



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 10, 2022

10:00 AM

Thirty-ninth 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 Scott Burnett to approve the journal of the previous meeting held on October 03, 2022. The motion passed by a voice vote.

4 HEARINGS

Dan Wehmuller, Project Coordinator, and Babette Macy, Communication Director, for JCDC Partners, LLC, and Jeff Jenkins, Project Director with JE Dunn-Axiom, provided an update on the Detention Center project. A copy of Mr. Wehmuller's presentation is available under the meeting details for the October 10, 2022, Legislative Meeting located at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=1003524&GUID=B86554E6-F7DB-4114-9D9C-9FA159603765&Options=info|notes|&Search=>

Mr. Wehmuller said the closed session scheduled today will address questions related to the contract negotiations for the project.

Jay Haden, Chief Deputy County Counselor, said state law allows a closed session for negotiated contracts that have not been executed. The closed session today is to discuss the negotiated contract with J.E. Dunn-Axiom.

Jalen Anderson, County Legislator, asked about the public hearings required by the City of Kansas City. Babette Macy explained these three public hearings are required by the city's ordinance related to a special use permit. The hearings are to discuss such topics as the height of the structure, building materials, and traffic impacts.

Mr. Anderson asked why there is a need for a closed session. There have been numerous discussions about the project costs in open session. Babette Macy said construction costs have been rising. JCDC gave its professional opinion about industry standard costs. JE Dunn and Axiom are finalizing steps with bids still outstanding from some vendors. Mr. Anderson stated he would prefer this discussion in open session.

Jeanie Lauer, County Legislator, asked why the public will have information on the project costs on October 20, before the Legislature is notified. Troy Schulte, County Administrator, said the public will not know the cost before the Legislature. The public hearing required by the city of Kansas City will be regarding layout of the building and construction on the site. The Legislature will hear the number first. The guaranteed maximum price (GMP) will be delivered to the Legislature on October 26. They will have 60 days to evaluate that number.

Dan Tarwater III, County Legislator, said there were other bidders on this project. It was said then that the budget is \$256.5 million or lower. Both bidders submitted bids based on that projection. Is this fair to the firm that was not selected if we then allow the project cost to be higher than originally proposed. Dan Wehmuller said both teams based their bid on the design to build amount at \$256.5 million. JE Dunn – Axiom was selected on several factors included in a scoring model.

Ronald E. Finley, County Legislator, said the number is \$256.5 million and asked if they could hold to that number. Mr. Wehmuller responded yes. Mr. Finley asked about the public hearings. Babette Macy said the submission with the City of Kansas City for the special use permit is on a parallel track with other parts of the project, so they remain on the timeline. This public hearing will not include discussions about costs. It is a specific requirement in city code. Troy Schulte said the city's public hearing may result in additional costs that will need to be incorporated in the GMP.

Jaime Guillen, Chief Compliance Officer, introduced the Strategic Workplace Solutions, Inc. Team, Colleen White and Gayle Holliday, for a monthly progress report on MBE/WBE/VBE goals and prevailing wage

compliance on the Jackson County Detention Center project. David Kirkpatrick, another member of the team, will do the site visits but he was unable to attend the legislative meeting. A copy of the report is available under meeting details for the October 10, 2022, Legislative Meeting located at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=1003524&GUID=B86554E6-F7DB-4114-9D9C-9FA159603765&Options=info|notes|&Search=>

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Sylvya Stephenson, Chief Administrative Officer, thanked everyone for their participation in the Associate Appreciation Event at the Kansas City Zoo on Saturday, October 8, 2022. Nearly 1,700 associates attended the event.

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 - 3rd. Perfection)*

[5672](#) A motion was made by Theresa Cass Galvin, seconded by Dan Tarwater III, to approve the Budget Committee Amendment dated October 10, 2022 for Ordinance #5672, to delete the department/division "Trail Maintenance 003-1609" and insert "Rock Island Rail Corridor Auth. 003-3601" in the body on page two and fiscal note. The motion passed by a voice vote. Consent Agenda.

[5673](#) Budget Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5668](#) Consent Agenda.

[5669](#) Consent Agenda.

[5670](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[21056](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[21057](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21058](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21061](#) Health and Environment Committee moved to adopt.

Dan Tarwater III objected to the Consent Agenda.

[21061](#) A motion was made by Jalen Anderson, seconded by Crystal Williams, to adopt Resolution #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. The motion passed by a roll call vote:

Yes: 5 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett and Ronald E. Finley

No: 3 - Theresa Cass Galvin, Dan Tarwater III and Jeanie Lauer

Abstain: 1 - Charlie Franklin

(ADOPTED)

[21062](#) Health and Environment Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5672](#) AN ORDINANCE 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.

(PERFECTED)

[5673](#) AN ORDINANCE 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.

(PERFECTED)

[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.

(ADOPTED)

[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.

(ADOPTED)

[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.

(ADOPTED)

[21056](#) A RESOLUTION 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.

(ADOPTED)

[21057](#) A RESOLUTION 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.

(ADOPTED)

[21058](#) A RESOLUTION 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.

(ADOPTED)

[21062](#) A RESOLUTION 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.

(ADOPTED)

Ordinances #5672 and #5673 were moved to the Consent Agenda for perfection. Ordinances #5668, #5669, #5670 and Resolutions #21056, #21057, #21058, and #21062 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

[5674](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5674. The motion passed by a voice vote.

(PERFECTED)

[5674](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III, to adopt Ordinance #5674, appropriating \$80,000.00 from the undesignated fund balance of the 2022 Grant Fund, in acceptance of additional grant funds received by the Family Court Division from the State of Missouri Division of Youth Services. 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)

[5675](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5675. The motion passed by a voice vote.

(PERFECTED)

[5675](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III, to adopt Ordinance #5675, appropriating \$66,589.00 from the undesignated fund balance of the 2022 General 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: 9 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

(ADOPTED)

[5676](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 5.40± acre tract from District GB (General Business) to District GB-p (General Business-Planned).

(Assigned to the Land Use Committee.)

[5677](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 4.24± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(Assigned to the Land Use Committee.)

[5678](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 5.00± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).
(Assigned to the Land Use Committee.)

The Land Use Committee will have a public hearing regarding Ordinances #5676, #5677, and #5678 on Monday, October 31, 2022 at 9:45 A.M. in the Kansas City Legislative Assembly Area.

Brian Nowotney, Deputy Director of Parks + Rec, explained Ordinance #5679 as funding for the term and supply vendor.

[5679](#) A motion was made by Tony Miller, seconded by Theresa Cass Galvin to perfect Ordinance #5679. The motion passed by a voice vote.
(PERFECTED)

[5679](#) A motion was made by Tony Miller, seconded by Theresa Cass Galvin, to adopt Ordinance #5679, appropriating \$12,700.00 from the undesignated fund balance of the 2022 Grant Fund and authorizing the County Executive to execute a cost-share agreement for the Missouri Department of Conservation's Tree Resource Improvement and Maintenance Program. 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)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[21063](#) A motion was made by Crystal Williams, seconded by Theresa Cass Galvin, to adopt Resolution #21063, awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of employee cafeteria plan administration for use countywide to Application Software, Inc. (ASI Flex), of Columbia, MO. 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)

[21064](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Resolution #21064, awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of employee group basic life, AD&D, voluntary life, dependent life, and long-term disability insurance for use countywide to Standard Life Insurance Company of Portland, OR. 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)

[21065](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Resolution #21065, awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of employee group dental and vision insurance for use countywide to Ameritas Life Insurance Corporation of Lincoln, NE, and FCL Dental of Sugarland, TX. 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)

[21066](#)

Authorizing the County Executive to execute a Program Agreement with the Missouri Department of Health and Senior Services for childcare sanitation inspections, with reimbursed costs to be paid to the County.

(Assigned to the Health and Environment Committee.)

[21067](#)

Transferring \$36,796.00 within the 2022 Anti-Crime Sales Tax Fund and awarding a contract for the furnishing of software maintenance services for the COMBAT website for use by the COMBAT staff to CivicPlus of Manhattan, KS, at an actual cost to the County in the amount of \$36,796.00, as a sole source purchase.

(Assigned to the Budget Committee.)

Dr. Lindsey Haldiman, Acting Medical Examiner, was present and requested the County Legislature adopt Resolution #21068 today to avoid problems with supply and demand.

[21068](#)

A motion was made by Theresa Cass Galvin, seconded by Dan Tarwater III, to adopt Resolution #21068, transferring \$28,600.00 within the 2022 Health Fund, to cover budget shortfalls for laboratory supplies, equipment, and other operating supplies within the Medical Examiner’s Office. The motion passed by a roll call vote:

Yes: 7 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

Absent: 2 - Tony Miller and Scott Burnett

(ADOPTED)

[21069](#)

A motion was made by Dan Tarwater III, seconded by Theresa Cass Galvin, to adopt Resolution #21069, authorizing the Jackson County Legislature to hold a closed meeting on Monday, October 10, 2022, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(12) 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 - Charlie Franklin, Theresa Cass Galvin, Jalen Anderson, Crystal Williams, Scott Burnett, Ronald E. Finley, Dan Tarwater III and Jeanie Lauer

Absent: 1 - Tony Miller

(ADOPTED)

Bryan Covinsky, County Counselor, advised the County Legislature that there would be no vote necessary after the closed meeting.

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Closed meeting per Resolution #21069.

The County Legislature recessed for a closed meeting.

The County Legislature reconvened.

15 ADJOURNMENT

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

Meeting adjourned until Monday, October 17, 2022 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Are