



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

*DaRon McGee (4th) Chairman,
Megan L. Marshall (3rd AL) Vice Chairman,
Jalen Anderson (1st AL), Donna Peyton (2nd AL),
Manuel Abarca IV (1st), Venessa Huskey (2nd), Charlie Franklin (3rd),
Jeanie Lauer (5th), Sean E. Smith (6th)*

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

Tuesday, March 14, 2023

3:00 PM

Tenth Regular Meeting

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

DaRon McGee, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Jeanie Lauer, seconded by Manuel Abarca IV to approve the journal of the previous meeting held on March 07, 2023. The motion passed by a voice vote.

*Resolutions #21170, #21197, and #21201 were adopted at this time.
Please see pages 7, 11, and 12 for details.*

4 HEARINGS

Fred Dreiling, Chief Legislative Lobbyist, presented an update on legislative issues before the Missouri General Assembly in Jefferson City, Missouri. A copy of Mr. Dreiling's presentation is available under the Meeting Details for the March 14, 2023, Legislative Meeting located at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=1087372&GUID=BEEE6644-1015-4839-A3E0-863A56F1BC4F&Options=info|notes|&Search=>

DaRon McGee, County Legislator, asked about the amount of the increase to the prisoner per diem. Mr. Dreiling said Missouri statutes cap that amount at \$36. The Missouri Association of Counties and the St. Louis lobbyists are also working on increasing the per diem.

Mr. Dreiling said the state offered some American Rescue Plan Act funding to be used for jail construction. Megan Marshall, County Legislator, asked for additional information regarding this grant. Troy Schulte, County Administrator, said the County applied for these funds, but has not yet heard if we were approved. The fund is \$10 million statewide.

Mr. Dreiling addressed various tax legislation pending that will limit personal and/or residential property taxes. It is too early to determine if any of the proposed measures will pass. Mr. Dreiling said every level of government would be impacted by these reductions to tax assessment, including fire districts, and municipalities. Jeanie Lauer, County Legislator, said multiple lobbyists for various government entities throughout the state are working on the tax assessment issue.

Mr. Dreiling said he and his staff are working on the landfill issue. Noel Torpey, Assistant Lobbyist, said there is push back from house leadership on passing the measure which is to oppose the landfill. Mr. Dreiling and his team will be working in favor of the bill in opposition to the project on behalf of Jackson County.

Other major issues include sports betting, which is linked to video lottery terminals (VLT). It is unclear if sports betting will pass without the VLT passing as well. Transgender issues at the Missouri Capitol have been tied to dysfunction within the Missouri Senate. The Senate leadership decided to adjourn early last week after heated debate in the Senate. Republicans in the Senate want to pass legislation related to transgender issues. The Democrats have compromised on the issue. Manuel Abarca IV, County Legislator, asked why the transgender issue has become the largest issue under consideration when there are so few people impacted. He asked if this is political fodder since there are far greater issues like gun reform and improving education that impacts residents statewide. Fred Dreiling said many of the fights in Jefferson City are between super conservative Republicans and moderate Republicans. If this issue is put before the Republicans, they feel compelled to vote for it. Senator Greg Razor has tried to reach the middle ground, knowing that if they do not compromise, what is adopted could be much harsher. Mr. Dreiling does not think this issue will be addressed until after the budget is complete, much later in session.

Mr. Dreiling said the other issue is SJR 13, the election of an assessor. Jackson County is the only charter county in Missouri where the assessor is not elected. If this were to pass it would require a statewide vote. There

will be a hearing on this issue in a few weeks.

Noel Torpey said the proposed changes to the initiative petition process is one of the Missouri House Speaker's priorities. It will require an amendment to the Missouri Constitution to make it more difficult to get an initiative petition on the ballot and increase the threshold to 60% to pass an initiative petition item. It will require a vote of the people.

The Missouri Governor Mike Parsons proposed funding to widen I-70. The Springfield coalition has opposed this, and the Governor's proposal has been paired down.

Mr. Dreiling introduced Rodney Bland, the newest member of their team, as well as Cara Hoover who is on spring break this week.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Sylvya Stevenson, Chief Administrative Officer, gave a report from the Pension Plan investment consultants, ACG, on the impact of the Silicon Valley Bank failure last week. ACG does not expect the SVB failure to have a material, direct, impact on the equity management of the Pension Plan. They are confirming this information and will supply confirmation later. However, because SVB is in the S&P 500 Index, ACG has identified some small exposure of approximately .05% or 5 basis points with the S&P 500 Index through the U.S. large cap equity. That is a small percentage and was on our account prior to the collapse of SVB. The exposure has not grown since then. All deposits at Silicon Valley Bank have been guaranteed, to stabilize the impact on the banking industry. Some banks may continue to see pressure on their stock prices and this may continue until people begin to have more confidence in system.

DaRon McGee requested an update from Troy Schulte on the Independence Historic Truman Courthouse repairs. Mr. Schulte said the building reopened yesterday. They do not have working restrooms on the lower level. They have brought in two port-a-potties. They are working on securing estimates on the repairs. They are back in operation and will be opening on Saturdays in April for the Assessment Department to handle the personal property tax declarations. All non-essential staff not needed in Independence have been moved downtown. The Recorder of Deeds has moved up to the first floor. Assessment and Collections are back in operation.

Megan L. Marshall said she has received several complaints from residents regarding obtaining a waiver for personal property tax. When

they call first thing in the morning, all appointment times are already booked by 8:00 a.m. If residents are not able to obtain a waiver, is the County imposing penalties on those residents? Troy Schulte said early in the pandemic the County had gone to the Qless appointment system. They determined that many people were making appointments and locking up all of the time slots, but then not showing up for their scheduled appointment. They have turned off the Qless system in Independence, though it is still available downtown where the wait times are shorter. In Independence they have gone to a first come first served system. There are no penalties on tax declarations until the first of May. Ms. Marshall said she has concerns with the phone line and the frustration by residents in getting through to a person for assistance. Mr. Schulte said, the County has been working to recruit more staff and phone bank workers. Ms. Marshall asked if a system can be put in place to avoid penalties. Mr. Schulte said a reminder notification will go out soon to anyone who has not yet filed their tax declaration.

Manuel Abarca IV asked for an update on the annual reassessment and if an increase in values is expected. Mr. Schulte said they will start their pre-media process tomorrow. Normally notices go out in May, but they plan to have the parcel by parcel reassessment information out by the end of March. These are statements of value, not a statement of tax. They are seeing about a 30% increase in residential property values countywide. While that sounds significant, it is in line with increases in Wyandotte and Johnson Counties in Kansas, which reassess properties every year, as opposed to the Jackson County, which reassess every two years. We are seeing consistent growth. DaRon McGee asked if there are any differences in the trends in eastern Jackson County versus the inner city. Mr. Schulte said they are seeing consistent numbers throughout the County.

Manuel Abarca IV asked about the process for dispersing the American Rescue Plan Act (ARPA) allocations. Mr. Schulte said they have put forward appropriations when they have a consensus on an approach. The previous Legislature had approved \$5 million for the Our Healthy KC Eastside. That was incorporated in the budget and there is an appropriation for this before the Legislature. The Legislature will see a proposal soon to continue the work of the Jackson County Health Department. That was an allocation of \$3.5 million in the budget to continue the staffing and testing efforts for the COVID-19 pandemic. They have legislation related to abortion counseling. The approach has been, if they can reach consensus on how to spend those dollars, we have brought forth legislation which allowed the staff to move forward with implementing

the process. There are recommendations on large line items in the budget such as the Administration building and Courthouse improvements.

Those are unallocated at this point and are subject to further conversations between the County Executive and the Legislature. Mr. Abarca asked for clarification about the process. Mr. Schulte said they are open to conversations. Under the federal requirements for the ARPA funds, unless the funds are going to another public sector entity such as a city or the UMKC allocation (as a state entity), they do not have to go through a procurement process. But any non-profit allocation requires some sort of RFP (request for proposals) process. In that case the Administration would put out an RFP and bring the findings back to the Legislature for consideration.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

- 5711 AN ORDINANCE enacting section 5575., Jackson County Code, 1984, relating to a ban on conversion therapy for minors, with a penalty provision.
(Diversity, Equity, & Inclusion Committee - 6th. Perfection)

The Diversity, Equity, & Inclusion Committee will have a public hearing on Thursday, March 16, 2023, at 6:00 P.M. at The Paseo Academy of Fine & Performing Arts, 4747 Flora Avenue, Kansas City, MO 64110.

- 5718 AN ORDINANCE appropriating \$5,000,000.00 from the Undesignated Fund Balance of the American Rescue Plan Fund and authorizing the County Executive to execute an agreement with the University of Missouri - Kansas City (UMKC) for the purpose of continuing the Our Healthy KC Eastside program for COVID-19 vaccination and minority health outreach for the calendar year 2023, at a cost to the County not to exceed \$5,000,000.00.
(Finance and Audit Committee - 2nd. Perfection)

- 5721 Justice and Law Enforcement Committee moved to perfect.

DaRon McGee objected to the Consent Agenda.

- 5721 A motion was made by Sean E. Smith, seconded by Megan L. Marshall to perfect Ordinance #5721. The motion passed by a voice vote.

(PERFECTED)

5721 A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to adopt Ordinance #5721 repealing section 4301., 4308., 4312., and 4316., Jackson County Code, 1984, relating to adult use entertainment and adult entertainment businesses, and enacting, in lieu thereof, four new sections relating to the same subject, with a penalty provision. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Absent: 1 - Jalen Anderson

(ADOPTED)

5722 Budget Committee moved to perfect. Consent Agenda.

5723 AN ORDINANCE appropriating \$8,377.00 from the undesignated fund balance of the 2023 Health Fund and authorizing the Director of Finance and Purchasing to issue a check to the Mid-America Regional Council in the amount of \$46,377.00 relating to the Local Emergency Planning Committee.
(Budget Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

A motion was made by Sean E. Smith, seconded by Jeanie Lauer, to waive the reading of Ordinance #5717. The motion passed by a voice vote.

5717 Consent Agenda.

5719 Consent Agenda.

A motion was made by Sean E. Smith, seconded by Jeanie Lauer, to waive the reading of Ordinance #5720. The motion passed by a voice vote.

5720 Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[21170](#) A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to amend Resolution #21170 to delete the time "4:00" and insert the time "3:00" in the first WHEREAS, and to delete the time "10:00 A.M." and insert the time "3:00 P.M." after the words "the meeting shall be at" in two places under the heading RULE TWELVE and to insert the words "and/or place" after the words "The exact time" in the last line under the heading RULE TWELVE. The motion passed by a voice vote.

[21170](#) A motion was made by Megan L. Marshall, seconded by Manuel Abarca IV, to adopt the Rules Committee Amendment dated March 14, 2023, for Resolution #21170 amending Rule 12 of the Rules of the Jackson County Legislature. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin and Jeanie Lauer

Absent: 1 - Sean E. Smith

(ADOPTED)

[21175](#) A RESOLUTION authorizing the County Executive to execute a grant agreement with the City of Greenwood, Missouri, and the Mid-America Regional Council, as part of a Planning Sustainable Places project, at an actual cost to the County in the amount of \$5,000.00.

(Finance and Audit Committee - 1st. Meeting)

[21176](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21177](#) Land Use Committee moved to adopt. Consent Agenda.

[21178](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21179](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[21180](#) Budget Committee moved to adopt. Consent Agenda.

[21181](#) Land Use Committee moved to adopt. Consent Agenda.

[21182](#) Land Use Committee moved to adopt. Consent Agenda.

[21183](#) A RESOLUTION authorizing the County Executive to execute a permanent utility easement in favor of the Kansas City, Missouri Water Department across certain County-owned property for a fee payable to the County.

(Land Use Committee - 1st. Meeting)

[21184](#) Consent Agenda.

21185 Consent Agenda.

9 CONSENT AGENDA

5722 AN ORDINANCE repealing sections 8200. and 8205., Jackson County Code, 1984, relating to the Community Children's Services Fund, with an effective date.

(PERFECTED)

5717 AN ORDINANCE repealing sections 4403., 4440., 4441., 4442., 4443., 4450., 4451., 4452., 4454., 4455., 4460., 4461., 4462., and 4463., Jackson County Code, 1984, relating to nuisances, and enacting, in lieu thereof, fourteen new sections relating to the same subject.

(ADOPTED)

5719 AN ORDINANCE appropriating \$4,000.00 from the undesignated fund balance of the 2023 Grant Fund in acceptance of funds awarded to the Family Court Division by the Family and Community Trust for the "No Kid Hungry Missouri Breakfast Grant" project.

(ADOPTED)

5720 AN ORDINANCE appropriating \$467,177.00 from the undesignated fund balance of the 2023 Grant Fund and awarding a contract for the design and construction of a new bridge in connection with Federal Project No. BRO-B048(58), East Haines Road Bridge Replacement, County Project No. 3242, to Cale Seymour Construction, LLC, of Knob Knoster, MO, at an actual cost to the County in the amount \$467,177.00, under the terms and conditions of Invitation to Bid 79-22.

(ADOPTED)

21176 A RESOLUTION declaring certain county-owned vehicles property as surplus and authorizing their disposal pursuant to chapter 11 of the Jackson County Code.

(ADOPTED)

21177 A RESOLUTION authorizing the Director of Parks + Rec to execute a Memorandum of Understanding with the Cave Spring Association for the daily management, operation, maintenance, programming, and improvement of the William M. Klein Park, also known as the Cave Spring Park and Historic Site, at an actual cost to the County in the amount of \$30,000.00.

(ADOPTED)

- 21178 A RESOLUTION awarding a contract for annual software maintenance for use by the Recorder of Deeds Department to Aumentum Technologies of Niagara Falls, NY, at an actual cost to the County in the amount of \$87,980.00, as a sole source purchase.
(ADOPTED)
- 21179 A RESOLUTION awarding a contract for annual software maintenance for use by the Collection Department to Aumentum Technologies of Niagara Falls, NY, at an actual cost to the County in the amount of \$384,774.00, as a sole source purchase.
(ADOPTED)
- 21180 A RESOLUTION authorizing the County Executive to execute Cooperative Agreements with certain agencies that provide services and assistance to victims of domestic violence, at an aggregate cost to the County not to exceed \$125,000.00.
(ADOPTED)
- 21181 A RESOLUTION authorizing the County Executive to execute a contract with the Jackson County Board of Services for the Developmentally Disabled to provide for partial funding of various programs of the Parks + Rec Department's Special Population Services Division.
(ADOPTED)
- 21182 A RESOLUTION awarding a contract for the leasing of golf cars for use by the Parks + Rec Department to M & M Golf Cars of Lee's Summit, MO, at an actual cost to the County in the amount of \$3,500.00
(ADOPTED)
- 21184 A RESOLUTION awarding a contract for annual software maintenance for use by the Sheriff's Office and Department of Corrections to Lexipol, LLC, of Frisco, TX, at an actual cost to the County in the amount of \$50,542.00, as a sole source purchase.
(ADOPTED)

- 21185 A RESOLUTION transferring \$220,000.00 within the 2023 Health Fund to cover the contracted locum tenens services of Dr. Tracy Dyer.

(ADOPTED)

Ordinance #5722 was moved to the Consent Agenda for perfection. Ordinances #5717, #5719, and #5720, and Resolutions #21175, #21176, #21177, #21178, #21179, #21180, #21181, #21182, #21184, and #21185 were moved to the Consent Agenda for adoption.

A motion was made by Manuel Abarca IV, seconded by Megan L. Marshall, to approve the Consent Agenda. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Absent: 1 - Jalen Anderson

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

- 5725 Appropriating \$502,501.00 from the undesignated fund balance of the 2023 General Fund and authorizing payments in the aggregate amount of \$502,501.00 to cover costs to be incurred in connection with the April 4, 2023, special election.

(Assigned to the Budget Committee.)

Jay Haden, Chief Deputy County Counselor, said Ordinance #5725 will require a public hearing.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- 21192 Awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of liquid asphalt for use by the Public Works Department to Vance Brothers, Inc., of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 84-22.

(Assigned to the Public Works Committee.)

- 21193 Authorizing the County Executive to execute a Memorandum of Understanding with the Houston High Intensity Drug Trafficking Area member agencies relating to the sharing of electronic data information in support of law enforcement and public safety, at no cost to the County.

(Assigned to the Justice and Law Enforcement Committee.)

21194 Awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of paint and painting supplies for use by various County departments to the Sherwin Williams Company of Cleveland, OH, under the terms and conditions of Invitation to Bid No. 23-006.

(Assigned to the Finance and Audit Committee.)

21195 Authorizing the County Executive to execute an Intergovernmental Agreement with the Mid-America Regional Council Solid Waste Management District to provide access to the regional household hazardous waste centers for the residents of the unincorporated County, at an actual cost to the County in the amount of \$26,093.10.

(Assigned to the Inter-Governmental Affairs Committee.)

21196 A motion was made by Manuel Abarca IV, seconded by Megan L. Marshall, to adopt Resolution #21196, recognizing and celebrating the unparalleled contributions of Alise Martiny to the organized labor community of Jackson County, Missouri. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Absent: 1 - Jalen Anderson

(ADOPTED)

21197 A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21197, recognizing and celebrating the Kansas City Chiefs Wheelchair Football Team for its achievements in the USA Wheelchair Football League. The motion passed by a roll call vote:

Yes: 9 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

(ADOPTED)

21198 Transferring \$502,501.00 within the 2023 General Fund and authorizing payments in the aggregate amount of \$502,501.00 to cover costs incurred in connection with the April 4, 2023, special election.

(WITHDRAWN BY SPONSOR MARSHALL. CONCURRED BY SMITH AND ABARCA.)

21199

A motion was made by Donna Peyton, seconded by Venessa Huskey, to adopt Resolution #21199, authorizing the Jackson County Legislature to hold a closed meeting on Tuesday, March 14, 2023, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under sections 610.021(3) and (13) 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 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Absent: 1 - Jalen Anderson

(ADOPTED)

21200

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21200, recognizing and celebrating the life of Gregory Alan Patterson who passed away on March 8, 2023. The motion passed by a roll call vote:

Yes: 8 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

Absent: 1 - Jalen Anderson

(ADOPTED)

21201

A motion was made by Manuel Abarca IV, seconded by Venessa Huskey, to adopt Resolution #21201, recognizing and celebrating the life of former Kansas City Councilman Mike Burke. The motion passed by a roll call vote:

Yes: 9 - DaRon McGee, Megan L. Marshall, Jalen Anderson, Donna Peyton, Manuel Abarca IV, Venessa Huskey, Charlie Franklin, Jeanie Lauer and Sean E. Smith

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Bryan Covinsky, County Counselor, said a Memorandum has been distributed to the Legislature regarding the County Counselor's opinion that the Legislature does not have the authority to disapprove the Executive Order No. 23-08 titled "Amendment to the Personnel Rules."

A motion was made by Manuel Abarca IV, seconded by Megan Marshall, to disapprove Executive Order #23-08 titled Amendment to the Personnel Rules. The motion passed by a roll call vote:

Yes: 5 - DaRon McGee, Megan L. Marshall, Donna Peyton, Manuel Abarca IV, and Venessa Huskey

No: 3 - Charlie Franklin, Jeanie Lauer, and Sean E. Smith

Absent: 1 - Jalen Anderson

14 NEW BUSINESS

Closed meeting per Resolution #21199.

The Legislature went into recess. The Legislature reconvened.

15 ADJOURNMENT

A motion was made by Manuel Abarca IV, seconded by Megan L. Marshall, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, March 20, 2023 at 3:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.