



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

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)*

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

Tuesday, November 28, 2017

9:00 AM

Forty-seventh 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 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 Garry J. Baker to approve the journal of the previous meeting held on November 20, 2017. The motion passed by a voice vote.

4 HEARINGS

Carol Lillis, Office Administrator for COMBAT, received her 20 year service pin.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

Discussion regarding the Regional Corrections Center negotiations, the Jail Task Force (Jackson County Detention Center), negotiations with the Fraternal Order of Police (FOP), possible tax issue on April ballot, the recent beating of a corrections officer at the jail, a plan for Sheriff deputies to transport inmates to free up corrections officers, the management team at the jail and the crisis at the jail.

Greg Grounds, County Legislator, asked for a weekly report on the guard census at the jail. He also asked for an explanation of the News Release sent out by the County Executive's office regarding the Prosecuting

Attorney's decision to quit the Jail Task Force. In the release it said the task force has been asked to look at our criminal justice system and engage in an open and honest discussion about if all defendants are treated equally and fairly. He said that sounded like an attack on the judiciary and he thought the task force was more directed at the jail census, security of corrections officers and inmates and building a new jail.

Frank White Jr., County Executive, said he will meet with the Jail Task Force later today and define the mission better so he can give Greg Grounds an update this afternoon.

Crystal Williams, County Legislator, said she received a memo from the Director of Corrections regarding the most recent incident at the jail and the 8 minutes that the corrections officer was beaten with no assistance was not addressed. She would like an explanation.

Frank White Jr., said he will get her an explanation by this afternoon.

Alfred Jordan, County Legislator, said there needs to be specific action taken to make sure this type of incident does not happen again. He also is not sure why conversations regarding the Sheriff taking over transportation of inmates is not progressing but he is looking forward to a plan.

Scott Burnett, Chairman, asked for an update on the Administration's plan to hire a consultant.

Caleb Clifford, Chief of Staff, said the RFP for a consultant will be sent out soon. The consultant will be working on a master plan feasibility study. The County Executive has included this in his budget and the contract will be awarded in January 2018. They will present the information to the County Legislature when the study is complete.

Dan Tarwater III, County Legislator, invited Sheriff Mike Sharp to speak on the issue of transportation of inmates by sheriff deputies.

Mike Sharp, Sheriff, said he had a plan drawn up in January 2017 for the transportation of inmates but the Chief of Staff discouraged him from assuming the task.

Dan Tarwater III said he would like the Sheriff and Corrections management team to work together to formulate a plan so that corrections

officers can remain on their floors at the jail while sheriff deputies transport inmates.

Mike Sharp believes there needs to be law enforcement presence at the jail and it should start with intake and transportation.

Dan Tarwater III asked how many corrections officers were working during the time of the beating.

Joe Piccinini, Director of Corrections, said he did not have that information but will obtain it and report back to the County Legislature. He said no area in the jail is live streamed except the cells housed with suicidal inmates, which is part of the 1983 design of the facility.

Tony Miller, County Legislator, said he read an article in the paper about how the Feds need to get involved in the jail issue. He believes we need to solve this problem. He asked that personalities be put aside and the County Legislature and Executive work together to formulate a plan and a process.

Theresa Galvin, County Legislator, said the Kansas City Police Department does not feel safe in intake at the jail. She said she is tired of talking and said it is time to take action.

Scott Burnett, Chairman, asked Mike Sharp and Frank White Jr. to discuss jail transportation. He asked Alfred Jordan to work with him on the transportation issue.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[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.
(Land Use Committee - 1st. Perfection)

[5051](#) AN ORDINANCE setting the 2018 Jackson County, Missouri tentative tax levy.
(Legislature As A Whole - 1st. 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 - 1st. Perfection)

[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.
(Land Use Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5045](#) AN ORDINANCE 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.

[5047](#) Consent Agenda.

[5048](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[19653](#) A RESOLUTION transferring \$2,049.00 within the 2017 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an Agreement with the City of Kansas City, Missouri, for the partial funding of a code enforcement officer for the Prosecuting Attorney's Office's Drug Abatement Response Team (DART) Program, at a cost to the County not to exceed \$24,000.00.

(Anti-Drug Committee - 1st. Meeting)

A motion was made by Greg Grounds, seconded by Gary J. Baker, to move Resolution #19655 from the Public Works Committee to Legislature As A Whole. The motion passed by a voice vote.

[19655](#) A motion was made by Greg Grounds, seconded by Theresa Galvin, to adopt Resolution #19655, authorizing Change Order No. 1 to the contract with Superior Bowen Asphalt Co., LLC, of Kansas City, MO, for the 2017 Pavement Maintenance Project, Phase 1 (asphaltic concrete overlay), No. 3209, increasing the contract amount by \$77,039.00. 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)

- [19656](#) A RESOLUTION transferring \$10,326.00 within the 2017 Anti-Drug Sales Tax Fund to cover the costs of vacation and sick leave payouts for certain associates within the COMBAT administration.
(Anti-Drug Committee - 1st. Meeting)
- [19657](#) A RESOLUTION authorizing the Director of Parks + Rec to execute a one-year Usage Agreement with the City of Lee's Summit to provide for recreation activities for use by the Parks + Rec Department's Special Population Services Division.
(Land Use Committee - 1st. Meeting)
- [19659](#) A RESOLUTION awarding a contract on Bid No. PW 07-2017 for the Rock Island Rail Corridor Shared Use Path - South Segment Project, No. 3205 to Radmacher Brothers Excavation Co., Inc., of Pleasant Hill, MO, at a cost to the County not to exceed \$3,439,543.00, and authorizing the Director of Public Works to approve line item adjustments at no additional cost to the County.
(Finance and Audit Committee - 1st. Meeting)

9 CONSENT AGENDA

- [5047](#) AN ORDINANCE repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges, and enacting, in lieu thereof, a new schedule relating to the same subject.
(ADOPTED)
- [5048](#) AN ORDINANCE reappropriating \$41,819.00 from the undesignated fund balance of the 2017 Park Fund to complete the Parks + Rec Fleming Park Maintenance Facility Project No. 3200.
(ADOPTED)

A motion was made by Greg Grounds, seconded by Dan Tarwater III, 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

Ordinances #5047 and #5048 were moved to the Consent Agenda for adoption.

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[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).
(Assigned to the Land Use Committee.)

[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.
(Assigned to the Land Use Committee.)

[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.
(Assigned to the Land Use Committee.)

The Land Use Committee will have a public hearing regarding Ordinances #5055, #5056 and #5057 on Monday, December 11, 2017 at 1:45 p.m. in the Kansas City Legislative Assembly Area.

[5058](#) 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.
(Assigned to the Anti-Drug Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19660](#) AN RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with Paige Watson of Kansas City, MO, to serve as a victim advocate within the East Patrol Pilot Project, at a cost to the County not to exceed \$38,000.00.
(Assigned to the Justice and Law Enforcement Committee.)

[19661](#) Awarding a contract for the furnishing of a mower for use by the Parks + Rec Department to Venture Products, Inc., of Orrville, OH, at an actual cost to the County not to exceed \$25,388.00, under the terms and conditions of the State of Pennsylvania Contract No. 4400011404, an existing government contract.
(Assigned to the Land Use Committee.)

[19662](#) Transferring \$238,818.00 within the 2017 Special Road and Bridge Fund to cover the cost of vehicles and related equipment for use by the Sheriff's Office.

(Assigned to the Justice and Law Enforcement Committee.)

[19663](#) Awarding a twenty-four month term and supply contract with two twelve-month options to extend for the furnishing of pre-employment psychological evaluations for use by the Department of Corrections to PsychLogic of Kansas City, MO, under the terms and conditions of Request for Proposal No. 66-17.

(Assigned to the Justice and Law Enforcement Committee.)

[19664](#) Transferring \$31,614.00 within the Special Road and Bridge Fund and awarding a contract for the furnishing of a trailer for use by the Public Works Department to Felling Trailers, Inc., of Sauk Centre, MN, under the terms and conditions set forth in National Joint Powers Alliance Contract No. 031014-FTS, an existing government contract, at an actual cost to the County not to exceed \$31,614.00.

(Assigned to the Public Works Committee.)

[19665](#) A motion was made by Dennis Waits, seconded by Dan Tarwater III, to adopt Resolution #19665, authorizing the County Executive to execute a Cooperative Agreement for Collection of Certain Special Assessments and Taxes with the Kansas City Headquarters Convention Center Community Improvement District, the Land Clearance for Redevelopment Authority of Kansas City, Missouri, and KC Hotel Property Owner, LLC, regarding the collection of taxes and special assessments at the proposed convention center hotel in downtown Kansas City, Missouri. 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)

Mike Burke, Kansas City Hotel developer and Roxsen Koch, with Polsinelli were present to answer any questions.

[19666](#) Awarding a twenty-four month term and supply contract, with two twelve-month options to extend, for the furnishing of generator services for use by the various County departments to Central Power Systems and Services of Liberty, MO, under the terms and conditions of Invitation to Bid No. 75-17.

(Assigned to the Public Works Committee.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

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

Meeting adjourned until Monday, December 4, 2017 at 2:30 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.