



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, November 8, 2004

2:30 PM

Forty-fourth 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

Dennis Waits moved to approve the journal of the previous meeting held on 11/1/2004.
Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3558](#)

AN ORDINANCE authorizing an increase in an amount not to exceed \$30,000.00 to the original contract with Cochran, Head & Co., P.C. of Kansas City, MO, for the performance of an audit of the Anti-Drug Sales Tax Trust Fund, and appropriating \$30,000.00 from the unappropriated surplus of the 2004 Anti-Drug Sales Tax Fund, for a total revised cost to the County not to exceed \$120,000.00.

(Finance and Audit Committee - 2nd. Perfection)

[3560](#) Land Use Committee moved to perfect.

Bob Spence objects to the consent agenda.

[3560](#) Fred Arbanas moved to perfect Ordinance #3560. Seconded by Dan Tarwater.

The motion passed by a voice vote. (PERFECTED)

[3560](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3560. Seconded by Bob Spence.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3561](#) Finance and Audit Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3554](#) AN ORDINANCE enacting chapter 12, Jackson County Code, 1984, relating to open records, consisting of five new sections.

(PERFECTED)

[3560](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15201](#) Bob Spence moved to substitute Resolution #15201, authorizing an increase to the term and supply contract with Controlled Environmental Products (CEP), in the estimated amount of \$61,277.25, for the furnishing of janitorial supplies for use by various County departments at an estimated aggregate contract cost not to exceed \$206,277.25. Seconded by Henry C. Rizzo.

The motion passed by a voice vote. (APPROVED)

[15201](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Substitute. Consent Agenda.

[15202](#) A RESOLUTION awarding a twenty-four month term-and-supply contract on Request for Proposals No. 6-04 for the furnishing of urinalysis testing for use by the Prosecuting Attorney's Drug Court Deferred Prosecution Program to Kroll Laboratory Specialist, Inc., of Gretna, LA, in the estimated annual amount not to exceed \$113,730.00.

(Health and Justice Committee - 3rd. Meeting)

[15209](#) Bob Spence moved to substitute Resolution #15209, approving a twelve-month extension to the term and supply contract for the furnishing of locksmith services and security systems equipment for use county wide to Kenton Brothers, Inc., of Kansas City, MO, and authorizing an increase of \$84,021.95 for a total estimated contract amount not to exceed \$121,521.95. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

[15209](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Substitute. Consent Agenda.

[15211](#) Public Works Committee moved do pass. Consent Agenda.

[15212](#) Public Works Committee moved do pass. Consent Agenda.

[15213](#) Public Works Committee moved do pass. Consent Agenda.

[15214](#) Public Works Committee moved do pass. Consent Agenda.

[15215](#) Public Works Committee moved do pass. Consent Agenda.

[15217](#) A RESOLUTION recognizing the Lee's Summit Public Works Department on their recent accreditation by the American Public Works Association (APWA).
(Public Works Committee - 1st. Meeting)

[15218](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15219](#) Health and Justice Committee moved do pass. Consent Agenda.

[15220](#) Health and Justice Committee moved do pass. Consent Agenda.

[15221](#) Health and Justice Committee moved do pass. Consent Agenda.

[15222](#) Health and Justice Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

- [3561](#) AN ORDINANCE enabling the Geographic Information Systems Department to cover expenses in the areas of eGovernment and Technology Center alterations by appropriating \$45,000.00 from the unappropriated surplus of the 2004 General Fund reflecting funds received from the United States Geological Survey for Jackson County aerial photography.
- (PERFECTED)
- [3560](#) AN ORDINANCE enabling the County to provide funds to volunteer organizations assisting with the Christmas in the Park program by supplying staff for nightly collections and authorizing the County Executive to execute agreements with certain organizations to provide these services in connection with the 2004 Christmas in the Park event, at a cost to the County not to exceed \$38,000.00.
- (ADOPTED)
- [15201](#) A RESOLUTION authorizing an increase to the term and supply contract with Controlled Environmental Products (CEP), in the estimated amount of \$61,277.25, for the furnishing of janitorial supplies for use by various County departments at an estimated aggregate contract cost not to exceed \$206,277.25.
- (ADOPTED)
- [15209](#) A RESOLUTION approving a twelve-month extension to the term and supply contract for the furnishing of locksmith services and security systems equipment for use county wide to Kenton Brothers, Inc., of Kansas City, MO, and authorizing an increase of \$84,021.95 for a total estimated contract amount not to exceed \$121,521.95.
- (ADOPTED)
- [15211](#) A RESOLUTION authorizing Change Order No. 1 (Final) to the contract with Musselman and Hall Contractors of Kansas City, MO, for the 2004 Pavement Maintenance Project (Phase 6), No. 3019, reducing the contract amount by \$6,436.65 for a revised total cost to the County of \$96,391.35.
- (ADOPTED)
- [15212](#) A RESOLUTION awarding a term and supply contract on Bid No. 38-04 for the furnishing of auto/truck parts from non-dealer sources for use by the Public Works Department and Parks and Recreation Department to Genuine Parts Co. d/b/a NAPA Auto Parts of Blue Springs, MO (\$12,750.00) and O'Reilly Auto Parts of Springfield, MO (\$125,578.00), to provide for their needs for the upcoming one-year period, in the estimated aggregate amount not to exceed \$138,328.00.
- (ADOPTED)
- [15213](#) A RESOLUTION awarding a contract on Request for Proposals No. 36-04 for the purchase of twenty-six (26) used, adjustable, 3 ton 4-wheel running gears for use by the Road & Bridge division of the Public Works Department to Thomas Equipment Sales, Inc., of Sugar Grove, IL, at a cost to the County not to exceed \$10,348.00.
- (ADOPTED)

- [15214](#) A RESOLUTION awarding a contract on Electronic Solicitation No. BB200464 for the purchase of three (3) snow plows, two (2) material spreaders, and one (1) spot sprayer for use by the Public Works Department to American Equipment Co. of Kansas City, KS, in the amount of \$33,171.00.
- (ADOPTED)
- [15215](#) A RESOLUTION providing micro-surfacing on high volume asphalt roads by authorizing the County Executive to execute Change Order No. 1 to the contract with Vance Brothers, Inc., of Kansas City, MO, for the 2004 Pavement Maintenance Project - Phase 5, Project No. 3018, increasing the contract by \$49,799.83, and transferring \$49,800.00 within the 2004 Special Road and Bridge Fund, for a revised total cost to the County not to exceed \$515,858.55.
- (ADOPTED)
- [15218](#) A RESOLUTION enabling the County to continue the Department of Economic Development's cooperative advertising campaign by authorizing the County Executive to execute Cooperative Agreements with the Independence Council for Economic Development, Lee's Summit Economic Development Council, City of Blue Springs Department of Economic Development, Grandview Area Chamber of Commerce, City of Sugar Creek, and City of Grain Valley for a total aggregate payment to the County of \$19,000.00.
- (ADOPTED)
- [15219](#) A RESOLUTION awarding a contract on Electronic Solicitation No. BB200418 for the changeover of emergency response equipment for use by the traffic patrol division of the Sheriff's Department to KC Wireless of Independence, MO, in an amount not to exceed \$15,000.00.
- (ADOPTED)
- [15220](#) A RESOLUTION awarding a contract on Bid No. 41-04 for the purchase of two (2) all terrain vehicles for use by the traffic patrol division of the Sheriff's Department to Shrouts Suzuki of Blue Springs, MO, in an amount not to exceed \$12,298.00.
- (ADOPTED)
- [15221](#) A RESOLUTION awarding a contract on Invitation to Bid No. 29-04 for the furnishing of secure storage units for use by the patrol division of the Sheriff's Department to A-1 Rentals, Inc., of Kansas City, MO, in the actual amount of \$10,740.00.
- (ADOPTED)
- [15222](#) A RESOLUTION awarding a contract for the furnishing of base radios, consoles, and tower system for use by the Sheriff's Department to Motorola Communications of Glen Rock, NJ, under a State of Missouri Government Contract No. C203006001, in the actual amount of \$211,277.60.
- (ADOPTED)

To perfect Ordinance 3561. To adopt Ordinance 3560. To adopt Resolutions 15201, 15209, 15211, 15212, 15213, 15214, 15215, 15218, 15219, 15220, 15221, 15222.

Dan Tarwater moved the passage of the consent agenda. Seconded by Dennis Waits. 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

The Land Use Committee will have a public hearing on Ordinances #3562 through #3566 on Tuesday, November 30, 2004 at 1:00 p.m. at Fleming Hall.

[3562](#)

Amending the districts established by the Jackson County Zoning Order by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 33± acre tract and approving the preliminary plat "Mockingbird Hill Estates," creating a six lot residential subdivision.

(Land Use Committee)

[3563](#)

Amending the districts established by the Jackson County Zoning Order by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10± acre tract located 1/4 of a mile east of Gibson Road on the south side of Benson Road.

(Land Use Committee)

[3564](#)

Amending the districts established by the Jackson County Zoning Order by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 11.1± acre tract located approximately 1/4 of a mile east of Elsea Smith Road on the south side of Blue Mills Road.

(Land Use Committee)

[3565](#)

Amending the districts established by the Jackson County Zoning Order by changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10.65± acre tract generally located 600± feet north of U.S. Highway 50 on the west side of Al Gossett Road.

(Land Use Committee)

[3566](#)

Granting a conditional use permit (CUP) in District A (Agricultural) for a period of three (3) years to operate a horse boarding, training and riding facility on a 35 ± acre tract.

(Land Use Committee)

No dissenting vote to consider Ordinance #3567 - not on printed agenda.

[3567](#)

Dan Tarwater moved to perfect Ordinance #3567. Seconded by Bob Spence.

The motion passed by a voice vote.

(PERFECTED)

[3567](#) Dan Tarwater moved to suspend the rules to consider final passage of Ordinance #3567. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

[3567](#) Dan Tarwater moved the passage of Ordinance #3567 as perfected, enabling the County to provide a program named "Night Lights/Sentenced to the Arts" partially funded by a grant of \$616,796.00 received from the Missouri Department of Public Safety, matching the grant with county funds in the amount of \$61,680.00 by transferring \$61,680.00 within the unappropriated surplus of the 2004 Anti-Drug Sales Tax Fund and appropriating \$678,476.00, the total program cost, from the unappropriated surplus of the 2004 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an agreement with Pan Educational Institute for oversight and implementation of the program at a cost to the County not to exceed \$240,173.00, and authorizing the County Executive to execute an agreement with Dr. Carrie Dunson at a cost to the County not to exceed \$15,000.00, for a total cost not to exceed \$678,476.00. Seconded by Bob Spence.

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)

[3568](#) Stating the intent of Jackson County, Missouri to exercise its statutory right to opt out of the provisions of Section 137.073, RSMo, which establishes the way property tax is assessed in the state by requiring separate tax rates for each class of property.

(Legislature As A Whole)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15223](#) Awarding contracts for the furnishing of Parks magazines insertion services for use by the Parks and Recreation Department to The Kansas City Star of Kansas City, MO (\$5,491.92), The Examiner of Independence, MO (\$2,264.00), and The Lee's Summit Journal of Lee's Summit, MO (\$1,833.48), at an aggregate cost to the County not to exceed \$9,589.40, as sole source purchases.

(Land Use Committee)

[15224](#) Awarding a contract for the purchase of picnic tables and grills for use by the Parks and Recreation Department under the US Communities Contract No. 040378, to Play Power Little Tikes of Farmington, MO, at an actual aggregate cost to the County of \$11,930.96.

(Land Use Committee)

[15225](#) Awarding a twelve-month term and supply contract under Bid No. 47-04 for the furnishing of crushed rock for use by the Public Works and Parks and Recreation Departments to Barber & Sons Aggregates of Lee's Summit, MO, in an estimated amount not to exceed \$350,000.00.

(Public Works Committee)

[15226](#) Authorizing the Manager of Finance to issue final payment for the 2003 Road Striping Program, Project No. 2480, to Twin Traffic Marking Corporation of Kansas City, MO, in the actual amount of \$50,014.96.

(Public Works Committee)

[15227](#) Awarding a contract on Bid No. 49-04 for the furnishing of one (1) brine maker to The G.W. Van Keppel Co. of Kansas City, KS (\$14,900.00), and three (3) liquid storage tanks to Scotwood Industries, Inc., of Overland Park, KS (8,955.00), for use by the Public Works Department, in the total aggregate amount of \$23,855.00.

(Public Works Committee)

[15228](#) Awarding a contract on Bid No. 57-04 for the furnishing of weekend inmate housing for use by the Corrections Department to Kansas City Community Center of Kansas City, MO, in an amount not to exceed \$11,504.85.

(Health and Justice Committee)

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, November 15, 2004 at 2:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.