



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

*Scott Burnett (1st) Chair, Alfred Jordan (2nd) Vice Chair,
Garry J. Baker (1st AL), Crystal Williams (2nd AL), Tony Miller (3rd AL),
Dennis Waits (3rd), Dan Tarwater III (4th), Greg Grounds (5th), Theresa Galvin
(6th)*

Monday, December 11, 2017

2:30 PM

Fiftieth Regular Meeting

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

Scott Burnett Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds 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 Dennis Waits to approve the journal of the previous meeting held on December 06, 2017. The motion passed by a voice vote.

4 HEARINGS

Presentation of the Jackson County Sheriff's Office Medal of Valor to Deputy Sheriff Lauren Michael was postponed until January 2018.

Public Hearing regarding the adoption of Ordinance #5051, setting the 2018 Jackson County, Missouri tentative tax levy and the adoption of Ordinance #5052, 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, 2018.

Scott Burnett opened the public hearing regarding the 2018 tentative tax levy and the 2018 annual budget.

Since no one was present to speak for or against the above mentioned ordinances, the public hearing was closed.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Associate of the Month Award for October 2017 was presented to Jill Miller, Wellness Coordinator in the Human Resources Department.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

- [5051](#) AN ORDINANCE setting the 2018 Jackson County, Missouri tentative tax levy.
(Legislature As A Whole - 4th. Perfection)
- [5052](#) 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, 2018.
(Legislature As A Whole - 4th. Perfection)
- [5055](#) A motion was made by Tony Miller, seconded by Garry J. Baker to approve the Land Use Committee Amendment dated December 11, 2017, to insert the sentence "Except that part lying south of Flynn Road." at the end of the "Description" paragraph on page one. The motion passed by a voice vote.
- [5055](#) A motion was made by Tony Miller, seconded by Garry J. Baker to perfect Ordinance #5055 as amended. The motion passed by a voice vote.
(PERFECTED)
- [5055](#) A motion was made by Tony Miller, seconded by Garry J. Baker, to adopt Ordinance #5055 amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.00 ± acre tract from District AG (Agricultural) to District RE (Residential Estates). The motion passed by a roll call vote:
Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin
Absent: 1 - Crystal Williams
(ADOPTED)
- [5056](#) Land Use Committee moved to perfect.
Tony Miller objected to the Consent Agenda.
- [5056](#) A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5056. The motion passed by a voice vote.
(PERFECTED)

[5056](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III, to adopt Ordinance #5056 renewing a conditional use permit (CUP) in District AG (Agricultural) for a period of forty years to operate and construct a communication tower and facility, subject to specified conditions as to a 3.83 ± acre tract. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[5057](#)

Land Use Committee moved to perfect.

Tony Miller objected to the Consent Agenda.

[5057](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5057. The motion passed by a voice vote.

[5057](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III, to adopt Ordinance #5057 renewing a conditional use permit (CUP) in District AG (Agricultural) for a period of twenty years to operate a private aviation field, subject to specified conditions as to a 53 ± acre tract. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[5059](#)

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

[5060](#)

Anti-Drug Committee moved to perfect.

Tony Miller objected to the Consent Agenda.

[5060](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller to perfect Ordinance #5060. The motion passed by a voice vote.

[5060](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Ordinance #5060 appropriating \$100,142.00 from the undesignated fund balance of the 2017 Grant 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: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[5061](#) A motion was made by Alfred Jordan, seconded by Dennis Waits, to perfect the Justice and Law Enforcement Committee Substitute for Ordinance #5061. The motion passed by a voice vote.
(PERFECTED)

[5061](#) A motion was made by Alfred Jordan, seconded by Dennis Waits, to adopt Ordinance #5061 repealing sections 9305., and 9306. Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, two new sections relating to the same subject. The motion passed by a roll call vote:
Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin
Absent: 1 - Crystal Williams
(ADOPTED)

[5062](#) AN ORDINANCE enacting section 525. Jackson County Code, 1984, relating to County finances.
(Finance and Audit Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5045](#) Repealing sections 9305., 9306. and 9307. Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, three new sections relating to the same subject.
(WITHDRAWN BY SPONSOR TARWATER, CONCURRED BY WAITS AND GROUNDS.)

[5050](#) Consent Agenda.
A motion was made by Dennis Waits, seconded by Tony Miller, to waive the reading of Ordinances #5054 and #5058. The motion passed by a voice vote.

[5054](#) Consent Agenda.

[5058](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[19667](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[19668](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19669](#) A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of temporary inmate housing for use by the Department of Corrections, to the Andrew County, Missouri Sheriff's Office as an acquisition from another governmental entity.
(Justice and Law Enforcement Committee - 2nd. Meeting)

9 CONSENT AGENDA

[5059](#) AN ORDINANCE repealing section 664., Jackson County Code, 1984 relating to minority- and women-owned business enterprise programs, and enacting, in lieu thereof, one new section relating to the same subject.
(PERFECTED)

[5050](#) AN ORDINANCE appropriating \$3,056.00 from the undesignated fund balance of the 2017 Park Fund in acceptance of insurance proceeds for the loss of a trailer, for use by the Parks + Rec Department.
(ADOPTED)

[5054](#) AN ORDINANCE transferring \$33,734.00 within the 2017 Special Road and Bridge Fund, appropriating \$33,734.00 from the undesignated fund balance of the 2017 Grant Fund, awarding a contract on Bid No. PW 08-2017 for the Pavement Repair/Overlay at Longview Lake Project, No. 3219, to Musselman & Hall Contractors of Kansas City, MO, at a cost to the County in the amount of \$380,734.00, and authorizing the Director of Public Works to approve line item adjustments at no additional cost to the County.
(ADOPTED)

[5058](#) AN ORDINANCE transferring \$183,848.00 within and appropriating \$793,553.00 from the undesignated fund balance of the 2017 Anti-Drug Sales Tax Fund in acceptance of the Victims of Crime Act Grant for use by the Prosecuting Attorney's Office's Victim Services Program and authorizing the County Executive to execute a Program Agreement with the Missouri Department of Social Services.
(ADOPTED)

[19667](#) A RESOLUTION transferring \$25,608.00 within the 2017 Special Road and Bridge Fund and awarding a contract for the furnishing of portable radios and accessories for use by the Sheriff's Office to Motorola Solutions, Inc., of Schaumburg, IL, under the terms and conditions set forth in State of Missouri Contract No. CO22, an existing government contract, at an actual cost to the County not to exceed \$25,608.00.
(ADOPTED)

[19668](#)

A RESOLUTION awarding a twelve-month term and supply contract with four twelve-month options to extend for the furnishing of vehicle liability insurance for use Countywide to the Missouri Public Entity Risk Management Fund (MOPERM) of Jefferson City, Missouri, under the terms and conditions of Request for Proposals No. 78-17.

(ADOPTED)

*Ordinance #5059 was sent to the Consent Agenda for perfection.
Ordinances #5050, #5054, #5058 and Resolutions #19667 and #19668
was sent to the Consent Agenda.*

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

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5063](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits to perfect Ordinance #5063. The motion passed by a voice vote.

(PERFECTED)

[5063](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Ordinance #5063, appropriating \$10,000.00 from the undesignated fund balance of the 2017 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an agreement in acceptance of funding provided by the Organized Crime Drug Enforcement Task Force for use by the Jackson County Drug Task Force for "Operation Empty Pockets."

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[5064](#)

Amending subsection 902.33, Jackson County Code, 1984, relating to the Ethics Code.

(Assigned to the Finance and Audit Committee.)

[5065](#)

A motion was made by Greg Grounds, seconded by Theresa Galvin to perfect Ordinance #5065. The motion passed by a voice vote.

[5065](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Ordinance #5065, appropriating \$239,207.00 from the undesignated fund balance of the 2017 General Fund, \$117,825.00 from the undesignated fund balance of the 2017 Health Fund, and \$62,580.00 from the undesignated fund balance of the 2017 Anti-Drug Sales Tax Fund to cover the costs of certain projects for use by the Department of Corrections. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[5066](#)

Amending subsections 1503.2 and 1503.3, Jackson County Code, 1984, relating to the Employees' Pension Plan.

(Assigned to the Finance and Audit Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19670](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater III, to adopt Resolution #19670, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 11, 2017, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) and (3) 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: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[19671](#)

A motion was made by Greg Grounds, seconded by Garry J. Baker, to adopt Resolution #19671, transferring \$18,000.00 within the 2017 General Fund to cover the cost of emergency repairs to the Eastern Jackson County Courthouse. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[19672](#) Authorizing the County Executive to execute an Intergovernmental Agreement with the City of Independence, Missouri, for the furnishing of animal sheltering services at the Regional Animal Shelter, for funds payable to the County.

(Assigned to the Finance and Audit Committee.)

[19673](#) Authorizing the County Executive to execute the Cooperative Agreement for Distribution of Surplus with the City of Kansas City, Missouri, and the Tax Increment Financing (TIF) Commission of Kansas City, Missouri, related to the distribution of funds in connection with the sale of certain property owned by the Commission.

(Assigned to the Finance and Audit Committee.)

Ordinance #5065 was reconsidered at this time. See page 7 for details.

[19674](#) A motion was made by Alfred Jordan, seconded by Theresa Galvin, to adopt Resolution #19674, awarding a contract for the remodeling of the Detention Center locker rooms for use by the Department of Corrections to Hartline Construction of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 69-17, at a cost to the County not to exceed \$265,340.00. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

[19675](#) Awarding a sixty-month contract for the furnishing of management and operation of the Jackson County Regional Animal Shelter to Great Plains SPCA of Merriam, KS, under the terms and conditions of Request for Proposals No. 54-17.

(Assigned to the Finance and Audit Committee.)

[19676](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund, which are engaged in anti-violent crime activities and purposes, at an aggregate cost to the County not to exceed \$200,000.00.

(Assigned to the Anti-Drug Committee.)

Colonel Ben Kenney explained Resolution #19677.

[19677](#)

A motion was made by Alfred Jordan, seconded by Dennis Waits, to adopt Resolution #19677 authorizing the County Executive to execute a Memorandum of Understanding with the Kansas City Area Transportation Authority (KCATA), for the furnishing of security services, for compensation payable to Jackson County. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

No objection to the consideration of Resolution #19678 - not on printed agenda.

[19678](#)

A motion was made by Garry Baker, seconded by Greg Grounds, to adopt Resolution #19678 congratulating Paul Shelton on the occasion of his retirement after over 40 years of service to Jackson County. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[17-23](#)

Pursuant to section 9057, Jackson County Code I hereby make the following reappointments to the Housing Resources Commission:

David S. Odegard is reappointed for a term to expire October 31, 2019.

Annette Le Pique is reappointed for a term to expire October 31, 2019.

Rhonda Holman is reappointed for a term to expire October 31, 2020.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Closed Meeting per Resolution #19670.

The County Legislature went into closed session.

The County Legislature reconvened.

15 ADJOURNMENT

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

Meeting adjourned until Friday, December 15, 2017 at 2:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.