



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, June 8, 2020

10:00 AM

Twenty-second 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 - Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley,
Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent 1 - Jalen Anderson

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 June 03, 2020. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

A motion was made by Dan Tarwater III, seconded by Scott Burnett to waive the reading of Ordinances #5343, #5344, #5345, #5346, #5347, #5348, and #5349. The motion passed by a voice vote.

[5343](#)

AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 9.22± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Land Use Committee - 2nd. Perfection)

- [5344](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 10.00± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).
(Land Use Committee - 2nd. Perfection)
- [5345](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 16.16± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(Land Use Committee - 2nd. Perfection)
- [5346](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 9.668± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).
(Land Use Committee - 2nd. Perfection)
- [5347](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain .88± acre tract from District AG (Agricultural) to District RS (Residential Suburban).
(Land Use Committee - 2nd. Perfection)
- [5348](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 7.75± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).
(Land Use Committee - 2nd. Perfection)
- [5349](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 80.00± acre tract from District AG (Agricultural) to District RR (Residential Ranchette) and approving the preliminary plat "Peaceful Ridge," creating a thirteen-lot residential subdivision.
(Land Use Committee - 2nd. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #5343, #5344, #5345, #5346, #5347, #5348, and #5349 on Monday, June 15, 2020 at 9:30 a.m. at the Kansas City Courthouse located at 415 E. 12th Street, 2nd floor, Kansas City Legislative Assembly Area.

Mary Jo Spino, Clerk of the County Legislature, said Ordinance #5351 is now in compliance per Tom Wyrsh, Director of Compliance Review.

Ronald E. Finley, County Legislator, asked what it means for the vendor to be in compliance. Crissy Wooderson, Legislative Auditor, explained that in this case, it means the vendor had submitted its affirmative action documentation including personnel.

[5351](#) Legislature As A Whole moved to perfect.

Ronald E. Finley objected to the Consent Agenda.

Mr. Finley asked Jay Haden, Chief Deputy County Counselor, why the County Counselor's Office is unable to handle this matter in house. Mr. Haden said their office has limited resources. This law firm has completed research and is working with 30 other counties on this matter. This firm's fee is quite reasonable. This contract will allow the office to take advantage of the firm's knowledge. This contract make economic sense. Mr. Finley withdrew his objection.

[5351](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett to perfect Ordinance #5351. The motion passed by a voice vote.

(PERFECTED)

[5351](#) A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5351, appropriating \$25,000.00 from the undesignated fund balance of the 2020 CARES Act Fund and authorizing the County Counselor to execute a Legal Services Agreement with Ellis, Ellis, Hammons & Johnson P.C. of Springfield, MO, at an actual cost to the County not to exceed \$25,000.00. The motion passed by a roll call vote:

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

Absent: 1 - Jalen Anderson

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[20438](#) Land Use Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[20438](#) A RESOLUTION awarding a contract for the construction of a metal shelter house for use by the Parks + Rec Department at Longview Beach to Gunter Construction of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 7-20, at an actual cost to the County in the amount of \$44,500.00.

Resolution #20438 was 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 - Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Jalen Anderson

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5355](#)

Repealing section 1810., Jackson County Code, 1984, relating to court costs, and enacting, in lieu thereof, one new section relating to the same subject.

(Assigned to the Budget Committee.)

Theresa Cass Galvin, Chairman, requested corrections to budget information contained on the Request for Legislative Action (RLA) on Ordinance #5356.

[5356](#)

Appropriating \$15,927.00 from the undesignated fund balance of the 2020 County Improvement Fund, representing payments of insurance proceeds to be used to replace electronic items for the jury room in the downtown Jackson County Courthouse and related costs, necessitated by water damage from February 2019.

(Assigned to the Legislature As A Whole.)

Theresa Cass Galvin, Chairman, requested a correction to the fiscal information on page 1 of Ordinance #5357.

[5357](#)

Appropriating \$11,700.00 from the undesignated fund balance of the 2020 Federal Equitable Sharing Fund for the installation of fencing for use by Sheriff's Office.

(Assigned to the Budget Committee.)

[5358](#)

Repealing sections 1900., 1901., 1902., 1903., and 1905., Jackson County Code, 1984, relating to prevailing wage compliance, and enacting, in lieu thereof, five new sections relating to the same subject.

(Assigned to the Legislature As A Whole.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20441](#)

A motion was made by Scott Burnett, seconded by Crystal Williams, to adopt Resolution #20441, transferring \$100,000.00 within the 2020 General Fund and authorizing the County Executive to execute an Inter-Governmental Cooperative Agreement with the City of Kansas City, MO, concerning the purchase of a commercial building by the City to be leased by the City to the Westside Community Action Network, Inc., for which Jackson County will contribute a portion of the purchase price, at a cost to the County in the amount of \$100,000.00. The motion passed by a roll call vote:

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

Absent: 1 - Jalen Anderson

(ADOPTED)

Scott Burnett, County Legislator, distributed a fact sheet regarding the mission and work by Westside Community Action Network. A copy of this handout is available under Meeting Details for the June 8, 2020 Legislative Meeting at: <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=792079&GUID=CC11C303-FFFD-4CC8-B6F9-6E51D2B1A84A&Options=info|notes|&Search=>

Scott Burnett thanked Crystal Williams for her support on Resolution #20441. He also thanked Troy Schulte, County Administrator, Jay Haden, and Jean Peters Baker, Prosecuting Attorney, for their assistance in getting this accomplished. Mr. Burnett recognized Amelia McIntyre, Assistant City Attorney for the City of Kansas City, Missouri, and the City of Kansas City's architect for their assistance. Mr. Burnett said there were two small errors on the contract that need to be corrected. Mr. Haden said the Ms. McIntyre has not yet reviewed this agreement. She may have changes to the form of the agreement but the final version will be filed with the Clerk of the County Legislature.

Scott Burnett said the Neighborhood Planning and Development Committee of the Kansas City Council will have a meeting on June 17, 2020 at 1:30 p.m. at City Hall, 414 E. 12th Street, Kansas City, MO 64106 at which time they will consider contributing \$175,000.00 toward the purchase price of the building.

Jeanie Lauer, County Legislator, asked for clarification about the handout from Mr. Burnett. Mr. Burnett said this is the same handout he emailed to Legislators earlier.

[20442](#) Partially rescinding Resolution 20382 dated March 2, 2020, and transferring \$23,550.00 within the 2020 County Improvement Fund to correctly fund the parking contract with C.B. 1211 McGee, LLC, of Kansas City, MO, authorized by Resolution 20382.

(Assigned to the Legislature As A Whole.)

[20443](#) Authorizing the County Executive to execute a Program Agreement with the Missouri Department of Health and Senior Services for a summer food service program, with reimbursed costs to be paid to the County.

(Assigned to the Health and Environment Committee.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Crystal Williams, County Legislator, said the Budget Committee will have an update regarding the impact of the pandemic on the reduction in revenues. Troy Schulte said there is cautious optimism that the impact is less severe than originally expected. He said the March sales tax revenues were up slightly and the April sales tax revenues were down about 14.2%, which is not as bad as anticipated. Overall, the County has a decline of .9% in sales tax revenues year-to-date.

Scott Burnett asked if it is known whether the Missouri state legislature is meeting this summer to pass a tax on internet purchases. Jeanie Lauer replied that there is nothing concrete at this time.

Ronald E. Finley asked when the Budget Committee meeting would be scheduled. Theresa Cass Galvin confirmed the meeting is scheduled to be held on Monday, June 15, 2020 at 9:00 a.m. at the Kansas City Courthouse, 415 E. 12th Street, 2nd Floor, Legislative Assembly Area.

Ronald Finley said he sent an email to Mr. Schulte and Crissy Wooderson requesting a list of the expenditure of CARES Act funds by Legislative action to date. He expressed his appreciation to the Chairman on her response to part of his request.

Mr. Finley said he continues to need information regarding the procedural process or plan that exists for payment of CARES Act funds to eligible agencies, specifically, what facts will determine if an agency is eligible for CARES Act funds, will funds be paid in advance or paid on a reimbursement basis or by other processes, what documentation will be required for an application for, and granting of, CARES Act funding, and

what is the procedure an applicant must follow to be considered for CARES Act funds. He said it would be helpful to discuss these matters. He also would like an update on the distribution of personal protective equipment (PPE) and testing supplies. He said, the market is determining much of what is available. He would like an update on these questions.

Crystal Williams said she sees a revenue discussion separate from the CARES Act funds discussion. She said she does not consider CARES Act funds as County revenue. She said a discussion is needed with Mr. Schulte and the Administration when they are ready to discuss plans going forward.

Mr. Schulte said he needs to consult with the County Executive since there is no longer an Advisory Committee. He said they may have an outline of the next steps at the June 15, 2020 Legislative meeting. Mr. Finley and Ms. Williams said they are interested and available to provide assistance if needed.

Theresa Cass Galvin invited Presiding Judge David Byrn to address the Legislature. He said there was another leak in the building over the weekend. This leak was from condensation lines within the chiller for the air conditioner. The leak was from the 8th floor down to the 7th floor. He said he has counted twelve different locations where this has happened. He said this happens every summer. Ms. Galvin said she hopes these issues will be taken care of in the work that is scheduled to be completed this year.

Ronald E. Finley said there were demonstrations in downtown Kansas City. He asked Judge Byrn about the status on the moratorium on evictions. Judge Byrn said that moratorium ended on June 1, 2020. He said the process was back to normal except the CARES Act mandated that certain properties could have no adverse action regarding possession. In all cases the landlord is required to follow a CARES Act verification that has to be e-filed before a judgment can be executed. He will supply to Mr. Finley copies of the affidavit that is required.

14 NEW BUSINESS

None.

15 ADJOURNMENT

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

Meeting adjourned until Monday, June 15, 2020 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.