



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, October 3, 2022

10:00 AM

Thirty-eighth 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 September 26, 2022. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Frank White, Jr., County Executive, said he was honored to attend the ceremony at the U.S. Capitol to install President Harry S Truman's statue in the Capitol Rotunda. He hopes this event will encourage recognition of President Truman's contributions and increase visitors to the Truman Presidential Library.

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.
(Finance and Audit Committee - 2nd. Perfection)

[5668](#) Finance and Audit Committee moved to perfect. Consent Agenda.

[5669](#) Budget Committee moved to perfect. Consent Agenda.

[5670](#) Budget Committee moved to perfect. Consent Agenda.

[5671](#) Legislature As A Whole moved to perfect.

Ronald E. Finley, objected to the Consent Agenda.

Crystal Williams, County Legislator, said this ordinance puts the County code in line with current practices. Lots of people have medical marijuana cards and polling suggests recreational marijuana will pass on the November ballot. This ordinance makes exceptions for law enforcement personnel or staff positions that require operating machinery.

Jeanie Lauer, County Legislator, asked if this will impact workers' compensation. Troy Schulte, County Administrator, said the ordinance applies to pre-employment screening and will not impact workers' compensation. Associates still have a requirement to not be impaired on the job and some positions will continue to have random drug screening. Sylvia Stevenson, Chief Administrative Officer, said under current practice, all applicants undergo pre-employment drug testing. The County does not disqualify a candidate who tests positive for marijuana. The County's pre-employment drug testing policy is vague and does not specify what drugs are tested. This ordinance will spell out more clearly the County's practices. Crystal Williams said this is why the policy needs to be spelled out in our code so the practice is applied fairly.

Dan Tarwater III, County Legislator, said if someone is hurt on the job, they can still be denied a workers' compensation claim if they are impaired.

Ronald E. Finley, County Legislator, asked if it is still illegal under federal law to use marijuana. Crystal Williams responded that marijuana laws are not being enforced in Jackson County. Ms. Williams said many people have medical marijuana cards and it is largely legal in Missouri. Mr. Finley said he understands there is a ballot issue to legalize recreational marijuana. Marijuana use is still illegal under the law.

Theresa Cass Galvin, County Legislator, said the City of Kansas City recently passed a similar ordinance. This is making the County in line with practices across the street. Jay Haden, Chief Deputy County Counselor, said this ordinance is nearly identical to the ordinance passed by the City.

Sylvia Stevenson said the current personnel policy states that associates operating machinery are drug tested. It does not specifically say they are tested for marijuana. Associates who do not operate a vehicle or machinery as part of their employment may test positive for marijuana, but that does not disqualify them from employment with the County. The policy does not list which drugs are tested for in the pre-employment drug screening. The current practice is vague.

[5671](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson to perfect Ordinance #5671. The motion passed by a voice vote.

(PERFECTED)

[5671](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson, to adopt Ordinance #5671, repealing section 720., Jackson County Code, 1984, relating to County hiring practices and enacting, in lieu thereof, one new section relating to the same subject. 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

No: 1 - Ronald E. Finley

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[21041](#)

A motion was made by Theresa Cass Galvin, seconded by Dan Tarwater III, to approve the Budget Committee Amendment dated October 3, 2022 for Resolution #21041, to delete the figure "13,560.00" and insert the figure "23,621.00" in the heading and body on page one and the fiscal note on page four. The motion passed by a voice vote. Consent Agenda.

[21047](#)

Finance and Audit Committee moved to adopt. Consent Agenda.

[21048](#)

Justice and Law Enforcement Committee moved to adopt.

Jalen Anderson objected to the Consent Agenda.

[21048](#) A motion was made by Ronald E. Finley, seconded by Dan Tarwater III, to adopt Resolution #21048, awarding a contract for the furnishing of five police sedans 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 state wide, at an actual cost to the County in the amount of \$145,755.00. The motion passed by a roll call vote:

Yes: 7 - Charlie Franklin, Theresa Cass Galvin, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

No: 2 - Jalen Anderson and Crystal Williams

(ADOPTED)

[21049](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21050](#) Health and Environment Committee moved to adopt. Consent Agenda.

[21051](#) Budget Committee moved to adopt. Consent Agenda.

A motion was made by Theresa Cass Galvin, seconded by Tony Miller to waive the reading of Resolution #21052. The motion passed by a voice vote.

[21052](#) A motion was made by Theresa Cass Galvin, seconded by Dan Tarwater III, to approve the Budget Committee Amendment dated October 3, 2022 for Resolution #21052, to insert the phrase "with one twelve-month option to extend" after the word "contracts" in the heading, to insert the phrase "twelve-month contracts with one twelve-month option to extend for" after the word "recommends" and to delete the word "purchases" and insert the phrase "purchase of these goods" all in the second paragraph on page one. The motion passed by a voice vote. Consent Agenda.

[21053](#) Public Works Committee moved to adopt. Consent Agenda.

[21054](#) Budget Committee moved to adopt. Consent Agenda.

[21055](#) Finance and Audit Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5668](#) AN ORDINANCE repealing sections 1121., 1130., 1131., 1136., and 1137., Jackson County Code, 1984, relating to sale of property owned by Jackson County, also known as surplus policy, and enacting, in lieu thereof, six new sections relating to the same subject.

(PERFECTED)

[5669](#)

AN ORDINANCE appropriating \$35,000.00 from the undesignated fund balance of the 2022 Health Fund to cover an unanticipated budgetary shortfall within the indigent cremation and burials account.

(PERFECTED)

[5670](#)

AN ORDINANCE appropriating \$253,570.00 from the undesignated fund balance of the 2022 County Improvement Fund and authorizing the County Executive to execute an Amendment to the Cooperative Agreement with the Community Services League of Independence, MO, to provide funding for demolition and water service in connection with the detention center project at a cost to the County not to exceed \$253,570.00.

(PERFECTED)

[21041](#)

A RESOLUTION transferring \$13,560.00 within the 2022 Park Fund and awarding a contract for the furnishing of law enforcement video equipment for use by the Parks + Rec Department to Motorola Solutions of Chicago, IL, under the terms and conditions of Oklahoma Office of Management & Enterprise Services Contract No. OK-MO-145 OK # SW1057, an existing competitively bid government contract, at an actual cost to the County in the amount of \$23,621.00.

(ADOPTED)

[21047](#)

A RESOLUTION authorizing the County Counselor to execute a Legal Services Agreement and Addendums to existing Legal Services Agreements with certain lawyers and law firms at an aggregate cost to the County not to exceed \$125,300.00, for services to be performed in 2022.

(ADOPTED)

[21049](#)

A RESOLUTION authorizing the County Executive to execute a License and Professional Services Agreement with Audacy-Kansas City, LLC, d/b/a KZPT, for the sponsorship of an event at Longview Lake, at an actual cost to the County in the amount of \$24,500.00.

(ADOPTED)

[21050](#)

A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend, for the furnishing of mortuary services for use by the Medical Examiner's and Public Administrator's Offices to Muehlebach Mortuary, Inc., of Kansas City, MO, under the terms and conditions of Request for Proposals No. 71-22.

(ADOPTED)

[21051](#) A RESOLUTION transferring \$18,000.00 within the 2022 General Fund and awarding a contract for the furnishing of law enforcement night vision equipment for use by the Sheriff's Office to Steele Industries, Inc., of Sarasota, FL at an actual cost to the County in the amount of \$18,000.00.
(ADOPTED)

[21052](#) A RESOLUTION awarding twelve-month term and supply contracts with one twelve-month option to extend for the furnishing of personal computers and miscellaneous computer hardware and software for use by various County departments to SHI International Corp. of Somerset, New Jersey, ConvergeOne of Overland Park, Kansas, and Dell Financial of Round Rock, Texas, under the terms and conditions set forth in State of Missouri Contract No. CT 220337001, Midwestern Higher Education Commission Contract No. MHEC-04152022, and Cooperating School Districts of Greater Kansas City Contract No. CO62518, all existing competitively-bid government contracts.
(ADOPTED)

[21053](#) A RESOLUTION awarding a contract for the furnishing of a service truck for use by the Public Works Department to Viking-Cives Midwest of Morley, MO, under the terms and conditions set forth in Sourcewell (formerly National Joint Powers Alliance (NJPA)) Contract No. 080818-VCM, an existing, competitively bid, government contract, at an actual cost to the County in the amount of \$100,462.00
(ADOPTED)

[21054](#) A RESOLUTION awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of pest management services for use by various County departments to Smithereen Pest Management of Kansas City, MO, under the terms and conditions of invitation to Bid No. 27-22.
(ADOPTED)

[21055](#) A RESOLUTION transferring \$65,000.00 within the 2022 American Rescue Plan Fund for use by the Jackson County Department of Corrections to acquire critical supplies and equipment necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic.
(ADOPTED)

Ordinances #5668, #5669 and #5670 were moved to the Consent Agenda for perfection. Resolutions #21041, #21047, #21049, #21050, #21051, #21052, #21053, #21054, and #21055 were moved to the Consent Agenda for adoption.

A motion was made by Dan Tarwater III, seconded by Theresa Cass Galvin, to approve the Consent Agenda. 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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5672](#)

Appropriating \$11,302.00 from the undesignated fund balance of the 2022 Park Fund and authorizing the County Executive to execute an easement in favor of Beazer East, Inc., of Pittsburgh, PA, to allow for a permanent access easement across a portion of the Rock Island Rail Corridor.

(Assigned to the Budget Committee.)

[5673](#)

Appropriating \$16,500.00 from the undesignated fund balance of the 2022 Grant Fund and authorizing the Director of Public Works to execute a Supplemental Agreement to the Engineering Services Contract with Anderson Engineering, Inc., of Kansas City, MO for the Federal Project BRO-B048(59), at an additional cost to the County not to exceed \$16,500.00.

(Assigned to the Budget Committee.)

Jay Haden, Chief Deputy County Counselor, said a public hearing was not needed on Ordinances #5672 or #5673 since it is new money or money not yet received. Crissy Wooderson, Legislative Auditor, agreed.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21056](#)

Authorizing the County Executive to execute a Cooperative Agreement with the Fort Osage School District for one deputy to serve as the School Resource Officer at Fort Osage High School, for a fee of \$95,415.48 payable to the County.

(Assigned to the Justice and Law Enforcement Committee.)

[21057](#)

Awarding a twelve-month contract, with three twelve-month options to extend, for training, consulting services, and software maintenance for the Mobile Assessor software for use by the Assessment Department to Data Cloud Solutions of Springfield, OH, as a sole source purchase, at an actual cost to the County in the amount of \$101,603.00.

(Assigned to the Finance and Audit Committee.)

[21058](#) Awarding twelve-month term and supply contracts with one twelve-month option to extend for park site furnishings for use by the Parks + Rec Department to Fry & Associates of Kansas City, MO, and R.J. Thomas Manufacturing, of Cherokee, IA, under the terms and conditions of invitation to Bid No. 67-22.

(Assigned to the Finance and Audit Committee.)

[21059](#) A motion was made by Ronald E. Finley, seconded by Dan Tarwater III, to adopt Resolution #21059, authorizing an extension to the 2019 Justice Assistance grant awarded by the United States Department of Justice, at no cost to the County. 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)

[21060](#) A motion was made by Ronald E. Finley, seconded by Tony Miller, to adopt Resolution #21060, authorizing an extension to the Prosecuting Attorney's Office's Special Assistant United States Attorney program grant awarded by the U.S. Department of Justice, at no cost to the County. 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)

[21061](#) Establishing the repeal of section 188.017 of the Revised Statutes of Missouri, which bans abortion at any stage of pregnancy without exception for rape or incest, as a high priority for inclusion in Jackson County's legislative package before the 2023 session of the Missouri General Assembly.

(Assigned to the Health and Environment Committee.)

[21062](#) Awarding a twelve-month term and supply contract with one twelve-month option to extend to Blue Cross and Blue Shield of Kansas City, MO, for the furnishing of employee group health insurance as an employee benefit for use countywide.

(Assigned to the Health and Environment Committee.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Scott Burnett, County Legislator, invited his fellow legislators, staff, and administration personnel to join him on Sunday, October 30, 2022 at Tower Tavern, located at 30th and Oak Street, for a party to celebrate his retirement from the legislature.

15 ADJOURNMENT

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

Meeting adjourned until Monday, October 10, 2022 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.