



Office of
Mary Jo Brogato
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

Victor E. Callahan (1st AL), Chairman
Ronald E. Finley (2nd), Vice-Chairman
Scott Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),
Terry Young (5th), Bob Spence (6th), Bill Petrie (2nd AL),
Fred Arbanas (3rd AL)

Monday, September 17, 2001

3:30 PM

Thirty-sixth Regular Meeting

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

Victor E. Callahan, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley,
Dennis Waits, Terry Young and Bob Spence

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 9/10/2001.
Seconded by Terry Young.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Victor E. Callahan, Chairman, opened the public hearing regarding the property tax rates of Jackson County, Missouri, Board of Services for the Developmentally Disabled, the Mental Health Fund and the Merchants' and Manufacturers' Inventory Replacement.

No one is present to testify for or against the tax levy rates of Jackson County, Missouri.

The public hearing was closed.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said the downtown courthouse closed for the day on Tuesday, September 11th in light of the terrorist attacks. Shortly after word of the attacks reached local governments, the decision was made that a perimeter needed to be set up around the downtown government district and government employees were sent home to be with their families. She said once we found out about these attacks, our Emergency Operations Procedures went into effect. The Administration also coordinated efforts with MARC to ensure cooperation among all governments in the metropolitan area. Once it was deemed safe for Jackson County employees to return to the downtown courthouse, it was reopened for business on Wednesday with the perimeter still in place as a precautionary measure.

Katheryn Shields thanked all the county employees who came back to work and kept county government functioning. She thanked them for working despite being inconvenienced by walking a longer distance or being shuttled from satellite locations while the perimeter was still in place downtown.

She also thanked the employees who attended one of the two Jackson County memorial services held last week. One was held on Thursday afternoon on the Square under the shadow of the Truman statue and another was held at Oppenstein Park in downtown Kansas City on Friday at noon. She thanked Victor Callahan, Chairman of the Legislature, Ronald Finley, Vice-Chairman of the Legislature and Terry Young, County Legislator - 5th District, for attending one or both of the services. She gave special thanks to Sam Davis, employee from Jackson County's Public Works Department, who sang the National Anthem for the legislative meeting today and also for lending his talents to the memorial services held last week. She said she appreciated everyone coming together during this time of National Unity.

Katheryn Shields announced that Jackson County is offering grief counseling to those who need it in light of these attacks. Counseling will be available at three different locations:

*The Downtown Courthouse, Room 105, 1st floor
The Independence Courthouse Annex, 1st floor
Eastern Jackson County Executive office, 22501 Woods Chapel Road*

These services are offered Monday through Friday from 9 a.m. - 5 p.m. at the two courthouse locations and Monday and Wednesday from 9 a.m. - 5 p.m. at the executive office location. Services will be offered for the next two weeks and involves partnership with Comprehensive Mental Health, Research Mental Health, Swope Parkway Mental Health, Heart of America United Way and the Jackson County Mental Health Levy Board. They are free services and are open to all County employees as well as the public. Anyone interested in utilizing the services can walk into any of the locations or call 881-1065 for more information.

In light of Tuesday's events, Katheryn said she decided to postpone the County Executive Charity Golf Tournament until Friday, September 21, 2001. The tournament benefits Operation Breakthrough, a day care center that serves underprivileged children.

She extended condolences on behalf of Jackson County to Jaci Mairs, Court Administrator as her father, Bill Mairs, passed away Sunday morning. The funeral services will be held on Tuesday in Milan, Missouri for those who wish to attend. Our thoughts and prayers are with her and her family in this time of sorrow.

Katheryn Shields announced that she has hired a new Director of Parks and Recreation, Gary Salva. She thanked Fred Arbanas and Dennis Waits for sitting in on the interviews. Gary brings 15 years of parks and recreation experience to Jackson County, including 5 years as Jackson County Park Planner and Analyst in the 1980's. He is currently Director of Parks and Recreation for the City of Lawton in Oklahoma. Lawton includes 80 parks, including two lake-based regional parks, 5 recreation centers and one performing arts center. Mr. Salva will start work on October 22nd and she will introduce him to the Legislature at a later date.

She mentioned that the circuit court judges have asked her to move the panels that cover the history of the Jackson County Courthouses currently displayed in the downtown courthouse to the second floor of the Independence Courthouse Annex. The communication of this information is an important part of Jackson County's upcoming 175th Anniversary Celebration. The move of these panels will be made as soon as the wall work currently underway at the Annex is completed.

Katheryn Shields said that the Legislators should be in receipt of their invitations to the play at the Coterie Theatre hosted by Jackson County.

Terry Young, County Legislator, asked if Jackson County is having ongoing meetings regarding emergency operations due to the recent tragedy.

Katheryn responded yes. She said the Sheriff's Department is doing a floor by floor check in the evening to check all closets etc. There is also a tighter control on the entrances and exits of all county buildings.

Victor E. Callahan, Chairman, asked if the Sheriff's Department has been asked to assist with the additional security at the Chiefs game on Sunday.

Katheryn Shields said she will contact the Jackson County Sports Authority as well as team representatives to discuss the issue and she will ask the Sheriff's Office to assist if necessary.

Ronald E. Finley, County Legislator, said he understands that the NFL is implementing some additional security procedures and he suggested that this security information be put on the government channels to alert the public.

Katheryn Shields agreed that it was a good idea and said she would find out what the security measures will be for Sunday's game and get it out on the regular news media well as the government channels.

Fred Arbanas, County Legislator, said he received a call from Bob Jones, with Harvey Jones Engineering Company, who advised him that Jackson County will no longer provide parcel maps. He asked the County Executive why the county no longer is providing this service.

Katheryn Shields and Troy Thomas, Manager of Finance, said they were not aware of this change but would find out and report on this matter at next week's legislative meeting.

Fred Arbanas, County Legislator, said he received a request from a resident of Tarsney Lakes who wanted to meet with the Land Use Committee. He suggested they contact Bill Petrie, Chairman of the Public Works Committee to discuss their issues in his committee. Fred said when Tarsney Lakes were disincorporated as a city, Jackson County did not designate them as a park because of their lakes, therefore it would not be an issue for the Land Use Committee.

Katheryn Shields said the County does provide services to unincorporated areas such as maintaining roads, snow removal and law enforcement with the Sheriff's Department. However, Tarsney Lakes are not part of the Jackson County park system.

Fred Arbanas said he has visited the area and the roads seem to be in good shape.

Victor E. Callahan, Chairman, thanked Katheryn and her staff for their concern and coordinating efforts last week after the terrorist attacks.

Victor E. Callahan announced that the Land Use Committee will have a public hearing regarding the Incorporation of the Village of Shilo, Missouri on Monday, October 8, 2001 at 1:30 p.m. at the Independence Courthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers.

6 PERFECTON OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

The Land Use Committee will hold a public hearing on Ordinances #3173 through #3176 on Monday, September 24, 2001 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.

[3173](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 100 ± acre tract, and approving the preliminary plat "Windsor - Lots 29-38," creating a ten-lot residential subdivision.

(Land Use Committee - 3rd. Perfection)

Fred Arbanas moved to waive the reading of Ordinances #3174 through #3176. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[3174](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 5 ± acre tract.

(Land Use Committee - 3rd. Perfection)

[3175](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 70 ± acre tract and approving the preliminary plat "Country Summit Estates," creating an eleven-residential and one-commercial lot subdivision.

(Land Use Committee - 3rd. Perfection)

- [3176](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to LB (Local Business District), a certain 3 ± acre tract.
(Land Use Committee - 3rd. Perfection)
- [3177](#) AN ORDINANCE appropriating \$4,587,703.00, from the unappropriated surplus of the 2001 Criminal Justice Improvement Fund and awarding a contract for the furnishing of energy performance contracting services to Johnson Controls, Inc., of Lenexa, KS, at an initial cost of \$3,833,115.00, and a five-year cost of \$4,590,333.00.
(Finance and Audit Committee - 3rd. Perfection)
- [3182](#) Dennis Waits moved to perfect Ordinance #3182. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3182](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3182. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [3182](#) Dennis Waits moved the passage of Ordinance #3182 as perfected, setting the 2001 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence
(ADOPTED)
- [3183](#) Dennis Waits moved to perfect Ordinance #3183. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)
- [3183](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3183. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [3183](#) Dennis Waits moved the passage of Ordinance #3183 as perfected, setting the 2001 Jackson County, Missouri, tax levy. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence
(ADOPTED)
- [3184](#) Dennis Waits moved to perfect Ordinance #3184. Seconded by Terry Young.
The motion passed by a voice vote. (PERFECTED)
- [3184](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3184. Seconded by Terry Young.
The motion passed by a voice vote. (APPROVED)

[3184](#) Dennis Waits moved the passage of Ordinance #3184 as perfected, setting the 2001 merchants and manufacturers' inventory replacement tax levy. Seconded by Terry Young.
Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence
(ADOPTED)

[3185](#) Dennis Waits moved to perfect Ordinance #3185. Seconded by Dan Tarwater.
The motion passed by a voice vote. (PERFECTED)

[3185](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3185. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)

[3185](#) Dennis Waits moved the passage of Ordinance #3185 as perfected, setting the 2001 Jackson County Community Mental Health Fund Levy. Seconded by Dan Tarwater.
Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence
(ADOPTED)

[3186](#) Health and Justice Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3180](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[13816](#) Public Works Committee moved do pass. Consent Agenda.

[13817](#) Public Works Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3186](#) AN ORDINANCE appropriating \$16,100.00 from the unappropriated surplus of the 2001 Grant Fund to cover the "Parenting Together Living Apart" Grant for the Family Court Division funded by the Office of State Courts Administrator.
(PERFECTED)

[3180](#) AN ORDINANCE appropriating \$5,773.60 from the unappropriated surplus of the 2001 General Fund to cover the cost of current obligations for services provided by the National Center for Fathering.

(ADOPTED)

[13816](#) A RESOLUTION awarding a term and supply contract on Bid No. 95-01 for the furnishing and installation of auto/truck safety glass for use by the Public Works and Parks and Recreation Departments to Safelite Auto Glass Co. of North Kansas City, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$10,000.00.

(ADOPTED)

[13817](#) A RESOLUTION awarding a contract on Bid No. 84-01 for the furnishing of one (1) motorgrader, for use by the Department of Public Works to Cooke Sales & Service Co. of Chillicothe, MO, in the actual amount of \$101,468.00, and declaring one (1) 1985 Champion Model 8400 Motorgrader, MG-02, Serial Number 730A13714522282, as surplus and authorizing its disposal by way of a trade-in.

(ADOPTED)

To perfect Ordinance 3186. To adopt Ordinance 3180. To adopt Resolutions 13816, 13817.

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

Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3187](#) Transferring \$41,945.00 within and appropriating \$125,834.00 from the unappropriated surplus of the 2001 Anti-Drug Sales Tax Fund, to cover the Multi-Jurisdictional Task Force Grant and the transfer of matching funds, and accepting said grant from the Missouri Department of Public Safety.

(Anti-Drug Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

No dissenting vote to consider Resolutions #13825 and #13826 - not on printed agenda.

[13825](#) Bob Spence moved the passage of Resolution #13825, in support of our President and Congress in their efforts to bring those responsible for the cowardly terrorists attacks on America and those who harbor them to justice. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

(ADOPTED)

[13826](#)

Dennis Waits moved the passage of Resolution #13826, expressing the grief and anger of the Legislature over the terrorist attacks of September 11, 2001. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Terry Young and Bob Spence

(ADOPTED)

Bob Spence moved to send a copy of Resolutions #13825 and #13826 to the Speaker of the House, Majority Leader of the Senate and President of the United States. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

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

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 24, 2001 at 3:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.