



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 15, 2020

10:00 AM

Twenty-third 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 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass 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 Scott Burnett to approve the journal of the previous meeting held on June 08, 2020. The motion passed by a voice vote.

4 HEARINGS

Eileen Weir, Mayor of the City of Independence, addressed the Legislature regarding the distribution of CARES Act funds. She said the County was given this allocation 53 days ago to provide assistance to County residents who are sick, dying and depending on their local government to provide assistance.

Mayor Weir said each Tuesday County Administrator, Troy Schulte hosts a call with Jackson County mayors, city administrators, and city managers. Throughout these calls we have attempted to discern the process required to obtain a portion of CARES Act funds. County Executive Frank White began hosting calls May 19 at the request of area mayors. A clear, transparent, equitable process to request funding has not been developed. A new process and new sets of rules have been introduced nearly every week absent any input from the Jackson County municipalities. Initially Troy Schulte instructed the city officials to provide him with their requests which would be reviewed and submitted to the Legislature for

consideration. City officials had asked for a template to use in submitting requests. Initially Mr. Schule said that would be developed. Then Mr. Schulte said he was preparing a request for proposals to engage a consultant to act like an escrow agent. Next, County Executive Frank White announced an advisory group. Troy Schulte said the advisory group would review certain applications, but the city requests would be reviewed by the County Administrator. When Jackson County mayors submitted the same question to the County Executive, they were told the advisory group would review all of the requests. Mayor Weir said the City was told their two requests would be on today's agenda. It is not. Last week the County Executive released a statement that he now wants to release funds based on population, after having previously said he would not support a funding allocation based on population.

Mayor Weir said this process changes week to week and sometimes day to day. She said it is impossible to conduct business under these conditions. Developing and implementing a clear plan is long overdue. By her count, at least seven different plans have been articulated. She said that until a single plan is developed, Jackson County is failing to meet the needs of its citizens.

Ron Finley, County Legislator asked if Mayor Weir had any input on the plan offered by the County Executive last week. Mayor Weir said she has declined to support the County Executive's plan.

Crystal Williams, County Legislator, commented that the Legislature has been advised by the County Counselor's Office that as Legislators, they do not have the authority to direct these disbursements. This process must go through the County Executive's Office.

Theresa Cass Galvin, Chairman, said the Legislature has oversight of how the funds are spent.

Dan Tarwater III, County Legislator, said the Legislature would also like to have these requests submitted for approval. These funds have certain requirements and restrictions. The Legislature wishes this were handled more quickly as well.

Discussion.

Presiding Judge David Byrn said there continue to be leaks in the building. He said the most recent leak was on the 8th floor. He said the condensation pipes in the building are old and clogged and every

summer when the air conditioning comes on, the County has this issue. It is his understanding that the Administration is developing a request for proposals to fix this issue.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Frank White Jr., County Executive, said in response to Mayor Eileen Weir's comments, these issues were being worked up until the Advisory Group Executive Order was voted down. The members of the Advisory Group resigned, stating they did not want to be in the middle of a political process. These issues have slowed down the process. The County Executive's office is in regular contact with city officials. Despite Mayor Weir not being on board with a proportionate allocation, the other mayors in Jackson County are in support of that proposal. He said he does not have the staff to handle all of these issues. He said he is disappointed they have been unable to get on the same page.

Crystal Williams said that as the Budget Committee Chair, she is frustrated by a situation that is the absolute purview of the County Executive's office, but if something happens it is the Legislature's fault. She said she believes the proportionate distribution of funds is the best option.

Scott Burnett, County Legislator, said that he understands there is agreement on the allocation based on population. Frank White said his office was working on getting an Ordinance prepared for next week.

Discussion.

Frank White added that Jackson County has been working with the Fox 4 LOVE Fund for a food distribution program. Anyone needing fresh produce can go to the Sheriff's Office on Wednesday, June 17 from 10 a.m. until 2 p.m. for distribution of food for the first 500 people. Everyone is welcome to volunteer to assist with the distribution of food.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

A motion was made by Tony Miller, seconded by Dan Tarwater III to waive the reading of Ordinances #5343 through #5349. The motion passed by a voice vote.

[5343](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5343. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5344](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5344. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5345](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5345. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5346](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5346. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5347](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5347. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5348](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5348. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5349](#)

A motion was made by Tony Miller, seconded by Dan Tarwater III to perfect Ordinance #5349. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.[5355](#)

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

(Budget Committee - 1st. Perfection)

Theresa Cass Galvin explained the Municipal Court Judge, James Witteman, reviewed the Ordinance and had requested some changes to Ordinance #5355.

[5356](#)

A motion was made by Dan Tarwater III, seconded by Ronald E. Finley to perfect Ordinance #5356. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.

Ronald E. Finley requested that an update from the Director of Public Works be added to a future agenda. Theresa Cass Galvin said they would find a date to schedule that update.

[5357](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III to perfect Ordinance #5357. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.

[5358](#)

A motion was made by Dan Tarwater III, seconded by Ronald E. Finley to perfect Ordinance #5358. The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[20442](#)

Legislature As A Whole moved to adopt. Consent Agenda.

[20443](#)

Health and Environment Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[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).

(ADOPTED)

[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).

(ADOPTED)

- [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).
(ADOPTED)
- [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).
(ADOPTED)
- [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).
(ADOPTED)
- [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).
(ADOPTED)
- [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.
(ADOPTED)
- [5356](#) AN ORDINANCE 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.
(ADOPTED)
- [5357](#) AN ORDINANCE 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.
(ADOPTED)
- [5358](#) AN ORDINANCE 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.
(ADOPTED)

[20442](#) A RESOLUTION 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.

(ADOPTED)

[20443](#) A RESOLUTION 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.

(ADOPTED)

Ordinances #5343, #5344, #5345, #5346, #5347, #5348, #5349, #5356, #5357, #5358 and Resolutions #20442, #20443 were moved to the Consent Agenda for adoption.

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

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5359](#) A motion was made by Scott Burnett, seconded by Dan Tarwater III to perfect Ordinance #5359. The motion passed by a voice vote.

(PERFECTED)

[5359](#) A motion was made by Scott Burnett, seconded by Dan Tarwater III, to adopt Ordinance #5359, appropriating \$184,100.00 from the undesignated fund balance of the 2020 CARES Act Fund to allow the cities of Lone Jack, Sugar Creek, Oak Grove, and Raytown Missouri, to acquire supplies and equipment, make minor building improvements, and pay public safety overtime and other costs necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute Intergovernmental Agreements with the Cities of Lone Jack, Sugar Creek, Oak Grove, and Raytown Missouri, at an aggregate cost to the County not to exceed \$184,100.00. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

[5360](#)

A motion was made by Dan Tarwater III, seconded by Jeanie Lauer to perfect Ordinance #5360. The motion passed by a voice vote.

(PERFECTED)

[5360](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5360, submitting to the qualified voters of Jackson County, at the general election to be held on Tuesday, November 3, 2020, a question authorizing Jackson County to impose a monthly fee not to exceed \$1.00 on each subscriber of any communications service that has been enabled to contact 911, for the purpose of funding 911 service in Jackson County. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

[5361](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III to perfect Ordinance #5361. The motion passed by a voice vote.

(PERFECTED)

[5361](#)

A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Ordinance #5361, appropriating \$4,044.00 from the undesignated fund balance of the 2020 Park Fund in acceptance of insurance proceeds for the replacement of a galvanized chain link fence at Lake Jacomo. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20444](#)

Awarding twelve-month term and supply contracts for the furnishing of golf course chemicals and fertilizers for use by the Parks + Rec Department to Reinders, Inc., of Sussex, WI, Site One Landscape Supply of Cleveland, OH, Van Diest Supply of Olathe, KS, and Advanced Turf Solutions of Riverside, MO, under the terms and conditions of Invitation to Bid No. 10-20.

(Assigned to the Land Use Committee.)

[20445](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller, to adopt Resolution #20445, transferring \$94,934.00 within the 2020 CARES Act Fund for use by the Central Jackson County Fire Protection District to acquire supplies and equipment and provide for employee overtime necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute an Intergovernmental Agreement with the District. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

Discussion.

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Ronald Finley said he was happy to see Jalen Anderson, County Legislator, back with the Legislature after a car accident. Mr. Anderson said he appreciates all of the texts and support.

Theresa Cass Galvin announced that Jaime and Christina Guillen welcomed their new son Julian Alejandro Guillen on Saturday, June 13th.

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 22, 2020 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.