



Jackson County Missouri

JOURNAL

County Legislature

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

Scott Burnett (1st), Chairman, Henry C. Rizzo (2nd AL), Vice-Chairman,
Robert A. Stringfield, (1st AL), Fred Arbanas (3rd AL),
Ronald E. Finley (2nd), Dennis Waits (3rd), Dan Tarwater (4th),
Rhonda L. Shoemaker (5th), Bob Spence (6th)

Monday, June 14, 2004

2:30 PM

Twenty-third Regular Meeting

Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Dennis Waits,
Rhonda L. Shoemaker and Bob Spence
Absent: Ronald E. Finley

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on 6/7/2004.
Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Bill Waris' report on the 2004 Legislative Session. He distributed his report to the County Legislature.

Resolution #15047 was adopted at this time. See page 7 for details.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, presented the February 2004 Employee of the Month Award to Kelly Phipps, an employee in the GIS Department. GIS stands for Geographic Information System which means "electronic mapping of data."

The GIS Department has been involved in an important data conversion effort for the last 6 months. Kelly has played a very important role in this project. His initiative and full commitment to the project have been apparent throughout. Kelly took on key tasks, such as research, work flow development, and quality control. He also spent a lot of time training and assisting others in the department.

Katheryn Shields announced that the Federal Government has declared Jackson County eligible for federal disaster aid to assist those who have experienced damage from recent tornadoes, flooding and severe storms in May. Some citizens in Independence have sewer problems due to flooding. She informed the public that SBA low interest loans are available. Anyone can apply (home or business) as long as you have an un-insured loss. Persons interested should contact Kevin Parr in Jackson County Public Works for more information. He will tell you what information to have ready, before you call FEMA. His phone number is 816-847-7069.

She said the ground breaking for the Fort Osage Education Center will be held on Friday, June 18, 2004 at 11:00 A.M. The Greater Kansas City area begins its commemoration of the bicentennial of the Lewis and Clark Expedition this Friday. She invited the County Legislators to attend this important day of "Building the Future of History."

In anticipation of the Lewis and Clark festivities and the July 4th celebration, the Missouri River Relief is organizing a massive clean-up of a 10 mile stretch of the Missouri River in the Kansas City area. On Saturday, June 19th volunteers will assemble at LaBenite Park in Sugar Creek and at Berkley Park in Kansas City. It is estimated that more than 15 tons of trash will be retrieved from the river in one day. Last year over 12 tons of garbage was removed from the river. For more information on this event the web site address is www.riverrelief.org.

Katheryn Shields reported that the American Heart Walk Fundraising was a success. The American Heart Walk is a national event focusing attention on exercise as an important part of a heart-healthy lifestyle while raising money for America's No. 1 and No. 3 killers, heart disease and stroke. The Walk was held on Saturday, June 12th. Katheryn was Honorary Chair of the event. She said there were 200 walkers and Jackson County raised more than \$20,000.00. She said the winning team was Heart Throbs from Human Resources Department. The top individual fundraisers were Carol Lillis from Human Resources and Margo Hurse from Corrections. She gave a special thanks to Rochelle Neal and Angela Castle for all their hard work coordinating these efforts.

Fred Arbanas, County Legislator, asked the Administration to give a report to the Legislature next week regarding the Inter City Fire Protection District and the report given by Joe Pace. He said he is not getting TIF funds.

Jay Haden, Acting County Counselor, agreed to prepare a report in two weeks as he will be out of town next week. He said he received a proposal last week from the lawyer of the district. Jay said the district is looking for a small amount of funds from an old TIF account, one that pre dates the TIF of last year and the year before. There has not been enough activity on the new project to generate any tax increment. There is a small amount of funding available from the 1990 or 1991 account.

Fred Arbanas said it appears that they owe \$169,000.00+.

Jay said the amount of money available is \$10,000.00 or less.

Fred Arbanas asked if this fire department will eventually disappear and other departments take up the area.

Katheryn Shields said areas without an organized fire department usually have mutual aid agreements from other fire departments.

Fred Arbanas said he thinks the County Legislature, Administration and Finance and Audit Committee should make a statement regarding this issue.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

- [3498](#) AN ORDINANCE repealing section 9303., Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, one new section relating to the same subject.
(Finance and Audit Committee - 4th. Perfection)
- [3500](#) Anti-Drug Committee moved to perfect.
Dan Tarwater objects to the Consent Agenda.
- [3500](#) Dan Tarwater moved to perfect Ordinance #3500. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
- [3500](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #3500. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
Fred Arbanas moved to waive the reading of Ordinances #3501 - #3508. Seconded by Dennis Waits.
This motion passed by a voice vote. (APPROVED)
- [3501](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RE (Residential Estates), a certain 19.4 ± acre tract.
(Land Use Committee - 1st. Perfection)
- [3502](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 19.5 ± acre tract.
(Land Use Committee - 1st. Perfection)
- [3503](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RE (Residential Estates), a certain 6.4 ± acre tract.
(Land Use Committee - 1st. Perfection)
- [3504](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 12.1 ± acre tract.
(Land Use Committee - 1st. Perfection)

[3505](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District GB (General Business) to District GB-p (General Business-Planned Development), a certain 2 ± acre tract.

(Land Use Committee - 1st. Perfection)

[3506](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 5.6 ± acre tract.

(Land Use Committee - 1st. Perfection)

[3507](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RE (Residential Estates), a certain 1.5 ± acre tract.

(Land Use Committee - 1st. Perfection)

[3508](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10 ± acre tract.

(Land Use Committee - 1st. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #3501 - #3508 on Wednesday, June 23, 2004 at 1 p.m. at Fleming Hall.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3500](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15026](#) A RESOLUTION authorizing a twelve-month extension to and increasing the term and supply contract for the furnishing of HVAC service and repair for use by various County departments, with U. S. Engineering Company of Kansas City, MO, at an estimated cost to the County of \$412,741.23.

(Finance and Audit Committee - 3rd. Meeting)

[15033](#) A RESOLUTION nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2007.

(Legislature As A Whole - 2nd. Meeting)

Dennis Waits moved to waive the reading of Resolutions #15034 and #15035. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

- [15034](#) A RESOLUTION nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2008.
(Legislature As A Whole - 2nd. Meeting)
- [15035](#) A RESOLUTION nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2009.
(Legislature As A Whole - 2nd. Meeting)
- [15039](#) Health and Justice Committee moved do pass. Consent Agenda.
- [15040](#) Public Works Committee moved do pass. Consent Agenda.
- [15041](#) Public Works Committee moved do pass. Consent Agenda.
- [15042](#) Public Works Committee moved do pass. Consent Agenda.
- [15043](#) Public Works Committee moved do pass. Consent Agenda.
- [15044](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [15045](#) Public Works Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

- [3500](#) AN ORDINANCE transferring \$71,374.00 within the 2004 General Fund and appropriating \$169,814.00 from the unappropriated surplus of the 2004 Grant Fund to cover the Prevention and Prosecution of Sexual Assault in Jackson County Grant for the Prosecuting Attorney's office, funded by the Missouri Department of Public Safety.
(ADOPTED)
- [15039](#) A RESOLUTION awarding a contract for the installation of security equipment in a Sheriff's Department vehicle to Handicap Conversions, Inc., of Kansas City, MO, in the actual amount of \$5,476.00 as a sole source purchase.
(ADOPTED)
- [15040](#) A RESOLUTION approving the purchase of various furniture items for use by the Department of Public Works from Missouri Vocational Enterprises of Jefferson City, Missouri, at a cost to the County not to exceed \$9,846.00.
(ADOPTED)

[15041](#) A RESOLUTION approving a twelve-month extension to the term and supply contract for the furnishing of sludge removal service for use by various County departments with Super Clean Plumbing, of Belton, MO, and authorizing an annual increase of \$20,000.00 for a total estimated annual amount of \$27,000.00.

(ADOPTED)

[15042](#) A RESOLUTION authorizing an increase in the amount of \$59,285.00 to the term and supply contract for the furnishing of traffic signs with J & A Traffic of Blue Springs, MO, for use by the Public Works and Recreation Departments, for a total estimated amount of \$83,285.00.

(ADOPTED)

[15043](#) A RESOLUTION approving a twelve-month extension to the term and supply contract for the furnishing of automatic transmission service for use by various County departments with Certified Transmission Rebuilders, Inc., of Independence, MO, and authorizing an increase in the estimated amount of \$34,403.68 for a total estimate of \$52,403.68.

(ADOPTED)

[15044](#) A RESOLUTION authorizing the County Executive to execute an Agreement with Mattie Rhodes Center for its Substance Abuse Treatment program, to provide a local match to a private grant, in an amount not to exceed \$25,000.00.

(ADOPTED)

[15045](#) A RESOLUTION awarding a contract on Bid No. PW 08-2003 for the construction of the Old 40 Highway Bridge Replacement, Project No. 2429, to Boone Construction Co. of Columbia, MO, at an actual cost to the County of \$754,381.00.

(ADOPTED)

To adopt Ordinance 3500. To adopt Resolutions 15039, 15040, 15041, 15042, 15043, 15044, 15045.

Dan Tarwater moved the passage of the consent agenda. Seconded by Bob Spence. The motion passed by a roll call vote:

Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Ronald E. Finley

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3509](#) Appropriating \$90,000.00 from the unappropriated surplus of the 2004 Anti-Drug Sales Tax Fund and awarding a contract in response to RFQ 17-04 to Cochran, Head & Co., P.C. of Kansas City, MO, to perform an audit of the Anti-Drug Sales Tax Trust Fund, at a cost to the County not to exceed \$90,000.00.

(Legislature As A Whole)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15046](#) Dennis Waits moved the passage of Resolution #15046, authorizing the Jackson County Legislature to hold a closed meeting on Monday, June 14, 2004, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of legal actions, causes of action, and/or litigation, and closing all records prepared for discussion at said meeting. Seconded by Robert A. Stringfield.

Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Ronald E. Finley

(ADOPTED)

[15047](#) Bob Spence moved the passage of Resolution #15047, congratulating Toni Picerno on her recent designation as the overall girls winner of The Kansas City Star's 2004 Scholar-Athlete award. Seconded by Dennis Waits.

Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Ronald E. Finley

(ADOPTED)

[15048](#) Fred Arbanas moved the passage of Resolution #15048, congratulating Father William Bauman upon his retirement and acknowledging the many contributions he has made during his 44 years of priesthood. Seconded by Dan Tarwater.

Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Ronald E. Finley

(ADOPTED)

[15049](#) Authorizing the County Executive to execute a contract with the Jackson County Board of Services for the Developmentally Disabled to provide for partial funding of various programs of the Parks and Recreation Department's Special Recreation Division.

(Land Use Committee)

[15050](#) Authorizing the County Executive to execute an Agreement for Animal Control Services with the City of Lone Jack, Missouri.

(Public Works Committee)

[15051](#) Authorizing the County Executive to execute a Revised Cooperation and Use Agreement with Reorganized School District No. IV of Jackson County (Blue Springs), regarding property in Fleming Park.

(Land Use Committee)

12 COUNTY EXECUTIVE ORDERS

[04-11](#)

I hereby appoint B. John Readey, III to the COMBAT Commission to fill the vacancy occasioned by the expiration of the term of Sue LeVota, for a term to expire January 20, 2007. A copy of Mr. Readeys' resume is attached.

13 UNFINISHED BUSINESS

Resolution #15046 was adopted at this time. See page 6 for details.

Legislature goes into closed session.

Legislature reconvenes.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 21, 2004 at 2:30 p.m. at the Kansas City Legislative Assembly Area.