



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

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

Monday, April 28, 2003

3:30 PM

Sixteenth Regular Meeting

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

Dennis Waits, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

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

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Bob Spence moved to approve the journal of the previous meeting held on 4/21/2003.
Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, followed up on the report given by Ken Evans, Public Information Officer, regarding online tax payment. She informed the Legislature that this e-government initiative was covered in the latest issue of Scout Solutions, a newsletter published by UMB Bank. The article highlighted Jackson County's efforts as well as the high amount of use that online tax payment saw in the first year.

She said that last week was "Clean Out Your Files Week" and a press conference was held on Tuesday which was covered on Channels 4 and 41, The Kansas City Star and the Independence Examiner. Preliminary numbers reported that 10.5 tons of paper were recycled. She is relieved to see that the tonnage is decreasing as it means Jackson County is using less paper and recycling more throughout the year. She is happy to see our employees making a difference in the environment.

Jackson County also sponsored a "school challenge" in which 50 schools participated in the contest to see who could "clean out the most files". The results will be tallied and an awards ceremony will be held on Wednesday, May 7th at 10:30 a.m. at a location to be announced. She encouraged members of the Legislature to attend.

Jackson County co-sponsored a special Earth Day Walk for the Environment at the Kansas City Zoo on Saturday, April 26th. This was also Bridging the Gap's annual "Party for the Planet". Over 1,000 people from the metropolitan area participated in the event and Jackson County facilitated the involvement of over 50 local businesses and government agencies. Jackson County's Earth Day Walk Team consisted of 127 members and \$1,060.00 was raised in donations. The Marching Cobras did a short performance as charity for Jackson County. Twenty children from Satchel Paige Elementary Computer Club participated on the walking team. Katheryn thanked her managers and directors who sponsored the children so they could participate.

Katheryn Shields, along with Dr. Paula Livingston, Director of the Jackson County Health Department, gave a brief update on the West Nile Virus plan. Katheryn said Jackson County has developed a coordinated plan to reduce the spread of the virus.

Katheryn said the Health Department will work with cities, unincorporated areas and school districts to educate the public about the West Nile Virus and will identify human and animal cases. The Public Works Department/Environmental Health staff will collect dead birds and trap mosquitoes for testing from the cities of Blue Springs, Grandview, Lake Tapawingo, Lee's Summit, Raytown and Sugar Creek. The Parks and Recreation Department will assist these same cities by providing information about the use of larvicide.

The Parks Department will be responsible for purchasing and treating county park areas. They are also doing some preventative larviciding along the Longview trail, Little Blue Trace trail, the Fred Arbanas Golf Course and historical sites. Public Works will be responsible for purchasing and treating county road right of ways. Larviciding will be conducted in areas where West Nile Virus has been confirmed through testing of dead birds and mosquitoes.

Dr. Paula Livingston said that a meeting was held on April 17th with all the cities to develop the West Nile Virus Response Plan and she went over the handout that was distributed to the legislators.

Robert A. Stringfield, County Legislator, said he appreciated the information she included in the handout regarding SARS.

Gary Salva, Director of Parks and Recreation, talked about a letter received by the Parks Department from the Kansas City Chapter of the Missouri Alumni Association. He explained that a year and a half ago the Missouri Alumni Association asked if they would continue to receive a discount on their corporate picnic which they have annually at Longview Lake. Jackson County decided to co-sponsor their picnic last year to see if they would generate any new business from their sponsorship. However, no new business was realized and so Jackson County has decided not to co-sponsor and not to offer a discount. As a result, the Association has sent a letter stating they will no longer have their picnic at Longview Lake. Mr. Salva explained that the Parks Department was just breaking even and losing potential revenue, since other organizations would have been paying full price for the use of the corporate site.

Bob Spence, County Legislator, asked for a percentage of corporate picnics held. Mr. Salva said he did not have that figure available.

*Ronald E. Finley asked how large of an event the Missouri Alumni Association hosted.
Mr. Salva responded between 500-1,000 participants.*

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

- [3358](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3358](#) Fred Arbanas moved to perfect Ordinance #3358. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)
- [3358](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3358.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3359](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3359](#) Fred Arbanas moved to perfect Ordinance #3359. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)
- [3359](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3359.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3360](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [3360](#) Fred Arbanas moved to perfect Ordinance #3360. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)
- [3360](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3360.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.
- [3361](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.

[3361](#) Fred Arbanas moved to perfect Ordinance #3361. Seconded by Bob Spence.
The motion passed by a voice vote. (PERFECTED)

[3361](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3361.
Seconded by Bob Spence.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

[3362](#) Appropriating \$605,033.00 from the unappropriated surplus of the 2003 Homeless Assistance Fund and authorizing the County Executive to execute Second Addenda to Agreements with certain organizations which provide assistance to homeless persons, at an additional aggregate cost to the County of \$605,033.00.
(WITHDRAWN BY SPONSOR FINLEY, CONCURRED BY BURNETT AND TARWATER)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3358](#) Consent Agenda.

[3359](#) Consent Agenda.

[3360](#) Consent Agenda.

[3361](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[14523](#) Health and Justice Committee moved do pass. Consent Agenda.

[14531](#) Health and Justice Committee moved do pass. Consent Agenda.

[14533](#) Health and Justice Committee moved do pass. Consent Agenda.

[14551](#) A RESOLUTION expressing the commitment of the Legislature to the preservation of civil rights and civil liberties.
(Health and Justice Committee - 2nd. Meeting)

[14555](#) Public Works Committee moved do pass. Consent Agenda.

- [14556](#) Land Use Committee moved do pass. Consent Agenda.
- [14557](#) Land Use Committee moved do pass. Consent Agenda.
- [14558](#) Land Use Committee moved do pass. Consent Agenda.
- [14559](#) Land Use Committee moved do pass. Consent Agenda.
- [14560](#) Fred Arbanas moved the passage of Resolution #14560, congratulating John C. Graham Sr. of Lee's Summit, MO, upon his selection to receive the 2003 Animal Science Distinguished Alumni award from Penn State University's College of Agricultural Sciences. Seconded by Dan Tarwater.
- Yes: 9 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, Rhonda L. Shoemaker and Bob Spence
- (ADOPTED)
- [14561](#) Public Works Committee moved do pass. Consent Agenda.
- [14562](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [14563](#) Land Use Committee moved do pass. Consent Agenda.
- [14564](#) Land Use Committee moved do pass. Consent Agenda.
- [14565](#) Land Use Committee moved do pass. Consent Agenda.
- [14566](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [14567](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [14568](#) Public Works Committee moved do pass. Consent Agenda.
- [14570](#) Health and Justice Committee moved do pass. Consent Agenda.
- [14571](#) A RESOLUTION transferring \$10,000.00 within the 2003 General Fund and authorizing the County Executive to execute an agreement with the Charlotte Street Foundation, for partial funding of its Urban Culture Project, at a cost to the County not to exceed \$10,000.00.
- (Health and Justice Committee - 1st. Meeting)*

[14572](#) Health and Justice Committee moved do pass.

Bob Spence objects to the consent agenda.

Discussion on Resolution #14572.

[14572](#) Scott Burnett moved the passage of Resolution #14572, authorizing the Director of the Department of Finance to issue a check in the amount of \$43,224.45 to the Downtown KC Community Improvement District. Seconded by Robert A. Stringfield.

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Dennis Waits and Dennis Waits

No: 3 - Ronald E. Finley, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

See Journal dated May 5, 2003, last paragraph under Communications and Reports of the County Executive, in which Dennis Waits, Chairman said per Ronald E. Finley's request, his vote on Resolution #14572 would be changed from "No" to "Yes". There was no objection from any members of the Legislature.

Therefore, the final vote on Resolution #14572 reads as follows: Yes: 6 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits, Tarwater. No: 2 - Rhonda L. Shoemaker, Bob Spence. 1 Absent: Henry C. Rizzo

9 CONSENT AGENDA

[3358](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) and LB (Local Business) to RR (Residential Ranchette), a certain 13 ± acre tract.

(ADOPTED)

[3359](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 15 ± acre tract.

(ADOPTED)

[3360](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 3.14 ± acre tract.

(ADOPTED)

[3361](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 9.8 ± acre tract.

(ADOPTED)

[14523](#) A RESOLUTION awarding a contract for the furnishing of weapons training for use by the Department of Corrections to the Kansas City, Missouri Police Department, in the amount of \$7,500.00, as a sole source purchase.

(ADOPTED)

- [14531](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide a variety of aging programs and services at a cost to the County not to exceed \$101,500.00.
(ADOPTED)
- [14533](#) A RESOLUTION authorizing the County Executive to execute agreements with the Mid-America Regional Council to subcontract with certain outside agencies funded by the County's Health Fund, for various public purposes, at an aggregate cost to the County not to exceed \$308,053.00.
(ADOPTED)
- [14555](#) A RESOLUTION awarding an eleven-month term and supply contract for the furnishing of International truck parts and service for use by the Public Works and Parks and Recreation Departments to KCR International Trucks, Inc., of Kansas City, MO, under a City of Kansas City government contract, at the estimated cost to the County of \$30,000.00.
(ADOPTED)
- [14556](#) A RESOLUTION authorizing the County Executive to execute a temporary construction easement in favor of White Horse Bluff, LLC., for the installation of a 15" sanitary sewer line within the Little Blue Trace Park near R.D. Mize Road in the City of Independence.
(ADOPTED)
- [14557](#) A RESOLUTION awarding a contract for the installation of seven (7) new electric meters at the Fred Arbanas Golf Course at Longview Lake to Aquila of Kansas City, MO, at an actual cost to the County of \$21,526.00, as a sole source purchase.
(ADOPTED)
- [14558](#) A RESOLUTION transferring \$77,965.00 within the 2003 Park Fund to cover the costs of salaries for two heavy equipment operators needed to operate and maintain the equipment for the dredge operation at Prairie Lee Lake.
(ADOPTED)
- [14559](#) A RESOLUTION authorizing the County Executive to execute a cooperative agreement with an easement in favor of the City of Independence, Missouri, in connection with the Little Blue River Trace Park.
(ADOPTED)
- [14561](#) A RESOLUTION authorizing the County Executive to execute an agreement with the Missouri Highways and Transportation Commission, in connection with the Old 40 Highway Bridge Replacement Project No. BRO-048 (47).
(ADOPTED)

- [14562](#) A RESOLUTION awarding a twelve-month term and supply contract on Electronic Solicitation No. BB200294 for the furnishing of window cleaning services for use by the Facilities Management Department to Excel Window Cleaning, Inc., of Raymore, MO, at an estimated cost to the County of \$18,825.00.
- (ADOPTED)
- [14563](#) A RESOLUTION awarding a contract for the furnishing of park benches for use by the Parks and Recreation Department, to Fry and Associates of North Kansas City, MO, under an existing government contract of the City of Kansas City, Missouri, at the actual cost to the County of \$10,554.50.
- (ADOPTED)
- [14564](#) A RESOLUTION awarding a contract for the furnishing of one (1) walk-behind beach cleaner for use by the Parks and Recreation Department to Harley Enterprises, dba Cherrington Beach Cleaners of Fairfax, MN, in the actual amount of \$12,168.20, as a sole source purchase.
- (ADOPTED)
- [14565](#) A RESOLUTION awarding a contract for the furnishing of one (1) full size cargo van, for use by the Parks and Recreation Department, to Shawnee Mission Ford of Shawnee, KS, under the Mid-America Council of Public Purchasing's Cooperative Fleet Bid No. 23-001, an existing government contract of the City of Lee's Summit, MO, at an actual cost to the County of \$18,705.00.
- (ADOPTED)
- [14566](#) A RESOLUTION awarding a contract for maintenance on Sun hardware and software for use by the Management Information Systems Department to Sun Micro Systems of McLean, Virginia, at an actual cost to the County of \$13,152.00, as a sole source purchase.
- (ADOPTED)
- [14567](#) A RESOLUTION awarding a term and supply contract on Electronic Solicitation No. BB200326 for the furnishing of towing service for use by various County departments to Nate's Tow & Recovery, LLC, of Oak Grove, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$9,000.00.
- (ADOPTED)
- [14568](#) A RESOLUTION awarding a term and supply contract for the furnishing of Bomag, Galion, and International Hough recycling machine parts and service for use by the Public Works Department to Roadbuilders Machinery of Kansas City, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$15,000.00, as a sole source purchase.
- (ADOPTED)

14570

A RESOLUTION authorizing the County Executive to execute a Memorandum of Understanding with American Federation of State, County and Municipal Employees, Local 1707.

(ADOPTED)

To adopt Ordinances 3358, 3359, 3360, 3361. To adopt Resolutions 14523, 14531, 14533, 14555, 14556, 14557, 14558, 14559, 14561, 14562, 14563, 14564, 14565, 14566, 14567, 14568, 14570.

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

Yes: 9 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

- [3363](#) Repealing section 5037., Jackson County Code, 1984, relating to the construction of docks on Prairie Lee Lake and enacting, in lieu thereof, one new section relating to the same subject.
(Public Works Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [14573](#) Awarding a twelve (12) month term and supply contract on Electronic Solicitation No. BB200319 for the furnishing of ready mix concrete for use by the Public Works and Parks and Recreation Departments to APAC Missouri Materials, L.L.C., of Harrisonville, MO, in the estimated amount of \$32,000.00.
(Public Works Committee)
- [14574](#) Awarding a twelve-month term and supply contract on Electronic Solicitation No. BB200298 for the furnishing of plumbing supplies for use by the Facilities Management Department to Neenan Company of Kansas City, MO, in the estimated amount of \$5,000.00.
(Finance and Audit Committee)
- [14575](#) Awarding a twelve-month term and supply contract on Electronic Solicitation No. BB200327 for the furnishing of film and photographic supplies for use by various County departments to HPI International, Inc., of Brooklyn, NY (\$54,000.00), Ace Office Supply of Orlando, FL (\$2,000.00), Laube Imaging of Akron, OH (\$2,000.00), and Photographix Unlimited of North Kansas City, MO (\$4,500.00), to provide for their needs for the upcoming one-year period, in the estimated aggregate amount of \$62,500.00.
(Finance and Audit Committee)
- [14576](#) Authorizing the Trustees of the Land Trust of Jackson County, Missouri to convey four (4) parcels of real property located in Kansas City, Jackson County, Missouri for support of various projects for the upgrading and redevelopment of the urban core in accordance with § 141.750.0 RSMo, 2000.
(Finance and Audit Committee)
- [14577](#) Awarding a twelve-month term and supply contract on Electronic Solicitation No. BB200329 for the furnishing of larvicide for use by the Parks and Recreation Department to Clark Mosquito of Roselle, IL, in the estimated amount of \$8,000.00.
(Land Use Committee)
- [14578](#) 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)

[14579](#)

Ronald E. Finley moved the passage of Resolution #14579, authorizing the County Executive to execute Second Addenda to Agreements with certain organizations which provide assistance to homeless persons, at an additional aggregate cost to the County of \$605,033.00. Seconded by Scott Burnett.

Yes: 9 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[03-17](#)

Pursuant to 45 C.F.R. §§164.500 et seq., I hereby designate Joanne R. Mossie, Director of the Office of Human Resources, and her successor, as the HIPAA Privacy Officer responsible for coordination of Jackson County's HIPAA compliance efforts, and the investigation of complaints arising thereunder. The HIPAA Privacy Officer will implement the County's HIPAA policies and procedures.

[03-18](#)

Pursuant to Jackson County Code Section 7403.3, I hereby reappoint Ms. Lali Garcia to serve on the Office of Human Relations and Citizens Complaints Commission for a term to expire on March 1, 2007. A copy of Ms. Garcia's resume is on file.

[03-19](#)

Pursuant to Jackson County Code Section 7403.3, I hereby reappoint Ms. Karen Payne to serve on the Office of Human Relations and Citizens Complaints Commission for a term to expire on March 1, 2007. A copy of Ms. Payne's resume is on file.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Scott Burnett, County Legislator, mentioned that Lali Garcia's brother passed away.

Dennis Waits, Chairman, commended Rhonda Shoemaker and Robert Stringfield, the new legislators, for coming on board and doing a good job in working with the other legislators.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Robert A. Stringfield.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, May 5, 2003 at 3:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.