



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

*Theresa Cass 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, April 6, 2020

10:00 AM

Thirteenth Regular Meeting

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

Theresa Cass Galvin, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin
Absent 1 - Ronald E. Finley

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 Jalen Anderson to approve the journal of the previous meeting held on March 30, 2020. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

None.

Scott Burnett, County Legislator, asked Troy Schulte, County Administrator, if the Administration has any sense of the decline in revenue since our area went under the stay at home order. Mr. Schulte said that they are conducting an analysis at the close of the first quarter. They are watching the sales tax collections and will send an estimate in the next couple of weeks.

Dan Tarwater III, County Legislator, asked about the federal government emergency funding program and how that reimbursement plan will work. Mr. Schulte said that the Administration is waiting on guidance from the

Treasury Department. It is unclear if the emergency funds will pass through the County to the cities or if those funds will pass through the State of Missouri. He said the County will receive funds directly from the federal government because Jackson County has more than 500,000 residents. It is less clear how this emergency fund will work for the area municipalities.

Mr. Tarwater asked if the County's reimbursement will go through the County Executive or will plans be brought before the Legislature for approval. Mr. Schulte said that it is their intent to have a recommended plan submitted to the federal government that is endorsed by the Legislature.

Theresa Cass Galvin, Chairman, asked Mr. Schulte about when the Legislature will see how the funds are being spent that were approved by last week's ordinance. Mr. Schulte said they have ordered some equipment and are working with Truman Medical Center (TMC) on submitting bills for reimbursement. Ms. Galvin requested that the Legislature be notified when checks are cut to maintain full transparency. Crystal Williams, County Legislator, said she agreed that the Legislature owes it to their constituents to maintain oversight of the disbursement of these funds.

Mr. Tarwater added that TMC is looking at its front-line responders, Swope Health and Samuel U. Rodgers Health Centers to assist with their unanticipated expenses as they assist TMC in managing this crisis.

Mr. Schulte said that the plan is to protect the safety net health care providers. The emergency assistance at this time will cover unanticipated expenses, but not lost revenue due to canceled procedures. The lost revenue will be addressed with increases to Medicare and Medicaid reimbursements. These funds will cover the period of March 1 through December 31, 2020. He said that keeping track of the paperwork is the key to getting these costs reimbursed by the federal government.

Ms. Galvin asked about documentation of expenditures related to the \$9 million approved four weeks ago for County facility improvements. Mr. Schulte said the Administration is working on a legislative request and will have those documents to the Legislature soon.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5320](#) Public Works Committee moved to perfect. Consent Agenda.

[5321](#) Budget Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[20388](#) Land Use Committee moved to adopt. Consent Agenda.

[20389](#) Budget Committee moved to adopt. Consent Agenda.

[20390](#) Finance and Audit Committee moved to adopt. Consent Agenda.

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to waive the reading of Resolution #20391. The motion passed by a voice vote.

[20391](#) Budget Committee moved to adopt. Consent Agenda.

[20392](#) Anti-Crime Committee moved to adopt. Consent Agenda.

[20393](#) Public Works Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5320](#) AN ORDINANCE authorizing the County Executive to execute an Off-System Bridge Program Agreement with the Missouri Highways and Transportation Commission in connection with the Haines Road Bridge Replacement Project, No. 3241.

(PERFECTED)

[5321](#) AN ORDINANCE appropriating \$57,054.00 from the undesignated fund balance of the 2020 General Fund to be used toward the cost of wellness expenses, including Weight Watchers, and the continuation of the Associate Wellness Reimbursement Program.

(PERFECTED)

[20388](#) 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 \$25,000.00.

(ADOPTED)

- [20389](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the University of Missouri Extension Council to provide agricultural extension programs to the citizens of Jackson County, at a cost to the County not to exceed \$10,000.00.
(ADOPTED)
- [20390](#) A RESOLUTION authorizing the County Counselor to execute a Legal Services Agreement and Addendums to existing Legal Services Agreements with certain law firms, at an aggregate cost to the County not to exceed \$20,200.00, for services to be performed in 2020.
(ADOPTED)
- [20391](#) A RESOLUTION authorizing the Director of Finance and Purchasing to execute a four-year no-interest Master Lease Agreement for the lease of personal computers and hardware for use by various County departments with Dell Financial Services, L.L.C., of Round Rock, TX, and ConvergeOne of Overland Park, KS, under the terms and conditions set forth in NASPO ValuePoint Contract No. MNWNC-108 and Midwestern Higher Education Commission Contract No. MHEC-07012015, existing competitively bid government contracts, at an actual annual cost to the County in the amount of \$296,329.50.
(ADOPTED)
- [20392](#) A RESOLUTION transferring \$150,000.00 within the 2020 Anti-Crime Sales Tax Fund to cover funding for the Sheriff's Office's 2020 Law Enforcement School Based Initiative.
(ADOPTED)
- [20393](#) A RESOLUTION transferring \$136,750.00 within the 2020 Special Road and Bridge Fund, to cover the cost of rental of heavy equipment necessary to complete the 2020 Annual Road Program.
(ADOPTED)

Ordinances #5320 and #5321 were moved to the Consent Agenda for perfection. Resolutions #20388, #20389, #20390, #20391, #20392, and #20393 were moved to the Consent Agenda for adoption.

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

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Ronald E. Finley

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE[5323](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller to perfect Ordinance #5323. The motion passed by a voice vote.

(PERFECTED)

[5323](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5323, waiving the reimbursement of acquisition cost required by section 1139., Jackson County Code, 1984, relating to the transfer of ownership of the Sheriff's Office's K-9 unit dog, Diogi, to dog handler and companion Sergeant Eli Postlethwait. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Ronald E. Finley

(ADOPTED)

[5324](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller, to perfect Ordinance #5324, as corrected on April 6, 2020. The motion passed by a voice vote.

(PERFECTED)

[5324](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller, to adopt Ordinance #5324, appropriating \$10,000.00 from the undesignated fund balance of the 2020 Anti-Crime Sales Tax Fund and authorizing the County Executive to execute an agreement with the U.S. Department of Homeland Security in acceptance of funding provided by the Organized Crime Drug Enforcement Task Force for use by the Jackson County Drug Task Force for "Operation Dough Boy.". The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Ronald E. Finley

(ADOPTED)

Jeanie Lauer, County Legislator, requested that Ordinance #5325 be adopted to help our businesses that are closed at this time. This ordinance will provide assistance to businesses during this crisis. These funds will still come in during this fiscal year, but the due date for payment will be pushed back.

[5325](#)

A motion was made by Jeanie Lauer, seconded by Jalen Anderson to perfect Ordinance #5325. The motion passed by a voice vote.

[5325](#)

A motion was made by Jeanie Lauer, seconded by Jalen Anderson, to adopt Ordinance #5325, deferring until October 1, 2020, all County fees for license and permit renewals due under chapter 40, Food Safety and Environmental Health, chapter 41, Alcoholic Beverages, and chapter 42, Amusements, Jackson County Code, 1984, to enable businesses to better cope with the financial issues relating to the closure order relating to COVID-19. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Ronald E. Finley

(ADOPTED)

Crystal Williams asked Crissy Wooderson, Legislative Auditor, to address some inconsistencies within Ordinance #5326. Ms. Wooderson said the fifth WHEREAS in the Ordinance does not match the fiscal note. It is unclear whether \$500,000.00 is to be allocated to the Sheriff and \$300,000.00 be allocated to the Department of Corrections or vice versa. Mr. Schulte said that the fiscal note is correct, and the Ordinance will need a correction. Ms. Lauer asked about the source of funds for this appropriation. Mr. Schulte said the County does not have these funds as yet, but anticipates reimbursement from the federal emergency program, hopefully within the next eight months. If the County does not receive the federal reimbursement, then he will be coming before the Legislature before the end of the year to balance out the County's books. He agreed there are concerns about lost revenues from sales tax and the risk as to how quickly the federal reimbursement will arrive. There are different scenarios depending on how quickly the County receives federal assistance. It may be necessary to use County Improvement Funds as a stop gap measure.

Mr. Tarwater asked about joint efforts to purchase personal protective equipment (PPE) to be used by area agencies. Mr. Schulte said they have worked on doing that so area agencies could make a larger purchase of PPE to ensure the area agencies receive the needed equipment. Small orders of PPE are not feasible.

Ms. Galvin requested that the Legislature be notified before expenditures are made to ensure complete transparency. Mr. Schulte explained that some of these funds will go through the Jackson County Health Department to supply hotel vouchers that may be needed by persons in quarantine or for staff at TMC so they don't have to go home. Ms. Galvin requested that certain typographical errors be corrected.

[5326](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III, to perfect Ordinance #5326, as corrected on April 6, 2020. The motion passed by a voice vote.

(PERFECTED)

[5326](#)

A motion was made by Dan Tarwater III, seconded by Crystal Williams, to adopt Ordinance #5326, appropriating \$4,000,000.00 from the undesignated fund balance of the 2020 Health Fund to assist with the Jackson County COVID-19 response. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Ronald E. Finley

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20395](#)

Authorizing the County Executive and the Sheriff to execute a State Plan of Operations and Application for Participation related to the Missouri Department of Public Safety's and the U.S. Department of Defense's LESO Program, at no cost to the County.

(Assigned to the Justice and Law Enforcement Committee.)

[20396](#)

Awarding a contract on Bid No. PW 01-2020 for the 2020 Pavement Maintenance Project (Phase 1, Asphaltic Concrete Overlay), No. 3238, to Ideker, Inc., of St. Joseph, MO, at an actual cost to the County not to exceed \$1,396,335.23, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(Assigned to the Public Works Committee.)

[20397](#)

Awarding a contract on Bid No. PW 02-2020 for the 2020 Pavement Maintenance Project (Phase 2, Chip Seal), No. 3239, to Vance Brothers, Inc., of Kansas City, MO, at an actual cost to the County not to exceed \$632,964.34, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(Assigned to the Public Works Committee.)

[20398](#)

Awarding a contract on Bid No. PW 03-2020 for the 2020 Pavement Maintenance Project (Phase 3, Pavement Marking), No. 3240, to Twin Traffic Marking Corporation of Kansas City, KS, at an actual cost to the County not to exceed \$94,359.33, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(Assigned to the Public Works Committee.)

[20399](#)

Awarding a contract on Bid No. PW 04-2020 for the 2020 Pavement Maintenance Project (Phase 4, Magnesium Chloride Application), No. 3241, to Scotwood Industries, Inc., of Overland Park, KS, at an actual cost to the County not to exceed \$72,361.41, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(Assigned to the Public Works Committee.)

[20400](#)

A motion was made by Crystal Williams, seconded by Tony Miller, to adopt Resolution #20400, transferring \$255,000.00 within the 2020 Health Fund and awarding a contract for the furnishing of a forensic x-ray system for use by the Medical Examiner's Office to Lodox Systems North America of Painesville, OH, under the terms and conditions of Fulton County Georgia Contract No. 19RFP688927C-BKJ, an existing government contract, at an actual cost to the County in the amount of \$455,000.00. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Ronald E. Finley

(ADOPTED)

[20401](#)

Transferring \$105,000.00 within the 2020 General Fund to provide for temporary information technology consulting and operations services.

(Assigned to the Budget Committee.)

Ms. Galvin addressed concerns about Resolution #20402. She said that Ordinance #5307 included a 12% contingency for the Courthouse improvement projects. She questioned the need for this resolution when this ADA project could easily be included in what was previously approved. Ms. Galvin also questioned which term and supply vendors would be used and whether this new proposal included the mandated WBE-VBE-MBE and prevailing wage requirements. Mr. Schulte said that this project came up when a new court employee was appointed. This employee requires the ADA compliance. The Courthouse improvement project has just kicked off and there were concerns about attaching the contingency funds so early in the project, but the Administration is willing

to give that consideration. The goal is to complete the ADA project while the building is empty. Tony Miller, County Legislator, said that he doesn't disagree with the concerns raised, but wants to make sure the building is ADA complaint to meet then needs of court employees.

[20402](#)

Transferring \$220,000.00 within the 2020 County Improvement Fund for necessary ADA related improvements within the Downtown Courthouse and the Albert A. Riederer Criminal Justice Complex.

(WITHDRAWN BY SPONSOR TARWATER III, CONCURRED BY ANDERSON AND WILLIAMS.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Jalen Anderson, County Legislator, asked Mr. Schulte about the County's plans moving forward on the current pandemic crisis. He asked about the Administration's plans as they relate to the County Improvement Fund and the availability of other partnerships to assist in managing the crisis. Mr. Schulte said they are unsure about whether the federal government or the State of Missouri will provide reimbursement either directly or indirectly over the long term. Their current position is to make sure the County is a backstop to the safety net health and first responders. The administration recognizes that if there is a needed expenditure, the County will step up to make sure that expenditure is handled. Presently, there is a move to look at alternative medical facilities in the former Kemper Arena, Bartle, and the Independence Events Center. But the County is relying on partners who may not be as far along on plans as we prefer. He has experience in working with the federal government on emergency funds and it is possible that the reimbursement process might take longer than we would prefer. The previous ice storm emergency with which he was involved, all funds were eventually reimbursed, although it took seven years to cover all the costs. He has confidence that TMC will provide the emergency response needed. If it comes to be that the County needs a temporary financing plan to cover expenses, then he will be prepared to present those plans to the Legislature.

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.

Due to the COVID-19 (coronavirus) outbreak, the County Legislature will not meet on April 13, 2020.

Meeting adjourned until Monday, April 20, 2020 at 9:30 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area