



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

*Theresa Galvin (6th) Chair, Dan Tarwater III (4th) Vice Chair,
Jalen Anderson (1st AL), Crystal Williams (2nd AL), Tony Miller (3rd AL),
Scott Burnett (1st), Ronald E. Finley (2nd), Charlie Franklin (3rd), Jeanie Lauer
(5th)*

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

Monday, July 29, 2019

1:00 PM

Thirtieth 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 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer 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 Tony Miller to approve the journal of the previous meeting held on July 22, 2019. The motion passed by a voice vote.

4 HEARINGS

Report from Sid Douglas with Gilmore and Bell regarding the Hancock Amendment. He explained that the Hancock Amendment puts a limitation on tax rates, was approved in 1980 and is applicable to all taxing jurisdictions in Missouri. A copy of his presentation is available in the County Clerk's office.

Discussion.

Caleb Clifford, Chief of Staff, said the current estimate by Jackson County for the 2019 tax levy rate is .6112; the tax levy rate for 2018 was .7013.

Cheryl Colter, Assistant Director of Accounting/Finance, thanked the Finance Department associates for all their work on the CAFR and introduced the representatives from BKD.

Presentation of the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended December 31, 2018 by Jacob Holman, CPA Director with BKD, LLC and Bobby Kelly, onsite supervisor.

Jacob Holman said BKD performs two audits annually for Jackson County, Missouri: (1) financial statement audit and (2) single audit or compliance with regards to federal funding. He said the CAFR is prepared by management except for the auditor's report. He said this is BKD's third year doing the audit and he is happy to report that management was well prepared and thorough during the audit process. The Finance Department responded timely and there was open communication. The auditors issued a clean or unmodified opinion which states that the financial statements are materially accurate and all disclosures are complete and accurate. He said in 2018 there were no new bonds and \$28.3 million worth of bonds were paid off. This set of government wide financial statements realized an increase in net position of \$16 million and a big reason is the net pension liability decreased \$9.5 million. The government funds financial statement show the general fund had a positive change in fund balance, a \$23 million increase in 2018 due to sales tax revenue recorded in the general fund versus other funds. In addition, property tax revenue was reallocated to make up some loss in sales tax revenue.

Mr. Holman stated that BKD utilized a minority firm to help with this audit process.

Questions and answers took place at this time.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Frank White Jr., County Executive, announced that Gary Panethiere, Chief Operating Officer, will retire effective July 31, 2019. He thanked Mr. Panethiere for 3 years of service under his Administration and 38 years of service with Jackson County, Missouri.

The County Legislature recessed.

The County Legislature reconvened.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Jeanie Lauer, County Legislator, asked for a written opinion from the County Counselor regarding Ordinance #5236. She asked the Legislature to postpone the vote until the opinion is received.

Comments were made by Tony Miller, County Legislator.

[5236](#)

Rules Committee moved to perfect.

Crystal Williams objected to the Consent Agenda.

[5236](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett to perfect Ordinance #5236. The motion passed by a voice vote.

(PERFECTED)

[5236](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5236, repealing section 1051., Jackson County Code, 1984, relating to County purchasing policy, and enacting, in lieu thereof, one new section relating to the same subject. The motion passed by a roll call vote:

Yes: 5 - Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III and Theresa Galvin

No: 4 - Jalen Anderson, Crystal Williams, Tony Miller and Jeanie Lauer

(ADOPTED)

[5241](#)

Anti-Drug Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5238](#)

Consent Agenda.

A motion was made by Dan Tarwater III, seconded by Scott Burnett to waive the reading of Ordinance 5239. The motion passed by a voice vote.

[5239](#)

Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[20196](#)

Authorizing the County Counselor to execute an increase to the Legal Services Agreement with Ronald L. Jurgeson of Lee's Summit, MO, at an additional cost to the County not to exceed \$17,500.00.

(WITHDRAWN BY THERESA GALVIN. CONCURRED BY SCOTT BURNETT AND DAN TARWATER III.)

[20202](#)

Public Works Committee moved to adopt. Consent Agenda.

[20203](#)

Land Use Committee moved to adopt. Consent Agenda.

[20204](#)

Health and Environment Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5241](#) AN ORDINANCE appropriating \$7,346.00 from the undesignated fund balance of the 2019 Federal Forfeiture Fund to cover the costs of two GPS trackers and a pole camera for use by the Multi-Jurisdictional Drug Task Force.
(PERFECTED)

[5238](#) AN ORDINANCE appropriating \$19,176.00 from the undesignated fund balance of the 2019 Federal Forfeiture Fund to cover the cost of mobile radios for four new patrol vehicles for use by the Sheriff's Office, under an existing County term and supply contract.
(ADOPTED)

[5239](#) AN ORDINANCE transferring \$222,475.00 within and appropriating \$211,625.00 from the undesignated fund balance of the 2019 Park Fund, and awarding a contract on Bid No. PW 05-2019 for the Longview Metal Buildings (Arbanas and Park Operations) Project No. 3235 to Mega Industries Corporation of North Kansas City, MO, at an actual cost to the County in the amount of \$514,575.00.
(ADOPTED)

[20202](#) A RESOLUTION awarding a twelve-month term and supply contract, with four twelve-month options to extend, for the furnishing of herbicides for use by the Public Works Department to Helena Agri Enterprises, of Shawnee, KS, under the terms and conditions of Invitation to Bid No. 22-19.
(ADOPTED)

[20203](#) A RESOLUTION authorizing the County Executive to execute a cost-share agreement with the Kansas City Area Transportation Authority's Regional Wayfinding and Branding Plan, a planning sustainable places project, as a partner with the Mid-America Regional Council and fifteen other local governments, at an actual cost to the County in the amount of \$3,000.00.
(ADOPTED)

[20204](#) A RESOLUTION transferring \$24,644.00 within the 2019 Health Fund to restore funding previously transferred for the Chief Medical Examiner's salary.
(ADOPTED)

*Ordinance #5241 was moved to the Consent Agenda for perfection.
Ordinances #5238, #5239 and Resolutions #20202, #20203 and #20204 were moved to the Consent Agenda for adoption.*

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to approve the Consent Agenda. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Galvin

Absent: 1 - Tony Miller

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5243](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 7.74 ± acre tract from District AG (Agricultural) to District RE (Residential Estates), to create two single-family residential lots.

(Assigned to the Land Use Committee.)

[5244](#) Renewing a conditional use permit (CUP) in District AG (Agricultural) for a period of twenty years to operate an adult group quarters (boarding home), subject to specified conditions, as to a 2.00 ± acre tract.

(Assigned to the Land Use Committee.)

[5245](#) Amending the zoning districts established pursuant to the Unified Development Code by changing a certain 9.49 ± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Assigned to the Land Use Committee.)

[5246](#) Amending the zoning districts established pursuant to the Unified Development Code by changing a certain 1.5 ± acre tract from District AG (Agricultural) to District RS (Residential Suburban).

(Assigned to the Land Use Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20205](#) Authorizing the Prosecuting Attorney to execute an Agreement with Truman Medical Center, Inc., for Project RISE (Responsive Individualized Support and Early Intervention), funded by the County's Anti-Crime Sales Tax Fund for the 2019 fiscal year, at a cost to the County not to exceed \$120,000.00.

(Assigned to the Anti-Drug Committee.)

[20206](#) Authorizing the Prosecuting Attorney to execute an Agreement with Sisters In Christ for the Raytown TEAM KC Outreach Pilot Program "Safe Zone," funded by the County's Anti-Crime Sales Tax Fund for the 2019 fiscal year, at a cost to the County not to exceed \$40,000.00.

(Assigned to the Anti-Drug Committee.)

[20207](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Resolution #20207, authorizing the Jackson County Legislature to hold a closed meeting on Monday, July 29, 2019, 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. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Galvin

Absent: 1 - Tony Miller

(ADOPTED)

[20208](#)

Awarding twenty-four-month term and supply contracts with three twelve-month options to extend for the furnishing of heavy equipment rental for use by the Parks + Rec and Public Works Departments to The Victor L. Phillips Company of Kansas City, MO, Road Builders Machinery and Supply Co., Inc., of Kansas City, KS, and Murphy Tractor and Equipment Co. of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 32-19.

(Assigned to the Public Works Committee.)

[20209](#)

Authorizing the County Executive to execute an Agreement with the Missouri Highways and Transportation Commission relating to improvements at the H Highway intersection with Pink Hill and Renick Roads, at no cost to the County.

(Assigned to the Public Works Committee.)

[20210](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Resolution #20210, authorizing the County Executive to execute a Sixth Addendum to the Agreement with Windstream Communications to approve changes to the wide-area network services for use by the Information Technology Department at the Legislative Offices in Independence, at an actual cost to the County for 2019 in the amount of \$287.00. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Galvin

Absent: 1 - Tony Miller

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS[19-19](#)

I hereby make the following reappointment to the Mid-Continent Library Board of Trustees.

Joycelyn Tucker-Burgo is reappointed for a term to expire June 30, 2023.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Jalen Anderson, County Legislator, said Rianda Wenthler has served as his intern since May. He thanked her for her service as today is her last day. She will return to the University of Missouri.

Closed meeting per Resolution #20207. The closed meeting may be followed by the introduction and adoption of a Resolution in open session to authorize the settlement of a legal action, cause of action, or litigation matter.

The County Legislature went into closed session.

The County Legislature reconvened.

15 ADJOURNMENT

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

Meeting adjourned until Monday, August 5, 2019 at 1:00 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.