



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

Jackson County Courthouse
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Kansas City, Missouri 64106
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County Legislature

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

Monday, December 13, 2021

10:00 AM

Forty-eighth Regular Meeting

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

Dan Tarwater III, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - Dan Tarwater III, Ronald E. Finley, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, 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 Theresa Cass Galvin, seconded by Charlie Franklin to approve the journal of the previous meeting held on December 06, 2021. The motion passed by a voice vote.

4 HEARINGS

None.

Resolution #20831 was adopted at this time. See page 9 for details.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

Frank White, Jr., County Executive, introduced Bridgette Shaffer, Director of Jackson County Health Department, to give an update on the status of the COVID 19 pandemic. A copy of Ms. Shaffer's presentation is available under the Meeting Details for the December 13, 2021 Legislative meeting located at <https://jacksonco.legistar.com/MeetingDetail.aspx?ID=914298&GUID=A0D8474F-B118-48FB-9DB4-321ACD520553&Options=info%7Cnotes%7C&Search=&Refresh=1>

Ms. Shaffer said Missouri and CDC data show the region is at a high level of community transmission with 311.21 cases per 100,000 in population

over the last seven days. Ms. Shaffer said case rates are the highest since August. Jackson County is at 15% positivity rate. There are increases in cases among every age group. The positive case rates are five times higher among the unvaccinated. In Jackson County 58.13% of eligible residents are fully vaccinated. Area hospitals report an increase in hospitalizations. Because of the increase in community spread, the Health Department recommends mitigation measures including wearing a mask and getting vaccinated.

Frank White, Jr., said it is important to show the community that elected officials have not buried their heads in the sand. Officials have an obligation to put science ahead of politics. This is an issue that should be totally about public health.

Crystal Williams, County Legislator, asked Ms. Shaffer to explain why people who are vaccinated still can get an infection. Because of the high number of unvaccinated people in the community, COVID cases will continue to spread. Bridgette Shaffer said vaccination rates are inadequate in our community. When more people are vaccinated, there will be a drop in infections. There are unknown factors with the Omicron variant. Vaccination is the key to protecting the public and lowering COVID case rates. Ray Dlugielecki, Assistant Director of the Health Department, said there is disparity between the vaccinated and unvaccinated people getting COVID. Breakthrough cases among the vaccinated have significantly lower incidents of hospitalization.

Ronald E. Finley, County Legislator, asked Mr. Dlugielecki to address the role of mask wearing in the mitigation of COVID. Mr. Dlugielecki said the State of Missouri conducted a study of regions of the state that had mask orders versus areas that did not impose mask orders. The state's study showed areas with masks had fewer COVID cases. Mr. Dlugielecki said there are few strategies available to mitigate the spread of COVID. Masking is one important strategy including vaccines, social distancing, and hand washing.

Resolution #20844 was DEFEATED at this time. See page 13 for details.

Resolution #20821 was adopted at this time. See page 5 for details.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE[5570](#)

A motion was made by Theresa Cass Galvin, seconded by Ronald E. Finley, to approve the Floor Amendment dated December 13, 2021 for Ordinance #5570, to delete the figure "8,347,274" and insert the figure "8,249,302" after the words "County Administration", to delete the figure "90,187,471" and insert the figure "89,753,715" after the words "County Operations", to delete the figure "44,216,856" and insert the figure "44,228,856" after the words "County Public Safety", to delete the figure "177,662,083" and insert the figure "177,142,355" after the word "Total" all under General Fund, to delete the figure "18,479,308" and insert the figure "18,485,257" after the words "County Operations" and "Total" under Park Fund, to delete the figure "188,980" and insert the figure "91,980" after the words "County Operations" and "Total" under Sewer Fund all on page one; to delete the figure "359,183" and insert the figure "333,463" after the words "County Operations" and "Total" under Rock Island Railroad Capital Project Fund, to delete the figure "52,000,000" and insert the figure "45,700,000" after the words "County Operations" and "Total" under County Improvement Fund all on page two; to delete the figure "128,940" and insert the figure "139,940" after the words "County Operations" and "Total" under Recorder's Technology Fund, to delete the figure "9,384,594" and insert the figure "10,117,870" after the words "County Operations" and to delete the figure "9,550,594" and insert the figure "10,283,870" after the word "Total" all under Assessment Fund, to delete the figure "60,871,500" and insert the figure "57,371,500" after the words "County Operations" and "Total" under Sports Complex Sales Tax Debt Service Fund all on page three; to delete the figure "\$528,372,091" and insert the figure "\$518,679,868" after the words "Total Appropriations", to insert the phrase ", as modified by the document attached hereto and labeled "2022 Budget Adjustments." " all on page four. The motion passed by a voice vote.

[5570](#)

A motion was made by Theresa Cass Galvin, seconded by Jeanie Lauer, to perfect Ordinance #5570 as amended. The motion passed by a voice vote.

(PERFECTED)

[5570](#)

A motion was made by Theresa Cass Galvin, seconded by Ronald E. Finley, to adopt the Floor Amendment dated December 13, 2021 for Ordinance #5570, to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 2022. The motion passed by a roll call vote:

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

(ADOPTED)

[5571](#)

A motion was made by Scott Burnett, seconded by Tony Miller to perfect Ordinance #5571. The motion passed by a voice vote.

(PERFECTED)

[5571](#)

A motion was made by Scott Burnett, seconded by Tony Miller, to adopt Ordinance #5571 setting the 2022 Jackson County, Missouri tentative tax levy. The motion passed by a roll call vote:

Yes: 7 - Dan Tarwater III, Ronald E. Finley, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett and Charlie Franklin

No: 2 - Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

[5578](#)

Budget Committee moved to perfect.

Theresa Cass Galvin objected to the Consent Agenda.

[5578](#)

A motion was made by Theresa Cass Galvin, seconded by Tony Miller to perfect Ordinance #5578. The motion passed by a voice vote.

(PERFECTED)

[5578](#)

A motion was made by Theresa Cass Galvin, seconded by Tony Miller, to adopt Ordinance #5578 appropriating \$170,240.00 from the undesignated fund balance of the 2021 American Rescue Plan Fund to provide for architectural services relating to the remodeling of the new Jackson County Health Department building to be provided by an existing County term and supply vendor. The motion passed by a roll call vote:

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

(ADOPTED)

[5579](#)

Budget Committee moved to perfect.

Theresa Cass Galvin objected to the Consent Agenda.

[5579](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson to perfect Ordinance #5579. The motion passed by a voice vote.

(PERFECTED)

[5579](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson, to adopt Ordinance #5579 appropriating \$2,000,000.00 from the undesignated fund balance of the 2021 American Rescue Plan Fund and authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the Metropolitan Community College District at a cost to the County not to exceed \$2,000,000.00. The motion passed by a roll call vote:

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

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[5573](#)

Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[20821](#)

A motion was made by Tony Miller, seconded by Jalen Anderson, to adopt Resolution #20821, expressing the intent of the Legislature that Jackson County reverse all prior voluntary reductions of property tax rates. The motion passed by a roll call vote:

Yes: 5 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett and Charlie Franklin

No: 4 - Dan Tarwater III, Ronald E. Finley, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

Dan Tarwater III, County Legislator, asked Troy Schulte, County Administrator, to speak on Resolution #20821. Troy said this resolution is specifically for the General Fund and the Park Fund tax levies. Dan Tarwater III said because of increases to property values, there are more funds coming into the County and people are struggling.

Jay Haden said the Board of Services and Mental Health tax levies are separate from this resolution. This is resolution deals with other Jackson County Funds.

Jalen Anderson asked for the increased cost per \$100,000 home value. Troy Schulte said it is \$8.30 on the General Fund. He said that values have increased but because of the Hancock Amendment the jurisdictions in Jackson County, except for the Kansas City School District, and in the case of new construction, cannot increase their tax levies above the increase in the consumer price index (CPI). This resolution allows the

County to capture tax revenue up to the amount the state will allow.

[20825](#) Health and Environment Committee moved to adopt. Consent Agenda.

[20826](#) Legislature As A Whole moved to adopt. Consent Agenda.

[20827](#) Public Works Committee moved to adopt. Consent Agenda.

A motion was made by Tony Miller, seconded by Theresa Cass Galvin to waive the reading of Resolution #20828. The motion passed by a voice vote.

[20828](#) Public Works Committee moved to adopt. Consent Agenda.

[20829](#) Budget Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5573](#) AN ORDINANCE repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges and enacting, in lieu thereof, one new schedule relating to the same subject.

(ADOPTED)

[20825](#) A RESOLUTION awarding a twelve-month term and supply contract, with one twelve-month option to extend, for the furnishing of employee group dental insurance coverage as an employee benefit for use countywide to Blue Cross and Blue Shield of Kansas City, MO, under the terms and conditions of Request for Proposals No.72-21.

(ADOPTED)

[20826](#) A RESOLUTION authorizing the County Counselor to execute a Third Addendum to the Legal Services Agreement with Seyferth, Blumenthal & Harris, LLP, of Kansas City, MO, at an actual cost to the County not to exceed \$140,000.00, for services to be performed through December 31, 2021.

(ADOPTED)

[20827](#) A RESOLUTION transferring \$261,381.00 within the 2021 Special Road & Bridge Fund and awarding contracts for the furnishing of heavy equipment for use by the Public Works Department to KC Bobcat Company of Blue Springs, MO, Lawn & Leisure of Blue Springs, MO, Murphy Tractor & Equipment of Kansas City, MO, and G.W. Van Keppel Co. of Kansas City, KS, at a total cost to the County in the amount of \$261,381.00.

(ADOPTED)

[20828](#)

A RESOLUTION transferring \$254,763.00 within the 2021 Special Road & Bridge Fund and \$156,395.00 within the 2021 County Improvement Fund, and awarding a contract on Bid No. PW 08-2021 for the Wastewater Treatment Facility Improvements at the Jackson County Public Works Vehicle Center Project, No. 3256, to Shedigs It, LLC, of Blue Springs, MO, at an actual cost to the County not to exceed \$411,158.00, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

(ADOPTED)

[20829](#)

A RESOLUTION transferring \$56,658.00 within the 2021 General Fund, \$64,111.00 within the 2021 Anti-Crime Sales Tax Fund, \$29,231.00 within the 2021 Inmate Security Fund, and \$40,000.00 within the 2021 CARES Act Fund to cover remaining financial obligations of the Department of Corrections through the end of 2021.

(ADOPTED)

Ordinance #5573 and Resolutions #20825, #20826, #20827, #20828, and #20829 were moved to the Consent Agenda for adoption.

A motion was made by Theresa Cass Galvin, seconded by Charlie Franklin, to approve the Consent Agenda. The motion passed by a roll call vote:

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

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[5582](#)

A motion was made by Theresa Cass Galvin, seconded by Charlie Franklin to perfect Ordinance #5582. The motion passed by a voice vote.

(PERFECTED)

[5582](#)

A motion was made by Theresa Cass Galvin, seconded by Tony Miller, to adopt Ordinance #5582 transferring \$189,189.00 within the 2021 Anti-Crime Sales Tax Fund and appropriating \$321,626.00 from the undesignated fund balance of the 2021 Grant Fund in acceptance of the DART Grant awarded by the Missouri Department of Public Safety. The motion passed by a roll call vote:

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

(ADOPTED)

[5583](#)

A motion was made by Tony Miller, seconded by Theresa Cass Galvin to perfect Ordinance #5583. The motion passed by a voice vote.

(PERFECTED)

[5583](#)

A motion was made by Tony Miller, seconded by Jalen Anderson, to adopt Ordinance #5583 transferring \$4,998,014.00 within the 2021 CARES Act Fund and appropriating \$4,998,014.00 from the undesignated fund balance of the 2021 American Rescue Plan Fund to change the funding source for the current allocation to the University of Missouri - Kansas City, to provide health services and aid vaccination efforts in east Kansas City. The motion passed by a roll call vote:

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

(ADOPTED)

[5584](#)

A motion was made by Jalen Anderson, seconded by Jeanie Lauer to perfect Ordinance #5584. The motion passed by a voice vote.

(PERFECTED)

[5584](#)

A motion was made by Jalen Anderson, seconded by Jeanie Lauer, to adopt Ordinance #5584 appropriating \$137,016.00 from the undesignated fund balance of the 2021 CARES Act Fund and authorizing the Director of Finance and Purchasing to make a payment in the amount of \$137,016.00 to the Board of Services for the Developmentally Disabled - EITAS to reimburse for expenses incurred in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic. The motion passed by a roll call vote:

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

(ADOPTED)

Jalen Anderson thanked the Administration and the Legislative Auditor for their work on Ordinance #5584.

[5585](#)

A motion was made by Charlie Franklin, seconded by Theresa Cass Galvin to perfect Ordinance #5585. The motion passed by a voice vote.

(PERFECTED)

[5585](#)

A motion was made by Charlie Franklin, seconded by Tony Miller, to adopt Ordinance #5585 appropriating \$4,983,541.00 from the undesignated fund balance of the 2021 CARES Act Fund to reimburse the County for regular salary and overtime costs incurred by the Sheriff's Office, in their roles as first responders and emergency service providers for the residents of Jackson County. The motion passed by a roll call vote:

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

(ADOPTED)

[5586](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson to perfect Ordinance #5586. The motion passed by a voice vote.

(PERFECTED)

[5586](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson, to adopt Ordinance #5586 transferring \$13,258.00 within the 2021 Anti-Crime Sales Tax Fund, appropriating \$82,603.00 from the undesignated fund balance of the 2021 Grant Fund, and authorizing an extension to the Victims of Crime Act Grant for use by the Prosecuting Attorney's Office's Victim Services Program. The motion passed by a roll call vote:

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

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20830](#)

Awarding twelve-month term and supply contracts with one twelve-month option to extend for the furnishing of golf course equipment, parts, and repair services for use by the Parks + Rec Department to Lawn & Leisure of Lee's Summit, MO, and Van Wall Equipment of Lenexa, KS, under the terms and conditions of Invitation to Bid No. 64-21.

(Assigned to the Land Use Committee.)

[20831](#)

A motion was made by Tony Miller, seconded by Theresa Cass Galvin, to adopt Resolution #20831, congratulating Kevin Pose on the occasion of his retirement after 43 years of service to Jackson County. The motion passed by a roll call vote:

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

(ADOPTED)

Tony Miller, Jean Peters Baker, Prosecuting Attorney, and Bryan Covinsky, County Counselor, joined in congratulating Kevin Pose, Chief Investigator in the Prosecuting Attorney's office on the occasion of his retirement.

[20832](#)

A motion was made by Scott Burnett, seconded by Theresa Cass Galvin, to adopt Resolution #20832, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 13, 2021, 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: 9 - Dan Tarwater III, Ronald E. Finley, Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Charlie Franklin, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

Jay Haden informed the County Legislature that there will be an add-on resolution after the closed session.

[20833](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson, to adopt Resolution #20833, authorizing the Prosecuting Attorney to execute an Addendum to the Cooperative Agreement with the Kansas City Board of Police Commissioners for the furnishing of anti-violent crime prevention activities and services for use by the Prosecuting Attorney's Office, at an additional cost to the County not to exceed \$78,269.00. The motion passed by a roll call vote:

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

(ADOPTED)

[20834](#)

A motion was made by Tony Miller, seconded by Jalen Anderson, to adopt Resolution #20834 authorizing the County Executive to execute Change Order No. 6 to the contract with Radmacher Brothers Excavation Co., Inc., of Pleasant Hill, MO, for necessary changes to the construction of the Rock Island Shared Use Path Project, at an additional cost to the County not to exceed \$25,719.40. The motion passed by a roll call vote:

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

(ADOPTED)

Matt Davis, Rock Island Rail Corridor Program Manager, said this Resolution wraps up the contract with Radmacher Brothers.

[20835](#)

A motion was made by Charlie Franklin, seconded by Jeanie Lauer, to adopt Resolution #20835, awarding a twelve-month term and supply contract with one twelve-month option to extend for the furnishing of office paper for use countywide to Clayton Paper & Distributing of St. Joseph, MO, under the terms and conditions of MARC/KCRPC Contract No. 88, an existing competitively bid contract. The motion passed by a roll call vote:

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

(ADOPTED)

Craig Reich with the Purchasing Department was present to answer questions.

[20836](#)

A motion was made by Theresa Cass Galvin, seconded by Tony Miller, to adopt Resolution #20836, transferring \$23,554.00 within the 2021 Anti-Crime Sales Tax Fund to provide for temporary office administrative services for use by the COMBAT staff. The motion passed by a roll call vote:

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

(ADOPTED)

[20837](#)

A motion was made by Tony Miller, seconded by Ronald E. Finley, to adopt Resolution #20837, authorizing the Director of the Parks + Rec Department to execute a Cooperative Agreement with the City of Kansas City, Missouri, for the use of the Gregg Klice Community Center for the 2021 and 2022 Jackson County Parks + Rec Special Population Services Basketball program, as an acquisition from another governmental entity. The motion passed by a roll call vote:

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

(ADOPTED)

Michele Newman, Director of Parks + Rec, and Tina Spallo, Director of Special Population Unit, said this will authorize an agreement with the City of Kansas City for the use of the Gregg Klice Community Center for the Special Populations basketball program. This has been an ongoing program at this location, but this is the first year they have required a contract.

Theresa Cass Galvin said the Parks + Rec Department did an amazing job once again with Christmas in the Park. Michele Newman thanked her and said she will pass it on to her associates at Longview Lake.

[20838](#)

Awarding twelve-month term and supply contracts with one twelve-month option to extend for the furnishing of general contracting services for use by various County departments to Hartline Construction, LLC, of Kansas City, MO, NW Rogers Construction, Inc., of Blue Springs, MO, and Universal Construction Company, Inc., of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 49-21.

(Assigned to the Public Works Committee.)

[20839](#)

A motion was made by Tony Miller, seconded by Theresa Cass Galvin, to adopt Resolution #20839, authorizing the County Executive to execute a Quit Claim Deed in favor of the United States Fish and Wildlife Service, in accordance with the United States Swamp Lands Act of 1850, related to the Jackass Bend Unit, and known also as Big Muddy National Fish and Wildlife Refuge Acquisition Tract Number 110,R. The motion passed by a roll call vote:

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

(ADOPTED)

[20840](#)

A motion was made by Charlie Franklin, seconded by Jalen Anderson, to adopt Resolution #20840, transferring \$30,000.00 within the 2021 CARES Act Fund to allow for the purchase of additional personal protective equipment, office supplies, and cleaning equipment for use by various County departments in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic. The motion passed by a roll call vote:

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

(ADOPTED)

[20841](#)

A motion was made by Scott Burnett, seconded by Tony Miller, to adopt Resolution #20841, authorizing the Chairman of the Legislature to execute an eleven-month Consulting Agreement with two twelve-month options to extend with Fred Dreiling, LLC, of Kansas City, MO, to serve as Chief Lobbyist to perform State Legislative Lobbyist Services for the Legislature, under the terms and conditions of Request for Qualifications No. 69-21, at a cost to the County for 2021 in the amount of \$9,791.66, and a cost to the County for 2022 not to exceed \$117,500.00. The motion passed by a roll call vote:

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

(ADOPTED)

[20842](#)

A motion was made by Tony Miller, seconded by Charlie Franklin, to adopt Resolution #20842, approving the 2022-2023 Jackson County Assessment and Equalization Maintenance Plan. The motion passed by a roll call vote:

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

(ADOPTED)

Gail McCann Beatty, Director of Assessment, said this is the Assessment Department biannual maintenance plan due by the end of the year as required by the State Tax Commission.

[20843](#)

A motion was made by Theresa Cass Galvin, seconded by Tony Miller, to adopt Resolution #20843, transferring \$582,000.00 within the 2021 General Fund to cover unanticipated budgetary shortfalls within the Public Works Department. The motion passed by a roll call vote:

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

No: 1 - Ronald E. Finley

(ADOPTED)

Brian Gaddie, Director of Public Works, said these funds are needed for water and sewer overages in the Detention Center facility budget. Dan Tarwater III asked if there are leaks causing the overage. Mr. Gaddie said they do not believe this overage is caused by leaks.

Jay Haden said state law requires funds spent from the state mandated contingency fund be by unanimous vote of a county commission. Because Jackson County is a charter form of government with nine legislators and not a county commission, the Counselor's Office opinion is that this unanimous vote requirement does not apply.

[20844](#)

A motion was made by Scott Burnett, seconded by Ronald E. Finley, to adopt Resolution #20844, approving the issuance of a County mask mandate order for the health and safety of its citizens effective until January 12, 2022, or thirty days after the adoption of this Resolution, whichever is later. The motion passed by a roll call vote:

Yes: 4 - Ronald E. Finley, Jalen Anderson, Crystal Williams and Scott Burnett

No: 5 - Dan Tarwater III, Tony Miller, Charlie Franklin, Jeanie Lauer and Theresa Cass Galvin

(DEFEATED)

Jeanie Lauer said this resolution violates Missouri statute 67.265 RSMo,

which places a 180 day prohibition on expired terminated health orders. In addition, the Legislature may not delegate health order authority to the executive via resolution. It must be done by ordinance. Additionally, the order attached to the resolution creates a criminal offense and punishment, which should be done by ordinance and not resolution. This legislation is not appropriate to consider or adopt.

Tony Miller said masking had a time and place. If passed this will only cover parts of the County, not including Kansas City and Independence. The County should use its capital to encourage residents to get vaccinated. The County should work with Kansas City to build regional continuity and trust. People were told to be vaccinated and boosted and those that complied should not have a mask order forced on them. The County should support school districts efforts for contact tracing and on-site vaccinations.

Theresa Cass Galvin, County Legislator, said Blue Springs and Lee's Summit are having city council meetings tonight to oppose the County's possible order. Additionally, the Hatley letter from the Lee's Summit School District states that the Missouri Legislature has given school boards wide-ranging power to manage and govern their own affairs. This is a matter of personal responsibility.

Crystal Williams, County Legislator, said she understands the personal responsibility argument, but this is a very communicable disease that kills indiscriminately. She has heard from many parents in the Blue Springs School District that are relying on the County to uphold this order. Additionally, no one is addressing the attorney general going after school districts in which he said we are making criminals out of five-year-old children.

Jalen Anderson, County Legislator, asked Jay Haden, Chief Deputy County Counselor, to address the legal concerns presented by Jeanie Lauer. Jay Haden said the Counselor's Office drafted this order in compliance with the law and he does not think there are any issues that violate Missouri statutes. Mr. Anderson said the County has failed to have a civilized discussion on this topic. There will never be a sense of normalcy like we had before the pandemic. Those healthy people with strong immune systems can have a sense of normalcy, but those people with compromised immune systems and in nursing homes will never have normalcy. He hopes Jackson County does not reach the point it needs 18-wheeler trailers for a morgue.

Ronald E. Finley said it is unfortunate we are talking about one aspect of the pandemic. Ending the mask mandate was a difficult decision for him. He is in favor of doing everything needed to save lives. Since the Legislature ended the mask mandate on November 12, 2021, we have had 2,598 new cases of COVID and 14 deaths. He knows people who have passed. He wants to exercise judgment in the best interest of the constituents. People at the children's hospital have indicated there are more cases, and they are overwhelmed. He said we need to do everything possible to save lives.

[20845](#)

A motion was made by Tony Miller, seconded by Theresa Cass Galvin, to adopt Resolution #20845, transferring \$10,000.00 within the 2021 Park Enterprise Fund and authorizing the County Executive to execute a Cooperative Agreement with the Black Archives of Mid-America for the production of a documentary on the desegregation of golf courses in Jackson County, at a cost to the County not to exceed \$10,000.00. The motion passed by a roll call vote:

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

(ADOPTED)

[20846](#)

A motion was made by Theresa Cass Galvin, seconded by Jalen Anderson, to adopt Resolution #20846, expressing the desire of the Legislature that the County proceed with the refunding of the County's Series 2014 Special Obligation Refunding Bonds (Harry S. Truman Sports Complex) and extend the contract with Stifel, Nicolaus & Co., Inc., of Kansas City, MO, for municipal financial advisory services through September 11, 2022. The motion passed by a roll call vote:

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

(ADOPTED)

No objection to the consideration of Resolution #20847 - not on printed agenda.

[20847](#)

A motion was made by Scott Burnett, seconded by Charlie Franklin, to adopt Resolution #20847, approving the settlement of the claims of Christopher Miller in the case styled Christopher Miller v. Jackson County, Missouri, No. 2016-CV14118, now pending in the Circuit Court of Jackson County, Missouri, for a total payment by the County of \$67,000.00. The motion passed by a roll call vote:

Yes: 6 - Dan Tarwater III, Jalen Anderson, Tony Miller, Scott Burnett, Charlie Franklin and Jeanie Lauer

No: 2 - Ronald E. Finley and Theresa Cass Galvin

Absent: 1 - Crystal Williams

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[21-31](#)

I hereby make the following reappointments to the Jackson County COMBAT Commission:

Lanna Ultican is reappointed as a District 5 member for a new term to expire December 31, 2025.

Larry Beaty is reappointed as a District 6 member for a new term to expire December 31, 2025.

Dr. Kelvin L. Walls is reappointed as an At-Large Public Health Care Professional member for a new term to expire December 31, 2025.

[21-32](#)

I hereby make the following reappointment to the Jackson County Board of Equalization:

Forestine Beasley is reappointed for a new term to expire December 31, 2024.

13 UNFINISHED BUSINESS

A motion was made by Charlie Franklin, seconded by Theresa Cass Galvin, to hold all meeting during 2022 in Kansas City. The motion passed by a roll call vote:

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

Absent: 1 - Tony Miller

Theresa Cass Galvin said the Detention Center Steering Committee has a schedule change. Troy Schulte said the RFQ for the new detention center project has been sent out. There will be an Industry Night for vendors on January 4, 2022 at 4:00 p.m. at Arrowhead Stadium. The responses to the

RFQ will be due by January 18, 2022. Jalen Anderson asked if Legislators can invite their friends in labor unions. Troy Schulte replied yes. Dan Tarwater III said 180 invitations have been sent out to vendors for this Industry Night event.

Dan Tarwater III presented a plaque to Ronald E. Finley in appreciation of his hard work as Vice Chairman of the Legislature.

Ronald E. Finley presented a plaque to Dan Tarwater III in appreciation of his hard work as Chairman of the Legislature.

14 NEW BUSINESS

Closed meeting per Resolution #20832. 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 recessed.

The County Legislature reconvened.

Resolution #20847 was adopted at this time. See page 16 for details.

15 ADJOURNMENT

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

Meeting adjourned until Monday, January 3, 2022 at 10:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.