



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, November 7, 2016**

**2:30 PM**

**Forty-first Regular Meeting**

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

Theresa Galvin, Chair, 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

Excused 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 October 31, 2016. The motion passed by a voice vote.

**4 HEARINGS**

*None.*

**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*Frank White Jr., County Executive, congratulated Crissy Wooderson, Legislative Auditor, who ran for 32 hours to complete the Ozark Trail 100 Mile Endurance Race at Mark Twain National Forest on Saturday, November 5, 2016.*

*Frank White Jr. shared his support for Ordinance #4922 as it deals with tobacco 21. He thanked the County Legislature for taking proactive steps to protect the future health of teens and young adults.*

*He also mentioned County Executive Order #16-16 widely known as Ban the Box. This executive order provides applicants a fair chance by removing the conviction history question on the job application and delaying the background check inquiry until later in the hiring process. Nationwide, 150 cities and counties have adopted this initiative so that*

*employers consider the job applicant's qualifications first without the stigma of their criminal record. He thanked Alfred Jordan for taking the lead on this legislation. Since reentry can be difficult, removing this barrier gives an individual with a record an opportunity that benefits family and local communities.*

*A motion was made by Dennis Waits, seconded by Dan Tarwater, to excuse the absence of Crystal Williams. The motion passed by a voice vote.*

## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[4922](#)

The Health and Environment Committee moved to perfect as amended the Health and Environment Committee Amendment dated November 7, 2016 for Ordinance #4922, to delete the word "use" and insert the words "sale and purchase" after the word "the" in the heading; to insert the word and number "of 21" after the word "age", to insert the words "sale and" after the words "for the" in the fourth paragraph at the bottom of page one; to delete the number "18" and insert the number "21" after the words "age of" in section "5906.1" and to insert the words "a provision of" after the word "except" in section "5907" and to delete the words "under the age of 18" after the word "person" in section "5907.1" all on page eight. Consent Agenda.

(PERFECTED)

*A motion was made by Dennis Waits, seconded by Dan Tarwater III, to waive the reading of Ordinance #4925.*

[4925](#)

Justice and Law Enforcement Committee moved to perfect.

*Alfred Jordan objected to the Consent Agenda.*

[4925](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #4925. The motion passed by a voice vote.

(PERFECTED)

[4925](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to suspend the rules to consider final passage of Ordinance #4925. The motion passed by a voice vote.

(APPROVED)

*Consent Agenda.*

[4926](#)

Anti-Drug Committee moved to perfect.

*Dan Tarwater III objected to the Consent Agenda.*

[4926](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits to perfect Ordinance #4926. The motion passed by a voice vote.

(PERFECTED)

[4926](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits to suspend the rules to consider final passage of Ordinance #4926. The motion passed by a voice vote.

(APPROVED)

*Consent Agenda.*

**7 FINAL PASSAGE OF PROPOSED ORDINANCES**

[4917](#) Consent Agenda.

**8 RESOLUTIONS IN COMMITTEE**

[19279](#) The Finance and Audit Committee moved to adopt the Finance and Audit Committee Amendment dated November 7, 2016 for Resolution #19279, to insert the words "Convention and Visitors Bureau of Greater Kansas City, d/b/a Visit KC", and delete the words "the Visit KC - the Convention and Visitors Bureau of Greater Kansas City" after the word "the", to delete the word "Western" after the word "official", all in the heading; to delete the word "western" after the word "of" in the second paragraph; to insert the word "and," after the word "Tourism" at the end of the third paragraph and to insert the fourth paragraph to read as follows, "WHEREAS, the designation re-certification will be for a one-year term beginning July 1, 2017, through June 30, 2018" before the words "now therefore" all on page one; to delete the word "western" after the word "in" in the final sentence on page two. Consent Agenda.

[19297](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19299](#) Public Works Committee moved to adopt. Consent Agenda.

[19301](#) Land Use Committee moved to adopt. Consent Agenda.

[19304](#) Land Use Committee moved to adopt. Consent Agenda.

**9 CONSENT AGENDA**

[4922](#) AN ORDINANCE enacting chapter 59., Jackson County Code, 1984, consisting of sections 5900., 5901., 5902., 5903., 5904., 5905., 5906., and 5907., relating to the sale and purchase of tobacco and related products with a severability clause, a penalty provision, and an effective date.

(PERFECTED)

[4917](#) AN ORDINANCE appropriating \$95,947.00 from the undesignated fund balance of the 2016 General Fund and awarding a contract for the

furnishing of upgrades to the Downtown Kansas City Courthouse HVAC software system for use by the Facilities Management Division of the Public Works Department to Johnson Controls of Lenexa, KS, at a cost to the County not to exceed \$95,947.00, as a sole source purchase.

(ADOPTED)

[4925](#)

AN ORDINANCE appropriating \$350,000.00 from the undesignated fund balance of the 2016 Grant Fund in acceptance of the Smart Prosecution Initiative grant received from the U.S. Department of Justice for use by the Prosecuting Attorney's Office, and authorizing the County Executive to execute an agreement with California State University - Fresno Foundation for the furnishing of research and statistical analysis and consultation, at a cost to the County not to exceed \$70,000.00.

(ADOPTED)

[4926](#)

AN ORDINANCE appropriating \$92,078.00 from the undesignated fund balance of the 2016 Anti-Drug Sales Tax Fund to fund a coordinator position related to the County's Prescription Drug Monitoring Program.

(ADOPTED)

[19279](#)

A RESOLUTION designating the Convention and Visitors Bureau of Greater Kansas City, d/b/a Visit KC as the official Jackson County, Missouri, Destination Marketing Organization (DMO) for the Missouri Division of Tourism's Cooperative Marketing Program.

(ADOPTED)

[19297](#)

A RESOLUTION awarding a contract on Request for Qualifications 44-15 for the furnishing of professional consulting services related to the Rock Island Railroad Corridor shared use path for use by the Rock Island Railroad Corridor Authority to Burns & McDonnell of Kansas City, MO, at an actual cost to the County not to exceed \$1,884,650.00.

(ADOPTED)

[19299](#)

A RESOLUTION awarding a thirty-two month term and supply contract, for the furnishing of HVAC products, installation, and service for use by the Facilities Management Division of the Public Works Department to Johnson Controls of Milwaukee, WI, under the terms and conditions set forth in General Services Administration Contract No. GS-06F-0060P, an existing government contract.

(ADOPTED)

[19301](#)

A RESOLUTION authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 2016 Christmas in the Park event, at an aggregate cost to the County not to exceed \$40,000.00.

(ADOPTED)

[19304](#) A RESOLUTION authorizing the Director of Finance and Purchasing to execute a contract with Laclede Gas Company d/b/a Missouri Gas Energy for the installation of natural gas pipelines and meters related to the Fleming Park Maintenance Facility Project, No. 3200, at a cost to the County in the amount of \$36,006.00, as a sole source purchase.

(ADOPTED)

*Ordinance #4922 was moved to the Consent Agenda for perfection. Ordinances #4917, #4925, #4926 and Resolutions #19279, #19297, #19299, #19301 and #19304 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: 8 - Garry Baker, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Crystal Williams

#### 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[4927](#) 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.

*(Assigned to the Land Use Committee.)*

[4928](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #4928. The motion passed by a voice vote.

(PERFECTED)

[4928](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III to suspend the rules to consider final passage of Ordinance #4928. The motion passed by a voice vote.

(APPROVED)

[4928](#) A motion was made by Alfred Jordan, seconded by Dan Tarwater III, to adopt Ordinance #4928, appropriating \$804.00 from the undesignated fund balance of the 2016 General Fund in acceptance of auction proceeds from the sale of surplus property for use by the Jackson County Family Court. 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

Excused: 1 - Crystal Williams

(ADOPTED)

[4929](#) Appropriating \$2,510.00 from the undesignated fund balance of the 2016 Park Fund in acceptance of easement and processing fees received from Sharon K. Edwards, and authorizing the County Executive to execute a Permanent Storm Drainage Easement in favor of Sharon K. Edwards of Independence, Missouri.

*(Assigned to the Land Use Committee.)*

[4930](#) Transferring \$6,410.00 within the 2016 Health Fund and appropriating \$19,227.00 from the fund balance of the 2016 Grant Fund in acceptance of a Federal Emergency Management Agency grant for use by the Office of Emergency Preparedness.

*(Assigned to the Health and Environment Committee.)*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19305](#) A motion was made by Scott Burnett, seconded by Dennis Waits, to adopt Resolution #19305, authorizing the County Executive to execute addenda to the Cooperative Agreements with certain outside agencies, at no additional cost to the 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

Excused: 1 - Crystal Williams

(ADOPTED)

*Crissy Wooderson, Legislative Auditor, explained Resolution #19305.*

## 12 COUNTY EXECUTIVE ORDERS

[16-16](#) Pursuant to section 706.1, Jackson County Code, 1984, I hereby promulgate the attached amendment to section 11.1 of the Personnel Rules for Jackson County Employees.

Section 11.1 - Official Application Forms/Ban the Box

The County shall furnish employment applications in a form designated by the Director of Human Resources with the approval of the Manager of the Division of Administration. No applicant for County employment shall be required to make any representation regarding the applicant's criminal history, or lack thereof, on the applicant's initial application for employment. This provision shall not be construed to prevent the Director of Human Resources from conducting or authorizing the conducting of a background check on any applicant for employment, nor shall it prevent any county appointing authority from making inquiry of any applicant for employment, during an employment interview or otherwise, into the applicant's criminal history or lack thereof.

*Alfred Jordan, County Legislator, thanked the County Executive for amending the personnel rules with Ban the Box. It is important to give people a fair shot to gain employment with Jackson County, Missouri after paying their debt to society.*

*Dennis Waits, County Legislator, said laws in the State of Missouri are changing regarding expungements. Those individuals in our community with felony convictions may want to research how the laws are changing and how it affects them. He explained that eliminating felony convictions from a person's record can make a difference in getting a job or even a loan.*

**13 UNFINISHED BUSINESS**

None.

**14 NEW BUSINESS**

Dan Tarwater III, County Legislator, thanked the Sheriff's Department for working with the Kansas City Police Department last week with regards to the two stabbings that occurred in south Kansas City, Missouri.

Tony Miller, County Legislator, thanked the Sheriff's Department for the Drug Take Back Program. Dan Tarwater III took old prescription drugs to the receptacle located at the Sheriff's office.

Dan Tarwater explained that there are three permanent locations for citizens to drop off expired prescriptions or prescriptions belonging to someone who has died. The locations are John Knox Village (available only to residents and employees), Jackson County Sheriff's Department and Lee's Summit Medical Center Emergency Room.

Tony Miller explained that this program is a result of collaboration between Jackson County Sheriff's Department, Lee's Summit Cares and COMBAT.

**15 ADJOURNMENT**

A motion was made by Tony Miller, seconded by Alfred Jordan, to adjourn the meeting. The motion passed by a voice vote.

*Meeting adjourned until Monday, November 14, 2016 at 2:30 P.M. at the Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers.*