



Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
415 East 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

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

Monday, April 18, 2005

2:30 PM

Sixteenth Regular Meeting

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

Henry C. Rizzo, Vice-Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits,
Rhonda L. Shoemaker and Bob Spence
Absent: Fred Arbanas, Scott Burnett and Dan Tarwater

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 4/12/2005.
Seconded by Eugene Standifer Jr..

The motion passed by a voice vote.

(APPROVED)

The journal from the Special Meeting held on Friday, April 15, 2005 was also adopted at this time.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, thanked Legislators Henry C. Rizzo and Eugene Standifer, Jr. for attending the official flag raising ceremony held earlier in the day. Over the last decade the flag pole on top of the Courthouse has not worked. It has been restored as part of the restoration project and an official flag raising event was held today. The top of the Courthouse is 400 feet above the ground and the flag pole is another 70 feet above that. The steeple jacks great grandfather worked for the original company that installed the flag pole in 1933.

Ms. Shields announced that Jackson County received its 20th environmental award. This came from the Environmental Protection Agency. The ceremony was held in Lexington, Kentucky and she was present to receive the award. It is one more aspect of the environmental program that we have in Jackson County which would not be possible without the support of the County Legislature. She said she appreciates their support.

Finally, the State of the County Address is scheduled to be held on Thursday, April 21, 2005 at noon at the Jackson County Courthouse, 415 E. 12th Street, 2nd floor in the Legislative Assembly Area. She said those wishing to attend can RSVP by calling 881-1224.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3618](#)

AN ORDINANCE repealing Schedule III to Chapter 2, Jackson County Code, 1984, relating to the salary ranges of employees not under the Merit System and enacting, in lieu thereof, one new schedule relating to the same subject for the purpose of establishing the position of COMBAT Program Auditor/Evaluator.

(Anti-Drug Committee - 4th. Perfection)

Bob Spence moved to waive the reading of Ordinances #3622 and #3623. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

The Land Use Committee will have a public hearing regarding Ordinances #3622 and #3623 on Friday, April 22, 2005 at 1:00 P.M. at Fleming Hall.

[3622](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of twenty (20) years to continue operation of a Day Care Center for school age children at the Fire Prairie Middle School on twenty-five (25) ± acres.

(Land Use Committee - 2nd. Perfection)

[3623](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of twenty (20) years to continue operation of a Day Care Center for school age children at the Elm Grove Elementary School on twelve (12) ± acres.

(Land Use Committee - 2nd. Perfection)

[3625](#)

Health and Justice Committee moved to perfect. Consent Agenda.

[3626](#)

Anti-Drug Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

- [15417](#) A RESOLUTION establishing legislative oversight of the Jackson County Office of Human Relations and Citizen Complaints.
(Finance and Audit Committee - 5th. Meeting)
- [15422](#) A RESOLUTION transferring \$117,341.00 within the 2005 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2005 Drug Abuse Resistance Education (DARE) program.
(Anti-Drug Committee - 4th. Meeting)
- [15423](#) A RESOLUTION authorizing the County Executive to execute contracts with certain municipalities within Jackson County for the purpose of funding their 2005 Drug Abuse Resistance Education (DARE) programs at a total cost to the County not to exceed \$1,239,433.00.
(Anti-Drug Committee - 4th. Meeting)
- [15451](#) Land Use Committee moved do pass. Consent Agenda.
- [15453](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [15454](#) Robert A. Stringfield moved the passage of Resolution #15454, commending Gabriel Hendren upon attaining the rank of Eagle Scout. Seconded by Eugene Standifer Jr..
Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence
Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)
- [15455](#) Robert A. Stringfield moved the passage of Resolution #15455, commending Jered Maxon upon attaining the rank of Eagle Scout. Seconded by Eugene Standifer Jr..
Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence
Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)
- [15456](#) Robert A. Stringfield moved the passage of Resolution #15456, commending Burket Jones upon attaining the rank of Eagle Scout. Seconded by Eugene Standifer Jr..
Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence
Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)

[15457](#)

Robert A. Stringfield moved the passage of Resolution #15457, commending Matt Stahl upon attaining the rank of Eagle Scout. Seconded by Eugene Standifer Jr..

Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)

[15458](#)

Robert A. Stringfield moved the passage of Resolution #15458, commending Seth Snyder upon attaining the rank of Eagle Scout. Seconded by Eugene Standifer Jr..

Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)

The Finance and Audit Committee made no recommendation on Resolution #15462.

Dennis Waits, County Legislator, said about a month ago Mr. Stringfield brought attention to this matter. So they met with County Prosecutor, Mike Sanders and County Sheriff, Tom Phillips to discuss the situation. It appears that there will be a funding problem because there are not sufficient funds to hire people in these capacities. Also, it is uncertain how much time this will take on an ongoing basis. The Sheriff has entered into a contract with the support of the Administration to begin working with investigators from the Prosecutor's office and with a retired police officer who has maintained his commission. There will be 80 - 100 registrars each month with whom they will make contact. Some people will be out of state which will make it more difficult. Once we have a handle on this the Sheriff will have a better idea as to what it will cost on an ongoing basis. If there is no motion on this Resolution, then we can move forward with the solution we have in place.

Robert A. Stringfield, County Legislature, commended the Prosecutor, Dennis Waits and Henry Rizzo for working with the Sheriff to address this item. He said the sex offender list was increasing and he heard concerns from neighborhood associations about whether or not the list was accurate. He wanted to make sure that it is the intent of the Legislature to fund this item in next year's budget. He said Jackson County has the most offenders of any county in the State of Missouri. We also have the greatest number that are not in compliance. He commended the Prosecutor, Sheriff, County Legislators Rizzo and Waits for coming up with a short term solution but he wants a long term solution.

Dennis Waits said it is his understanding that citizens concerned about sexual offenders living in their neighborhoods can find this information on the Internet by ZIP Code.

Ken Evans, Public Information Officer, said he would look into it and report back to the Legislature.

[15462](#)

Acknowledging public safety concerns for the citizens of Jackson County regarding issues of noncompliance with the registration requirements of the Sexual Offender Registration program and making recommendations for resources or funding needed to improve registration compliance.

(WITHDRAWN BY SPONSOR STRINGFIELD, CONCURRED BY WAITS AND SHOEMAKER)

[15463](#)

A RESOLUTION authorizing and directing the Jackson County Counselor to enter into an agreement for binding arbitration of the issues and determination of liability arising from any claims that Jackson County may assert for trespass and damage to County park property by an adjacent landowner.

(Land Use Committee - 1st. Meeting)

[15464](#)

Finance and Audit Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3625](#) AN ORDINANCE transferring \$92,488.00 as matching funds and appropriating \$190,928.00 from the unappropriated surplus of the 2005 Grant Fund to accept a grant from the Missouri Department of Public Safety for a program focused on prevention and prosecution of sexual assaults.

(PERFECTED)

[3626](#) AN ORDINANCE transferring \$26,010.00 from the Anti Drug Sales Tax Fund and appropriating \$86,010.00 from the unappropriated surplus of the 2005 Grant Fund for prosecution of firearm crimes and authorizing the County Executive to execute an amendment to the Memorandum of Agreement for Project Safe Neighborhood.

(PERFECTED)

[15451](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of grounds equipment for use by Public Works and Parks and Recreation Departments to John Deere Company of Cary, NC, under the terms and conditions of an existing government contract of the State of Oklahoma.

(ADOPTED)

[15453](#) A RESOLUTION authorizing the Trustees of the Land Trust of Jackson County, Missouri to convey two (2) 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.

(ADOPTED)

[15464](#) A RESOLUTION extending the time for assessment of real and personal property in Jackson County, Missouri, from May 15, 2005, to May 31, 2005.

(ADOPTED)

To perfect Ordinances 3625, 3626. To adopt Resolutions 15451, 15453, 15464.

Dennis Waits moved the passage of the consent agenda. Seconded by Eugene Standifer Jr.. The motion passed by a roll call vote:

Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence
Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15465](#) Dennis Waits moved the passage of Resolution #15465, authorizing the Jackson County Legislature to hold a closed meeting on Monday, April 18, 2005, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. Seconded by Robert A. Stringfield.

Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)

[15466](#) Rhonda L. Shoemaker moved the passage of Resolution #15466, authorizing the County Executive to execute a proposed Intergovernmental Cooperative Agreement with the cities of Blue Springs, Grandview, Independence, Kansas City, and Raytown as a condition precedent to an application for a Justice Assistance Grant from the U.S. Department of Justice in the total amount of \$1,032,422.00 for the purposes stated therein. Seconded by Dennis Waits.

Yes: 6 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 3 - Fred Arbanas, Scott Burnett and Dan Tarwater

(ADOPTED)

[15467](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Park Fund, for various public purposes, at an aggregate cost to the County not to exceed \$89,005.00.

(Finance and Audit Committee)

[15469](#) Nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2006.

(Legislature As A Whole)

Interviews for the Sports Authority as well as the vote will be taken next week.

[15470](#) Nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2008.

(Legislature As A Whole)

[15471](#) Authorizing six (6) month extension of a contract with Sprint Payphone Services, Inc., of Overland Park, KS, for the furnishing of an inmate pay telephone system and services for use by the Corrections Department at no cost to the County.

(Health and Justice Committee)

[15472](#)

Dennis Waits moved the passage of Resolution #15472, authorizing the Jackson County Counselor to settle a claim against US Engineering for a total payment to the County of \$3,500.00. Seconded by Bob Spence.

Yes: 5 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits and Bob Spence

Absent: 4 - Fred Arbanas, Scott Burnett, Dan Tarwater and Rhonda L. Shoemaker

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[05-08](#)

I hereby make the following appointments to the Board of Services for the Developmentally Disabled:

a) James M. White is reappointed for a new term to expire December 31, 2008.

b) Rosetta B. Robins is appointed to fill the vacancy occasioned by the expiration of the term of Leonard Pryor, for a term to expire December 31, 2007.

A copy of the resume of the new appointee is attached.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Dennis Waits asked if the Legislature will vote on anything today as a result of the closed session. Ed Rucker responded yes.

Legislature goes into closes session.

Legislature reconvenes.

Resolution #15472 was adopted at this time. See above for details.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Robert A. Stringfield.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 25, 2005 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.