details.

15 ADJOURNMENT

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

The next legislative meeting is scheduled to be held on Monday, December 5, 2022 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.