



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

Monday, September 24, 2018

2:30 PM

Thirty-eighth Regular Meeting

Eastern Jackson County Courthouse, 308 W. Kansas, Independence, Missouri, Ground Floor, Legislative Chambers

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent 1 - Greg Grounds

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 September 17, 2018. The motion passed by a voice vote.

4 HEARINGS

Public hearing regarding Ordinances #5149, #5150, #5151 and #5152, setting the 2018 property tax rates of Jackson County, Missouri, Jackson County Board of Services for the Developmentally Disabled, Jackson County Community Mental Health Fund and the Merchants and Manufacturers' Inventory Replacement.

Scott Burnett, Chairman, opened the public hearing.

Bruce Eddy, Executive Director of the Jackson County Community Mental Health Fund, and Julie Pratt, President and CEO of Comprehensive Mental Health Services, spoke in favor of the Jackson County Community Mental Health Fund tax levy. Bruce Eddy stated that the mental health fund is used by 16,000 Jackson County residents. Jackson County Community Mental Health Fund contracts with provider agencies to provide services to citizens who have no where else to turn for mental

health treatment.

As no one else appeared to testify at the public hearing, Scott Burnett closed the hearing.

Scott Burnett asked Ed Stoll, Chief Administrative Officer, to speak to his memorandum related to recommendations for additional revenue use and a timeline for a new jail.

Ed Stoll stated that the administration is requesting adoption of all of the tax levy ordinances. He stated, the recommended course of action for additional revenue described in the presentation on September 5, 2018 was for reversal of all prior year voluntary reductions in property tax levies for the General, Health, Park and Road and Bridge funds and allocation under the sales tax act in a manner to provide the maximum revenue to the General Fund without reducing revenues for the other three funds. The projected additional annual revenue from such recommended course of action was estimated at that time to exceed the budgeted 2018 revenue by approximately \$19,500,000. A new jail facility was noted in the September 5 presentation as being the foremost need for funding from such additional revenue.

To facilitate the most efficient and appropriate use of such additional revenue, it is recommended that the County adopt a Countywide Performance and Accountability System that would incorporate a Capital Improvement Program ("CIP") prior to the end of this calendar year.

The fund would be authorized to receive any funds appropriated by the Jackson County Legislature, including, without limitation, general revenue funds realized by the County due to the recapturing of prior year voluntary property tax levy reductions.

Moneys in such capital improvement fund may be used to finance, in whole or in part, any public improvement need set forth in the county's capital improvement plan. Eligible costs shall include, without limitation, the construction of a new county jail and other facilities, and repair, restoration and rehabilitation of existing public facilities. In addition, eligible costs shall include, without limitation, any cost incurred that is related to a capital improvement, or potential capital improvement, such as engineering, site selection, and planning costs.

The fund is to be administered as any other county fund, with the limitation that the fund may not be used for purposes other than those set out in this

section, unless otherwise authorized by the County Legislature.

Ordinance 5152 setting the 2018 tax levies for the General, Health, Park and Road and Bridge funds in accordance with the recommended course of action is being introduced today. Upon adoption of that ordinance on September 24, 2018, it is recommended that a Capital Improvement Fund be established pursuant to a separate ordinance adding a new section to Chapter 5 of the County Code.

It is further recommended that, subject to the annual budget process and consistent with the CIP, the Legislature appropriate to that Capital Improvement Fund the additional general revenue funds realized by the County that result from the recommended course of action and that the moneys in that Capital Improvement Fund be used in the following order of priority: (1) for costs associated with a new jail facility (including, without limitation, land acquisition, design and construction debt service); (2) for costs of upgrades and repairs to the current jail facility (including, without limitation, a jail management system, master control system, and camera system upgrades); and (3) for such other costs as may be authorized by the Legislature for improvements to County facilities, systems, and staffing (including, without limitation, elevator, fire suppression system and facility improvements in the downtown courthouse, system and software upgrades, and compensation study and implementation).

Crystal Williams, County Legislator, said that she had read the editorial in the newspaper and in reference to that hopes that we will include some kind of public input and ensure that we will provide an accessible site location for the community. She is hopeful for some creative, "outside the box" thinking on this project.

Alfred Jordan, County Legislator, said that he hopes for a framework for public involvement in these decisions but, if the course of action includes privatization, he is opposed. Ed Stoll agreed that his feelings are that privatization would not be acceptable to the public. He said it is their goal to utilize best practices in planning for the future.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE[5147](#)

Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

A motion was made by Dan Tarwater III, seconded by Dennis Waits, to waive the reading of Ordinance #5148. The motion passed by a voice vote.

[5148](#)

Justice and Law Enforcement Committee moved to perfect. Consent Agenda.

[5149](#)

A motion was made by Dennis Waits, seconded by Crystal Williams to perfect Ordinance #5149. The motion passed by a voice vote.

(PERFECTED)

[5149](#)

A motion was made by Dennis Waits, seconded by Crystal Williams, to adopt Ordinance #5149 setting the 2018 merchants and manufacturers' inventory replacement tax levy. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 1 - Greg Grounds

(ADOPTED)

[5150](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits to perfect Ordinance #5150. The motion passed by a voice vote.

(PERFECTED)

[5150](#)

A motion was made by Dan Tarwater III, seconded by Dennis Waits, to adopt Ordinance #5150 setting the 2018 Jackson County Community Mental Health Fund Levy. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 1 - Greg Grounds

(ADOPTED)

[5151](#)

A motion was made by Dennis Waits, seconded by Dan Tarwater III to perfect Ordinance #5151. The motion passed by a voice vote.

(PERFECTED)

[5151](#) A motion was made by Dennis Waits, seconded by Dan Tarwater III, to adopt Ordinance #5151 setting the 2018 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 1 - Greg Grounds

(ADOPTED)

[5152](#) A motion was made by Dan Tarwater III, seconded by Dennis Waits to perfect Ordinance #5152. The motion passed by a voice vote.

(PERFECTED)

[5152](#) A motion was made by Dan Tarwater III, seconded by Theresa Galvin, to adopt Ordinance #5152 setting the 2018 Jackson County, Missouri, tax levy. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 1 - Greg Grounds

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5143](#) Consent Agenda.

[5144](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[19983](#) Public Works Committee moved to adopt. Consent Agenda.

[19984](#) Land Use Committee moved to adopt. Consent Agenda.

[19985](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19986](#) Land Use Committee moved to adopt. Consent Agenda.

[19987](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[19988](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[19989](#) Finance and Audit Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5147](#) AN ORDINANCE appropriating \$766.00 from the undesignated fund balance of the 2018 Grant Fund, representing reimbursement from the Missouri Highway Safety and Traffic Division of the Missouri Department of Transportation to cover the cost of repairs to the County's LIDAR equipment.
(PERFECTED)

[5148](#) AN ORDINANCE transferring \$42,700.00 within the 2018 General Fund and \$180,000.00 within the 2018 Special Road and Bridge Fund and appropriating \$491,899.00 from the undesignated fund balance of the 2018 Grant Fund in acceptance of the Jackson County Sheriff's Office's DWI/Traffic Safety Unit Salary Grant awarded by the Missouri Department of Transportation, Traffic and Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Highway Safety Division for the expenditure of grant funds.
(PERFECTED)

[5143](#) AN ORDINANCE appropriating \$4,137.00 from the undesignated fund balance of the 2018 Federal Forfeiture Fund, for the purchase of a large format printer for use by the Sheriff's Office.
(ADOPTED)

[5144](#) AN ORDINANCE repealing Schedule II to Chapter 2, Jackson County Code, 1984, relating to the salaries of County associates not within the Merit System, and enacting, in lieu thereof, one new schedule relating to the same subject.
(ADOPTED)

[19983](#) A RESOLUTION transferring \$50,000.00 within the 2018 Special Road and Bridge Fund to cover an anticipated budget shortfall for overtime within the Public Works Department.
(ADOPTED)

[19984](#) A RESOLUTION authorizing the purchase of a trash truck with eight-yard rear loader bed, barrel tipper, and light panel for use by the Parks + Rec Department to Elliott Equipment Company of Grandview, MO, under the terms and conditions of Invitation to Bid No. 35-18, at an actual cost to the County in the amount of \$79,934.00.
(ADOPTED)

[19985](#) A RESOLUTION awarding a twenty-four month term and supply contract with two twelve-month options to extend for the furnishing of parking lot management services for specific County-owned lots during Sprint Center events to Diamond Executive Services, L.L.C., under the terms and conditions of Invitation to Bid No. 43-18.

(ADOPTED)

[19986](#) A RESOLUTION declaring certain real property within the Parks + Rec Department as surplus and unusable property and authorizing its disposal.

(ADOPTED)

[19987](#) A RESOLUTION transferring \$26,642.00 within the 2018 General Fund and \$86,190.00 within the 2018 Special Road and Bridge Fund to cover budgetary shortfalls for employee insurance benefits within the Sheriff's Office.

(ADOPTED)

[19988](#) A RESOLUTION transferring \$24,676.00 within the 2018 General Fund for outside legal services, educational benefits, and travel expenses for use by the Prosecuting Attorney's Office.

(ADOPTED)

[19989](#) A RESOLUTION awarding twenty-four month term and supply contracts with three twelve-month options to extend for the furnishing of printed letterhead stationery, envelopes, business cards, and other printed material for use by various County departments to Almar Printing, Inc., of Kansas City, MO, and KC Blue Print and Planroom of North Kansas City, MO under the terms and conditions of Invitation to Bid No. 36-18.

Ordinances #5147 and #5148 were sent to the Consent Agenda for perfection. Ordinances #5143 and #5144, and Resolutions #19983, #19984, #19985, #19986, #19987, #19988, and #19989 were sent 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, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits, Dan Tarwater III and Theresa Galvin

Absent: 1 - Greg Grounds

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5153](#) A motion was made by Tony Miller, seconded by Dennis Waits to perfect Ordinance #5153. The motion passed by a voice vote.

(PERFECTED)

[5153](#)

A motion was made by Tony Miller, seconded by Dennis Waits, to adopt Ordinance #5153, appropriating \$5,000.00 from the undesignated fund balance of the 2018 Park Fund in acceptance of a donation from friends and family of Jennifer Long to the Parks + Rec Department, to be used for a new park bench along Little Blue Trace Trail. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits and Theresa Galvin

Absent: 2 - Dan Tarwater III and Greg Grounds

(ADOPTED)

[5154](#)

A motion was made by Crystal Williams, seconded by Dennis Waits to perfect Ordinance #5154. The motion passed by a voice vote.

(PERFECTED)

[5154](#)

A motion was made by Crystal Williams, seconded by Dennis Waits, to adopt Ordinance #5154, appropriating \$113,621.00 from the undesignated fund balance of the 2018 Grant Fund, in acceptance of the Emergency Management Performance Grant awarded by the Missouri State Emergency Management Agency. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits and Theresa Galvin

Absent: 2 - Dan Tarwater III and Greg Grounds

(ADOPTED)

[5155](#)

A motion was made by Alfred Jordan, seconded by Theresa Galvin to perfect Ordinance #5155. The motion passed by a voice vote.

(PERFECTED)

[5155](#)

A motion was made by Alfred Jordan, seconded by Theresa Galvin, to adopt Ordinance #5155, appropriating \$5,661.00 from the undesignated fund balance of the 2018 Special Road and Bridge Fund in acceptance of insurance proceeds for the repair of a vehicle for use by the Sheriff's Office. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits and Theresa Galvin

Absent: 2 - Dan Tarwater III and Greg Grounds

(ADOPTED)

[5156](#)

A motion was made by Alfred Jordan, seconded by Theresa Galvin to perfect Ordinance #5156. The motion passed by a voice vote.

(PERFECTED)

[5156](#)

A motion was made by Alfred Jordan, seconded by Dennis Waits, to adopt Ordinance #5156, appropriating \$7,000.00 from the undesignated fund balance of the 2018 Grant Fund in acceptance of the Sheriff's Office's DWI Supplemental Saturation Patrol Enforcement grant awarded by the Missouri Department of Transportation, Traffic and Highway Safety Division, and authorizing the County Executive to execute an amended contract with the Missouri Highway Safety Division for the expenditure of grant funds. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dennis Waits and Theresa Galvin

Absent: 2 - Dan Tarwater III and Greg Grounds

(ADOPTED)

[5157](#)

Repealing subsection 24003.23, Jackson County Code, 1984, relating to the Board of Zoning Adjustment, and enacting, in lieu thereof, one new subsection relating to the same subject.

(Assigned to the Finance and Audit Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19990](#)

Transferring \$15,000.00 within the 2018 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an agreement with Randy A. Wolverton for forensic auditor services for the Prosecuting Attorney's Office, at a cost to the County not to exceed \$15,000.00.

(Assigned to the Anti-Drug Committee.)

[19991](#)

Transferring \$84,591.00 within the 2018 Park Fund and awarding a contract for roof replacement on park structures for the Parks + Rec Department to Construction Management Services of Olathe, KS, under the terms and conditions of Invitation to Bid No. 46-18, at an actual cost to the County not to exceed \$84,591.00.

(Assigned to the Land Use Committee.)

[19992](#)

Transferring \$13,645.00 within the 2018 Park Fund to cover the costs of demolition and beautification of the former parks maintenance area on Woods Chapel Road within the Parks + Rec Department.

(Assigned to the Land Use Committee.)

[19993](#)

Transferring \$6,000.00 within the 2018 Anti-Drug Sales Tax Fund and authorizing the Director of Finance and Purchasing to issue a check in the amount of \$6,000.00 to the Independence Police Department, for the purchase of surveillance cameras.

(Assigned to the Anti-Drug Committee.)

[19994](#)

Authorizing the Jackson County Legislature to hold a closed meeting on Monday, September 24, 2018, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting

(WITHDRAWN BY SPONSOR BURNETT. CONCURRED BY WAITS AND WILLIAMS.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Closed meeting per Resolution #19994 was withdrawn, therefore no closed meeting was held.

15 ADJOURNMENT

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

Meeting adjourned until Monday, October 1, 2018 at 2:30 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.