



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

James D. Tindall (2nd), Chairman
Lisa White Hardwick (2nd AL), Vice-Chairman
John Patrick Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),
Dixie M. Flynn (5th), John C. Graham, Sr. (6th), Victor E. Callahan (1st AL),
Fred Arbanas (3rd AL)

Monday, April 3, 1995

1:00 PM

Fourteenth Regular Meeting

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

James D. Tindall, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Victor E. Callahan moved to approve the journal of the previous meeting held on .
Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said that Dan Axtell is retiring after eighteen years with the Public Works Department. A reception in his honor will be held this afternoon at the Courthouse Annex in Independence, Missouri.

Katheryn Shields, County Executive, presented a handout to the Legislators listing the 1995 programs in the Jackson County Parks.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2363](#) AN ORDINANCE repealing chapters 26, 27, 33, 82, 239, and 240, Jackson County Code, 1984, relating to the development of land, and enacting, in lieu thereof, one new chapter relating to the same subject, to be known as chapter 240, the Unified Development Code of Jackson County.

(Hold until April 17, 1995, pending Auditor's report)

Dennis Waits, presented a twenty-five year service pin to Anthony Bokarae, an employee in the Sheriff's Department.

[2384](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from F (general business) to G-P (light industrial-planned zoning district), a certain 6.6 acres + tract.

[2388](#) Public Works Committee moved to perfect. Consent Agenda.

[2389](#) Public Works Committee moved to perfect. Consent Agenda.

[2390](#) Public Works Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2387](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[10714](#) A RESOLUTION transferring \$10,300.00 within the 1995 Anti-Drug Sales Tax Fund and authorizing the Chair of the Jackson County Fiscal Commission to execute a Second Addendum to agreement with Accurate Assessments, Inc., to provide for the development of a standardized assessment instrument at a cost to the County not to exceed \$40,800.00.

[10735](#) Public Works Committee moved do pass. Consent Agenda.

[10736](#) Finance and Audit Committee moved do pass. Consent Agenda.

[10738](#) Finance and Audit Committee moved do pass. Consent Agenda.

[10739](#) Anti-Drug Committee moved do pass. Consent Agenda.

[10740](#) Finance and Audit Committee moved do pass. Consent Agenda.

[10741](#) Land Use Committee moved do pass. Consent Agenda.

[10743](#) Land Use Committee moved do pass. Consent Agenda.

[10744](#) A RESOLUTION rescinding Resolution 10700, dated February 27, 1995, authorizing the County Executive to execute an agreement with Boys and Girls Club of Greater Kansas City for the purpose of partially funding the Marching Cobras Program, at a cost not to exceed \$27,500.00.

9 CONSENT AGENDA

Dixie M. Flynn moved the passage of the consent agenda. Seconded by Victor E. Callahan. The motion passed by a roll call vote:

Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

[2388](#) AN ORDINANCE appropriating \$62,400.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing total payment of \$62,400.00 to certain property owners for acquisition of right-of-way and drainage and temporary construction easements in settlement of claims for damages in connection with the Prospect Bridge Project, No. 2139-2, Tract 3.

(PERFECTED)

[2389](#) AN ORDINANCE appropriating \$29,970.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing total payment of \$29,970.00 to certain property owners for acquisition of a right-of-way and temporary construction easement in settlement of a claim for damages in connection with the Longview Road at Blue Ridge Project, No. 2075-3, Tract No. 46.

(PERFECTED)

[2390](#) AN ORDINANCE appropriating \$742.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing payment of \$742.00 to the City of Levasy from the Levasy CURS account for use in the City's 1995 road maintenance program.

(PERFECTED)

[2387](#) AN ORDINANCE adopting

232. and 241., Jackson County Code, 1984, relating to county contracts.

(ADOPTED)

- [10735](#) A RESOLUTION authorizing and directing the Office of the County Counselor to institute condemnation proceedings on a certain tract of land required for the Stringtown Culvert #17 Replacement Project, No. 2322C, Tract #2.
(ADOPTED)
- [10736](#) A RESOLUTION awarding a term and supply contract on Bid No. 10-95 for the furnishing of hardware supplies and small tools for use county-wide to Cy Young of Grandview, MO, Goodman Ace of Kansas City, MO, Raveill True Value of Independence, MO, Midland of Independence, MO, Clark's Tool of Blue Springs, MO, and Sears Industrial Sales of Cincinnati, OH, to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$60,000.00.
(ADOPTED)
- [10738](#) A RESOLUTION transferring \$37,546.00 within the 1995 General Fund to cover the cost of painting the Independence Courthouse.
(ADOPTED)
- [10739](#) A RESOLUTION authorizing the Prosecuting Attorney to execute an Agreement with United Inner City Services, at a total cost to the County not to exceed \$50,000.00.
(ADOPTED)
- [10740](#) A RESOLUTION authorizing the Director of Purchasing to execute an Addendum to the contract of April 29, 1993 with Government Systems, Inc., of Dallas, Texas, for the furnishing of an on-line recorder's system (software) for use by the Records Department, to provide for additional needs of the department, and for the maintenance and support thereof through February 28, 1996, at an additional cost to the County not to exceed \$26,320.00, as a sole source purchase.
(ADOPTED)
- [10741](#) A RESOLUTION authorizing the purchase of proprietary articles for use by the Parks and Recreation Department at the Longview Lake Golf Course from Titleist Drawer CS of Atlanta, GA, at a cost to the County not to exceed \$11,053.70.
(ADOPTED)
- [10743](#) A RESOLUTION awarding a one-year contract on Request for Proposals No. 37-95 for the furnishing of concessions services for use by the Parks and Recreation Department at the Adair Par Softball Complex to J. E. Gross Concessions of Blue Springs, MO, in the actual amount of \$10,675.00.
(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2391](#) Amending the districts established by the Jackson County Zoning Order by changing from D (agricultural) to G-P (light industrial-planned zoning district), a certain 11 acres + tract.

(Land Use Committee)

[2392](#) Appropriating \$114,506.00 from the unappropriated surplus of the 1995 Anti- Drug Sales Tax Fund and authorizing the Jackson County Prosecuting Attorney to execute an Agreement with the City of Independence, Missouri, relating to the County's providing the City's local match to a grant from the Missouri Department of Public Safety to fund the City's Drug Abuse Resistance Education (DARE) and related programs at a cost not to exceed \$110,000.00, and to provide for supplemental costs for the 1995 DARE summer camp at a cost not to exceed \$4,506.00 for a total cost not to exceed \$114,506.00.

(Anti-Drug Committee)

[2393](#) Appropriating \$61,172.00 from the unappropriated surplus of the 1995 Anti-Drug Sales Tax Fund, and authorizing the Jackson County Prosecuting Attorney to execute an Agreement with the City of Blue Springs, Missouri, relating to the County's providing the City's local match to grants from the Missouri Department of Public Safety to fund the City's Drug Abuse Resistance Education (DARE) and related programs at a cost not to exceed \$51,172.00, and to fund the City's Choices Cooperative/Campus Law Enforcement Education Officer program at a cost not to exceed \$10,000.00, for a total amount not to exceed \$61,172.00.

(Anti-Drug Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[10745](#) Awarding a term and supply contract on Bid No. 22-95 for the furnishing of concessions candy and cigarettes for use by the Parks and Recreation Department to Barber & Sons Wholesale Tobacco of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$45,000.00.

(Land Use Committee)

[10746](#) Awarding a term-and-supply contract on Bid No. 23-95 for the furnishing of T- shirts and wearing apparel for use by the Parks and Recreation Department to Classic Awards of Overland Park, KS, Raytown Screenprinting of Raytown, MO, AshWen Creation of Independence, MO, and D & M Sports Fever of Independence, MO, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$61,829.35.

(Land Use Committee)

[10747](#) Fred Arbanas moved the passage of Resolution #10747, awarding a term-and-supply contract on Bid No. 18-95 for the furnishing of concessions meats and cheeses for use by the Parks and Recreation Department to Lady Baltimore of Kansas City, KS, and Iowa Farm Meats of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$40,000.00. Seconded by Dennis Waits.

Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[10748](#) Awarding a term-and-supply contract on Bid No. 16-95 for the furnishing of concessions ice cream novelties for use by the Parks and Recreation Department to Kansas City Ice Cream of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$10,000.00.

(Land Use Committee)

[10749](#) Awarding a term-and-supply contract on Bid No. 21-95 for the furnishing of concessions paper products for use by the Parks and Recreation Department to Lady Baltimore of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$10,000.00.

(Land Use Committee)

[10750](#) Awarding a term-and-supply contract on Bid No. 15-95 for the furnishing of concessions drinks and juices for use by the Parks and Recreation Department to New Age of Kansas City, MO, Heartland Slushpuppie of Lawrence, KS, and Lady Baltimore of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$10,000.00.

(Land Use Committee)

[10751](#) Awarding a term-and-supply contract on Bid No. 20-95 for the furnishing of concessions canned goods and miscellaneous groceries for use by the Parks and Recreation Department to Lady Baltimore of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$15,000.00.

(Land Use Committee)

[10752](#) Awarding a term-and-supply contract on Bid No. 29-95 for the furnishing of custom file folders for use by the Prosecuting's Attorney Family Support Division to Midwest Power Files of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$5,000.00.

(Health and Justice Committee)

[10753](#) Awarding a term-and-supply contract for the furnishing of Rain-Bird irrigation parts and service for use by the Parks and Recreation Department to Robison's Lawn and Golf of Grandview, MO, at a cost to the County not to exceed \$10,000.00, as a sole source purchase.

(Land Use Committee)

[10754](#) Awarding a term-and-supply contract on Bid No. 25-95 for the furnishing of uniform rental service for use by the Department of Public Works to Todd Uniforms of Lansing, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$18,000.00.

(Public Works Committee)

[10755](#) Awarding a term-and-supply contract on Bid No. 24-95 for the furnishing of park ranger uniforms for use by the Parks and Recreation Department to Griffey Uniforms of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$23,000.00.

(Land Use Committee)

[10756](#) Authorizing the Jackson County Prosecuting Attorney to enter into a second addendum to the contract of May 2, 1994, with George Rentfrow and Associates, d/b/a Midwest ADP, at no additional cost to Jackson County.

(Anti-Drug Committee)

[10757](#) Approving the purchase of Apple computers and accessories for use by the Prosecuting Attorney's Office under Apple Computers' 1994 Educational and Government Price List, from Apple Computer of Chicago, IL, at a cost to the County not to exceed \$11,330.00.

(Health and Justice Committee)

[10758](#) Awarding a contract on Bid No. PW-01-95 for the Cass County Line Road Bridge Replacement, Project No. 2265, to Embrey Excavating of Kingsville, MO, in the actual amount of \$155,386.30.

(Public Works Committee)

[10759](#) John Patrick Burnett moved the passage of Resolution #10759, authorizing the Jackson County Legislature to hold a closed meeting on Monday, April 3, 1995, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of litigation. Seconded by Dixie M. Flynn.

Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

[10760](#) Awarding a term-and-supply contract on Bid No. 17-95 for the furnishing of concessions deli sandwiches for use by the Parks and Recreation Department to Deli Express/E.A. Sween of Eden Prairie, MN, and Lady Baltimore of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$20,000.00.

(Land Use Committee)

[10761](#) Awarding a term-and-supply contract on Bid No. 19-95 for the furnishing of concessions chips and snacks for use by the Parks and Recreation Department to Guys Foods of Liberty, MO, Frito-Lay of Kansas City, MO, and Wisconsin Bar Brand of Olathe, KS, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$30,000.00.

(Land Use Committee)

[10762](#) Awarding a term-and-supply contract on Bid No. 4-95 for the furnishing of urinalysis testing for use by the Prosecuting Attorney's Office to Health Productivity Systems of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$100,000.00.

(Anti-Drug Committee)

[10763](#) Fred Arbanas moved the passage of Resolution #10763, awarding a contract on Bid No. 45-95 for the furnishing of one 6x4 utility vehicle, one 4x4 utility vehicle, and one top dresser for use by the Parks and Recreation Department to Harrisonville Tractor of Harrisonville, MO, Kearney Rental & Sales of Kearney, MO, and Modern Distributing of Kansas City, MO, in the actual aggregate amount of \$19,170.00. Seconded by Dixie M. Flynn.

Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

Victor Callahan objected to considering Resolutions #10764, #10765 and #10766, therefore they were assigned to committee.

[10764](#) Authorizing the Chairman of the Jackson County Legislature's Finance and Audit Committee to execute a contract with Jolley, Walsh, & Hager for the position of Legal Advisor to the County Legislature, at a cost to the County not to exceed \$7,018.00.

(Finance and Audit Committee)

[10765](#) Authorizing the Chairman of the Jackson County Legislature's Finance and Audit Committee to execute a contract with Jolley, Walsh, & Hager for the position of Legal Advisor to the County Legislature, at a cost to the County not to exceed \$5,903.00.

(Finance and Audit Committee)

[10766](#) Authorizing the Chairman of the Jackson County Legislature's Finance and Audit Committee to execute a contract with Jolley, Walsh, & Hager for the position of Legal Advisor to the County Legislature, at a cost to the County not to exceed \$1,115.00.

(Finance and Audit Committee)

[10767](#)

Awarding a two-year term and supply contract on Bid No. 32-95 for the furnishing of inmate food service for use by the Corrections Department to Service America Corporation of Elk Grove Village, IL, in the estimated annual amount of \$833,000.00.

(Health and Justice Committee)

No dissenting vote to consider Resolution #10768 - not on printed agenda.

[10768](#)

John Patrick Burnett moved the passage of Resolution #10768, authorizing the Jackson County Counselor to settle two companion lawsuits styled Laura Sambursky, et al. v. Jackson County, Missouri, and Sandra Marie Graham v. Jackson County, Missouri, now pending in the Circuit Court of Jackson County, Missouri, Case Nos. CV92-10222 and CV92-10223, for a total payment of \$125,000.00. Seconded by Dixie M. Flynn.

Yes: 9 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Closed session to discuss litigation.

Resolution #10768 was adopted at this time. See above for detail.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Victor E. Callahan moved to adjourn the meeting. Seconded by Dixie M. Flynn.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 10, 1995, at 6:00 p.m. in the Legislative Assembly Area, Independence, Missouri.

Prepared by mlo