



Office of
Mary Jo Spino
Clerk of the County Legislature

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 7, 2004

2:30 PM

Twenty-second Regular Meeting

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

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

1 ROLL CALL

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

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 5/24/2004.
Seconded by Fred Arbanas.

The motion passed by a voice vote.

(APPROVED)

Scott Burnett, Chairman, asked for a moment of silence for Ronald Reagan, 40th President of the United States, for his service to America.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said she had the pleasure of presenting some employee awards. The months skipped will be awarded at later meetings in Independence.

Carl Harmon from the MIS Department, received the January 2004 Employee of the Month Award for his assistance in the development of the case management system for the County Counselor's office.

Lesa Mays, Direct Supervision Officer for A-Pod in the Jail Annex (Corrections Department), received the March 2004 Employee of the Month Award for superior customer focus and for preventing an inmate from hanging himself. Officer Mays has received the Model of Excellence Award from the Department of Corrections and was named the Corrections Employee of the Year for 2003.

Drenna Higgins, Records Representative in the Records Department, received the April 2004 Employee of the Month Award for excellent productivity and customer service. She has also been a key contributor in the department-wide cross training effort, learning each of the 8 functions in Records. Katheryn mentioned that turnaround time for returning documents has dropped from 7 days to 5 days during the past year.

Rochelle Neal, Supervisor of Employment and Selection, Human Resources, received the May 2004 Employee of the Month Award. Rochelle began as a Personnel Analyst and was promoted to her current position. As part of Jackson County's E-Government Initiative, in May 2000, Rochelle implemented the timesaving, cost-reduction procedure of electronic referrals. This process allows applications to be scanned and electronically referred to the hiring department. Less paper is generated and the process moves faster. As a result Jackson County has been able to hire applicants in a more timely way and reduce the number of candidates who take another job prior to receiving notification from the County.

Katheryn Shields said over the last several months there has been a lot in the news about Jackson County's Community Backed Anti-Drug Sales Tax (COMBAT). Since the citizens of Jackson County deserve to know exactly how their tax dollars are being spent, the real numbers and actual facts are now posted on the Jackson County web site at www.jacksongov.org. The information is listed under "Frequently Asked Questions". She said detailed financial information is posted on-line, as well as the appropriate resolutions and ordinances, budget information, audit information, a chart showing how the COMBAT tax dollars flow and other relevant documentation. It is her hope that making the facts more accessible to the average citizen will help clear up some of the misinformation that has accumulated about COMBAT.

Ronald E. Finley, County Legislator, gave an update on awarding a contract to an auditor to perform the financial review of COMBAT. He said the Finance and Audit Committee has received 3 bids and have interviewed twice. The committee will proceed this week with negotiations on the fee schedule and structure, which is the second part of the selection process. The Committee hopes to have a recommendation to submit to the Legislature at next week's legislative meeting.

Scott Burnett presented a 20 year service pin to Barbara Casamento, an employee in the Purchasing Department.

He presented a 10 year service pin to Christina Cavallaro, an employee of the Legislative Auditor's office.

6 PERFECTED OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3490](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the Consent Agenda.

[3490](#) Fred Arbanas moved to perfect Ordinance #3490. Seconded by Bob Spence.

The motion passed by a voice vote.

(PERFECTED)

- [3490](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3490.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
Resolution #15028 was adopted at this time. See page five for details.
- [3491](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the Consent Agenda.
- [3491](#) Fred Arbanas moved to perfect Ordinance #3491. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3491](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3491.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
This ordinance was adopted pending a letter from Andrew Bailey at Blackwell Sanders regarding the 100 foot buffer.
- [3492](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the Consent Agenda.
- [3492](#) Fred Arbanas moved to perfect Ordinance #3492. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)
- [3492](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3492.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3493](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the Consent Agenda.
- [3493](#) Fred Arbanas moved to perfect Ordinance #3493. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)

[3493](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3493. Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[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 - 3rd. Perfection)

[3499](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the Consent Agenda.

[3499](#) Fred Arbanas moved to perfect Ordinance #3499. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)

[3499](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3499. Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3490](#) Consent Agenda.

[3491](#) Consent Agenda.

[3492](#) Consent Agenda.

[3493](#) Consent Agenda.

[3495](#) Consent Agenda.

[3499](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15017](#) Health and Justice Committee moved do pass the Health and Justice Committee Amendment of 6/7/2004, to delete the figure "5,500.00" and insert the figure "5,750.00" in the heading and in paragraph three on page one, to insert the words "ACCOUNT NUMBER: 001 2701 7520, ACCOUNT TITLE: General Fund, Department of Corrections, Small Arms & Ammunition, NOT TO EXCEED: \$250.00" after the figure "\$5,500.00" on the fiscal note on page three. Consent Agenda.

[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 - 2nd. Meeting)

[15027](#) Land Use Committee moved do pass. Consent Agenda.

[15028](#) Henry C. Rizzo moved the passage of Resolution #15028, congratulating Historic Northeast Restoration Corporation on its 10th anniversary and recognizing the collaborative efforts of the businesses and neighborhood residents for their promotion of rebirth of the Northeast Kansas City area. Seconded by Dan Tarwater.

Yes: 6 - Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Robert A. Stringfield and Dennis Waits

(ADOPTED)

[15029](#) Public Works Committee moved do pass. Consent Agenda.

[15030](#) Land Use Committee moved do pass. Consent Agenda.

Citizens interested in helping with the clean up efforts may contact Chris Bussen, Resource Conservation Coordinator, at 795-1426 for information.

[15031](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15032](#) Land Use Committee moved do pass. Consent Agenda.

[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 - 1st. Meeting)

[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 - 1st. 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 - 1st. Meeting)
Scott Burnett said there is legislation awaiting the Governor's signature pertaining to the Sports Authority appointments. If the Governor signs the bill the law will become effective August 28, 2004.
Resumes are still being accepted for the Sports Authority appointments and can be faxed to the County Clerk's Office at 881-3234.

- [15036](#) Public Works Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

- [3490](#) AN ORDINANCE granting a conditional use permit (CUP) in District LI (Light Industrial) for a period of twenty-five (25) years to construct a 190-ft. aerial tower as to a certain 20 ± acre tract.
(ADOPTED)
- [3491](#) AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of ninety-nine (99) years to construct a 161 KV electrical transmission line as to a certain 3 ± acre tract.
(ADOPTED)
- [3492](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RE (Residential Estates), a certain 10 ± acre tract.
(ADOPTED)
- [3493](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 6.87 ± acre tract.
(ADOPTED)
- [3495](#) AN ORDINANCE reappropriating \$300,000.00 from the unappropriated surplus of the 2004 General Fund to make available unexpended, unencumbered funds from the Family Court's FY2003 budget to provide supplemental funding for the Family Court's capital improvement program.
(ADOPTED)
- [3499](#) AN ORDINANCE appropriating \$2,500.00 from the unappropriated surplus of the 2004 Grant Fund to cover the Missouri Department of Natural Resources Dam Safety Permit grant for the inspection costs at the Prairie Lee Lake dam, funded by the Missouri Department of Conservation.
(ADOPTED)

- [15017](#) A RESOLUTION awarding a contract for the furnishing of firearms training for use by the Department of Corrections to the Kansas City, Missouri Police Department, at a cost to the County not to exceed \$5,750.00, as a sole source purchase.
(ADOPTED)
- [15027](#) A RESOLUTION awarding a contract on Request for Proposals No. 9-04 for the furnishing and installation of a pre-manufactured modular restroom/office building and ADA compliant platform and ramp system for use by the Parks and Recreation Department at the 140th & Holmes softball complex to Satellite Shelters, Inc., of Kansas City, MO, at an actual cost to the County of \$52,185.00.
(ADOPTED)
- [15029](#) A RESOLUTION transferring \$70,727.00 within the 2004 Special Road and Bridge Fund and awarding a contract on Bid No. PW 02-2004 for the 2004 Pavement Maintenance Project, Phase 2, Project No. 3002, to Vance Brothers, Inc., of Kansas City, MO, in the actual amount of \$70,727.00.
(ADOPTED)
- [15030](#) A RESOLUTION authorizing the County Executive to execute an Agreement with Missouri River Relief, Inc., to partially fund the organization's cleanup efforts along the banks of the Missouri River in Jackson County, at the actual cost of \$2,000.00.
(ADOPTED)
- [15031](#) A RESOLUTION increasing the term and supply contract for the furnishing of office furniture for use by various County departments, with Corporate Express of Kansas City, MO, at an estimated cost to the County of \$198,996.17.
(ADOPTED)
- [15032](#) A RESOLUTION authorizing the County Executive to execute a Memorandum of Understanding with the City of Independence, to allow for the patrolling of the Little BlueTrace bike trail by volunteers of the City of Independence Police Department's Volunteers in Police Service program.
(ADOPTED)
- [15036](#) A RESOLUTION awarding a contract on Bid No. PW 01-2004 for the 2004 Pavement Maintenance, Phase 1, Project No. 3001, to Superior Bowen Asphalt Company, of Kansas City, MO, in the actual amount of \$336,200.18.
(ADOPTED)

To adopt Ordinances 3490, 3491, 3492, 3493, 3495, 3499. To adopt Resolutions 15017, 15027, 15029, 15030, 15031, 15032, 15036.

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

Yes: 6 - Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Robert A. Stringfield and Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3500](#) 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.

(Anti-Drug Committee)

[3501](#) 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)

[3502](#) 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)

[3503](#) 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)

[3504](#) 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)

[3505](#) 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)

[3506](#) 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)

[3507](#) 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)

[3508](#) 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)

The Land Use Committee will have a public hearing regarding Ordinances #3501 through #3508 on Wednesday, June 23, 2004 at 1:00 p.m. at Fleming Hall.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15038](#) Rhonda L. Shoemaker moved the passage of Resolution #15038, commending Ray Rivera, Jr. for his extraordinary efforts in pursuit of the National Golden Gloves championship and congratulating him on an impressive runner up finish. Seconded by Bob Spence.

Yes: 6 - Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Robert A. Stringfield and Dennis Waits

(ADOPTED)

[15039](#) 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.

(Health and Justice Committee)

[15040](#) 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.

(Public Works Committee)

[15041](#) 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.

(Public Works Committee)

[15042](#) 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.

(Public Works Committee)

[15043](#) 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.

(Public Works Committee)

[15044](#) 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.

(Anti-Drug Committee)

[15045](#)

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.

(Public Works Committee)

Resolution #15038 was adopted at this time. See page 8 for details.

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Ronald E. Finley moved to adjourn the meeting. Seconded by Rhonda L. Shoemaker.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 14, 2004 at 2:30 p.m. at the Independence Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.