



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

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

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

Monday, August 29, 2016

2:30 PM

Thirty-second Regular Meeting

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

Crystal Williams, Chair, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds 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 Dennis Waits to approve the journal of the previous meeting held on August 22, 2016. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Caleb Clifford, Chief of Staff for County Executive Frank White Jr., apologized the County Executive was unable to attend the County Legislature's meeting due to a previously scheduled conflict. He said with regards to the incident reported last Friday, August 26, 2016, they can not give details due to personnel issues and an ongoing criminal investigation. He said Joe Piccinini, Director of Corrections, was present to go over and discuss things that have been released publicly.

Joe Piccinini said the event came to his attention on Friday, August 26th, but before Corrections staff contacted him they contacted local law enforcement to get them on the scene. He said his department will continue to work diligently with law enforcement until they have an outcome on this tragic situation. He takes this very seriously and explained that an internal investigation is being done as well.

Caleb Clifford stated that members of the Administration, including the County Executive, as well as Department of Corrections staff have been working with law enforcement over the weekend and will continue until a conclusion is reached on this situation and they have determined all individuals responsible.

Crystal Williams asked about the victims who were sexually assaulted at the Regional Correctional Center.

Caleb Clifford responded that he would defer any questions about the victims to the County Counselor.

Stephen Nixon, County Counselor, said since there is an ongoing investigation and they do not have all the facts, they can not discuss it at this time. He said a statement will be released soon.

Caleb Clifford indicated that the Prosecutor's Office is also working on this incident.

Alfred Jordan, County Legislator asked when the investigations will be complete.

Caleb Clifford said they do not know the amount of time needed to complete the investigations. He informed the County Legislature that the County Counselor will hire former United States Attorney Todd Graves to assist with this case.

Dan Tarwater III, County Legislator, asked the Administration's policy for keeping the County Legislature informed because members of the legislature heard about this incident via the media and their constituents.

Caleb Clifford apologized that the County Legislature was not informed about this incident. He said it is their goal to provide information to the County Legislature as soon as they can release it.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

A motion was made by Dan Tarwater III, seconded by Dennis Waits, to waive the reading of Ordinances #4874, #4875, #4876, #4877, #4878 and #4879. The motion passed by a voice vote.

[4874](#)

AN ORDINANCE granting a conditional use permit (CUP) in District AG (Agricultural) to construct a 180-foot wireless communication tower, subject to specified conditions, as to a 5 ± acre tract.

(Land Use Committee - 1st. Perfection)

[4875](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 1.5 ± acre tract from District AG (Agricultural) to District RS (Residential Suburban).

(Land Use Committee - 1st. Perfection)

[4876](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 4.34 ± acre tract from District AG (Agricultural) to District GB (General Business).

(Land Use Committee - 1st. Perfection)

[4877](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 1.78 ± acre tract from District AG (Agricultural) to District RS (Residential Suburban).

(Land Use Committee - 1st. Perfection)

[4878](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 3.1 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).

(Land Use Committee - 1st. Perfection)

[4879](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 10.24 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #4874, #4875, #4876, #4877, #4878 and #4879 on Monday, September 12, 2016 at 1:30 P.M. at the Jackson County Courthouse, 415 East 12th Street, 2nd Floor, Kansas City Legislative Assembly Area.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[19238](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19239](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19240](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[19238](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide a leadership development program for use by the County Executive's Office, at a total cost to the County not to exceed \$17,000.00.
(ADOPTED)

[19239](#) A RESOLUTION awarding a twenty-four month term and supply contract with three twelve-month options to extend for the furnishing of mailing services for use by the Office Services Division of the Finance and Purchasing Department to Strahm Automation and Mailing Services of Kansas City, MO, under the terms and conditions of Request for Proposals No. EV2181.
(ADOPTED)

[19240](#) A RESOLUTION awarding a twenty-four month term and supply contract, with two twelve-month options to extend, for the furnishing of certified laboratory urinalysis testing for use by the Office of Population Control to Avertest, LLC., of Richmond, Virginia, under the terms and conditions of Request for Proposals No. 12-16.
(ADOPTED)

Resolutions #19238, #19239 and #19240 were moved to the Consent Agenda for adoption.

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

Yes: 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[4882](#) Transferring \$160,000.00 within and appropriating \$256,842.00 from the undesignated fund balance of the 2016 Anti-Drug Sales Tax Fund in acceptance of the 2016 Edward Byrne Memorial Justice Assistance Grant awarded to the Multi-Jurisdictional Drug Task Force.
(Assigned to the Anti-Drug Committee.)

Penny Clodfelter, Program Manager of the Family Court, explained Ordinance #4883.

[4883](#) A motion was made by Alfred Jordan, seconded by Tony Miller to perfect Ordinance #4883. The motion passed by a voice vote.

[4883](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III to

suspend the rules to consider final passage of Ordinance #4883. The motion passed by a voice vote.

[4883](#)

A motion was made by Alfred Jordan, seconded by Dennis Waits, to adopt Ordinance #4883, appropriating \$86,744.00 from the fund balance of the 2016 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. The motion passed by a roll call vote:

Yes: 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

(ADOPTED)

Theresa Byrd, Director of Field Service for Family Court, explained Ordinance #4884.

[4884](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #4884. The motion passed by a voice vote.

[4884](#)

A motion was made by Alfred Jordan, seconded by Dennis Waits to suspend the rules to consider final passage of Ordinance #4884. The motion passed by a voice vote.

[4884](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III, to adopt Ordinance #4884, appropriating \$10,000.00 from the undesignated fund balance of the 2016 Grant Fund in acceptance of the OSCA Juvenile Justice Program Assistance grant received from the Missouri Office of State Courts Administrator. The motion passed by a roll call vote:

Yes: 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

(ADOPTED)

[4885](#)

Renewing the tax of 3.50% of the tariff rate for each local telephone access line, not to exceed 100 lines per person or per location, for emergency telephone service utilizing a single three-digit number "911."
(Assigned to the Finance and Audit Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19241](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater III, to adopt Resolution #19241, recognizing September 2016 as Childhood Cancer Awareness Month in Jackson County. The motion passed by a roll call vote:

Yes: 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

(ADOPTED)

[19242](#) Awarding a twenty-four month term and supply contract, with two twelve-month options to extend, for the furnishing of t-shirts and wearing apparel for use by various County departments, to Raytown Screen Print of Greenwood, MO, under the terms and conditions of Invitation to Bid No. 41-16.

(Assigned to the Finance and Audit Committee.)

[19243](#) Awarding a sixty-day extension to the term and supply contracts for the furnishing of electrician service for use by various County departments to R.F. Fisher Electric Company, LLC, of Kansas City, KS, and Mark One Electric Company of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 43-11.

(Assigned to the Public Works Committee.)

[19244](#) 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 Johnson County, Missouri Sheriff's Office of Centerview, MO, as an acquisition from another governmental entity, and authorizing the Director of Finance and Purchasing to issue a check in the amount of \$4,720.00, to the Johnson County, Missouri Sheriff's Office, as payment for these services previously rendered.

(Assigned to the Justice and Law Enforcement Committee.)

No objection to the consideration of Resolution #19245 - not on printed agenda.

[19245](#) A motion was made by Alfred Jordan, seconded by Dennis Waits, to adopt Resolution #19245, transferring \$20,000.00 within the 2016 Health Fund and authorizing the County Executive to execute a Cooperative Agreement with MorningStar Development Corporation, Inc., for the furnishing of its Senior Citizen Assistance Program, at a cost to the County not to exceed \$20,000.00. The motion passed by a roll call vote:

Yes: 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

(ADOPTED)

Alfred Jordan announced that the grand opening for Morning Star Community Center will be held on Sunday, September 4, 2016.

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

A motion was made by Dennis Waits, seconded by Dan Tarwater III, to have a closed meeting pursuant to RSMo. Sections 610.020, 610.021.1, 610.021.3 and 610.022. The motion passed by a roll call vote:
Yes: 9 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin.

This meeting is being held on less than 24 hours' notice because the events that give rise to the need for this closed meeting were not known in time to give notice on Friday, August 26, 2016. The subject of the closed meeting will be causes of action and litigation as described in RSMo. Section 610.021.1 and personnel matters as described in RSMo. Section 610.021.3.

The County Legislature went into closed session.

The County Legislature reconvened.

14 NEW BUSINESS

Scott Burnett, County Legislator, announced that Ed Quick, former Kansas City Councilman and Missouri State Senator, passed away on Saturday, August 27, 2016. A memorial service will be held at 2 p.m. Wednesday, August 31, 2016 at the First Baptist Church 2205 Iron St., North Kansas City, MO 64116.

15 ADJOURNMENT

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

Meeting adjourned until TUESDAY, September 6, 2016 at 2:30 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.