



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

Monday, April 21, 1997

4:00 PM

Fifteenth 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, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: Lisa White Hardwick

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

John Patrick Burnett moved to approve the journal of the previous meeting held on .
Seconded by Fred Arbanas.

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 the Parks and Recreation Department had its annual volunteer recognition ceremony on Friday, April 18, 1997. There were 775 people who volunteered in Jackson County parks in 1996. They contributed approximately 28,000 hours which is a monetary equivalent of \$278,000.00. She commended the Parks Department for organizing this type of effort and also to the citizens of Jackson County for their willingness to participate.

Katheryn Shields mentioned that this week is Earth Week and tomorrow is Earth Day in Jackson County. On Saturday, April 19, 1997 some County employees participated in a 3 mile Walk for the Environment and had a booth at the Kansas City Zoo. Jackson County is co-sponsoring two other events for Earth Day. On Tuesday, April 22, from 11 a.m. - 1 p.m. the County will participate in "Clean Out Your Files Day". Ms. Shields has issued a challenge to the City of Kansas City to see which entity can recycle the most paper. The loser will fly the winner's flag over their public building. Even though the City is a larger entity, Katheryn Shields believes that Jackson County has a larger dedicated work force to the issue of recycling. She said the press will be present at 12 noon and invited everyone to participate. Then from 5 p.m. - 7 p.m. the Environmental Excellence Campaign and Jackson County are having a reception at the Morgan Gallery in the River Market because the art exhibit is all made from recycled materials.

Resolution #11710 was adopted at this time. See page 4 for details.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2653](#)

Land Use Committee moved to perfect the Land Use Committee Amendment of 4/21/1997.

Fred Arbanas objects to the consent agenda.

[2653](#)

Fred Arbanas moved to perfect the Land Use Committee Substitute of 4/21/1997. Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(PERFECTED)

[2653](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2653. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[2653](#) Fred Arbanas moved the passage of Ordinance #2653 as perfected, repealing Ordinance 2621, dated January 6, 1997, relating to the Uniform Building Code. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Lisa White Hardwick

(ADOPTED)

Fred Arbanas moved to waive the reading of Ordinances #2655 through #2664, #2667 and #2668. 2nd. by Dennis Waits.

Voice Vote.

(APPROVED)

A PUBLIC HEARING WILL BE HELD REGARDING ORDINANCES #2655 THROUGH #2664, #2667 and #2668 ON MAY 12, 1997, AT 2:30 P.M. IN THE INDEPENDENCE LEGISLATIVE ASSEMBLY AREA.

[2655](#) AN ORDINANCE approving a conditional use permit for the construction of a 160-foot monopole commercial communication tower.

[2656](#) AN ORDINANCE approving a conditional use permit to consolidate existing special use permits S-266, S-499, and S-742, pertaining to the quarrying and crushing of rock.

[2657](#) AN ORDINANCE approving a conditional use permit for the construction of commercial communication antennas on an existing building roof.

[2658](#) AN ORDINANCE approving a conditional use permit to operate a bar serving alcoholic beverages.

[2659](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 57.6 + acre tract and approving the preliminary plat "Lawnwood - 6th Plat," creating a nine-lot residential subdivision.

[2660](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 62.07 + acre tract.

[2661](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 9.5 + acre tract.

[2662](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 6 + acre tract.

[2663](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 3.26 + acre tract.

[2664](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from B (Second Dwelling House) to LB-p (Local Business-planned development), a certain 2.3 + acre tract.

[2665](#) Health and Justice Committee moved to perfect. Consent Agenda.

[2667](#) AN ORDINANCE amending the Jackson County Master Plan "Strategy for the Future" with an Area Plan known as "Home at the Lakes."

[2668](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (agricultural district) to LI (light industrial zoning district), a certain 12.12-acre + tract.

[2669](#) Public Works Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2654](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[11689](#) Anti-Drug Committee moved do pass. Consent Agenda.

[11692](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11693](#) Health and Justice Committee moved do pass. Consent Agenda.

[11694](#) Land Use Committee moved do pass. Consent Agenda.

[11696](#) Land Use Committee moved do pass. Consent Agenda.

[11697](#) Carl W. Bussey moved to hold Resolution #11697, until 4/28/1997, nominating a replacement candidate for consideration for appointment to the Jackson County Sports Complex Authority. Seconded by John Patrick Burnett.

The motion passed by a voice vote.

(APPROVED)

[11698](#) Health and Justice Committee moved do pass. Consent Agenda.

[11699](#) Anti-Drug Committee moved do pass. Consent Agenda.

- [11700](#) Land Use Committee moved do pass. Consent Agenda.
- [11701](#) Land Use Committee moved do pass. Consent Agenda.
- [11702](#) Land Use Committee moved do pass. Consent Agenda.
- [11703](#) Land Use Committee moved do pass. Consent Agenda.
- [11704](#) Land Use Committee moved do pass. Consent Agenda.
- [11705](#) Land Use Committee moved do pass. Consent Agenda.
- [11706](#) A RESOLUTION awarding a contract on Bid No. 9-97 for the furnishing of laptop personal computers for use by the Management Information Systems Department to Computer Expo, Inc., of Houston, TX, in the actual amount of \$16,500.00.
- [11709](#) A RESOLUTION recognizing Jerry Mackey for his seven years of service on the Jackson County Sports Complex Authority.
- [11710](#) Dennis Waits moved the passage of Resolution #11710, recognizing Eddie G. Brooks, Sr., upon being selected by VFW magazine as one of the subjects of its cover story, "Vietnam Vets Fought Stereotypes to Achieve Success.". Seconded by John Patrick Burnett.
- Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Lisa White Hardwick

(ADOPTED)

9 CONSENT AGENDA

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

Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Lisa White Hardwick

- [2665](#) AN ORDINANCE appropriating \$37,200.00 from the unappropriated surplus of the 1997 Grant Fund to cover the In School Truancy Prevention Program grant awarded by the City of Kansas City, MO, on a pass-through from the Missouri Department of Public Safety, and the transfer of matching funds.

(PERFECTED)

- [2669](#) AN ORDINANCE authorizing the County Executive to execute a petition for the voluntary annexation of a portion of Hillside Road and all of Cemetery Road by the City of Oak Grove.
(PERFECTED)
- [2654](#) AN ORDINANCE repealing 620., Jackson County Code, 1984, relating to the Compliance Review Officer and enacting, in lieu thereof, one new section relating to the same subject.
(ADOPTED)
- [11689](#) A RESOLUTION authorizing the County Executive and the Prosecuting Attorney to execute an Agreement for Law Enforcement Services with the Cities of Grain Valley, Greenwood, Lake Lotawana, Lone Jack, Buckner, Oak Grove, Levasy, Sugar Creek, Sibley, Blue Springs, Grandview, Independence, Lee's Summit, and Raytown, Missouri, and the Missouri State Highway Patrol, regarding the Jackson County Drug Enforcement Task Force.
(ADOPTED)
- [11692](#) A RESOLUTION extending the time for assessment of real and personal property in Jackson County, Missouri, from May 15, 1997, to May 31, 1997.
(ADOPTED)
- [11693](#) A RESOLUTION awarding a term and supply contract on Bid No. 159- 96 for the furnishing of mattresses, bedding, and linens for use by the Department of Corrections to Pleetoox Textiles of Kansas City, MO (\$14,450.94), Tabb Textiles of Opelika, AL (\$11,907.00), Robinson Textiles of Gardena, CA (\$11,315.50), Textile Sales of Baltimore, MD (\$6,510.00), ICS of Waco, TX (\$4,292.00), Chestnut Ridge Foam of Latrobe, PA (\$2,532.96), Angelica of St. Louis, MO (\$1,125.00), and Harbor Linen of Cherry Hill, NJ (\$42.00) to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$52,175.70.
(ADOPTED)
- [11694](#) A RESOLUTION awarding a term and supply contract on Bid No. 5-97 for the furnishing of pesticides for use by the Parks and Recreation Department to Carso, Inc., of Camargo, IL (\$11,000.00), Terra International, Inc., of St. Joseph, MO (\$7,100.00), United Horticulture Supply of Kansas City, MO (\$4,400.00), and Helena Co. of Lenexa, KS (\$1,500.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$24,000.00.
(ADOPTED)
- [11696](#) A RESOLUTION authorizing the County Executive to execute a permanent easement agreement in favor of Southwestern Bell for construction of an equipment station at Fleming Park.
(ADOPTED)

- [11698](#) A RESOLUTION authorizing the County Executive to execute an agreement with the Missouri Department of Social Services for child autopsy services to be provided by the Medical Examiner's Office.
(ADOPTED)
- [11699](#) A RESOLUTION authorizing the County Executive to execute an agreement with the Boys and Girls Club of Greater Kansas City, for its Delinquency and Youth Violence Prevention Program, at a cost to the County not to exceed \$90,180.00.
(ADOPTED)
- [11700](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 17-97 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.
(ADOPTED)
- [11701](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 11-97 for the furnishing of concessions meats and cheeses for use by the Parks and Recreation Department to L & C Meat Company of Independence, MO (\$15,000), Lady Baltimore of Kansas City, KS (\$15,000), and Sambol Meat Company of Kansas City, KS (\$10,000), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$40,000.00.
(ADOPTED)
- [11702](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 16-97 for the furnishing of concessions drinks and juices for use by the Parks and Recreation Department to Star Distributing of Kansas City, MO (\$8,000.00) and Lady Baltimore of Kansas City, KS (\$2,000.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$10,000.00.
(ADOPTED)
- [11703](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 10-97 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.
(ADOPTED)
- [11704](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 14-97 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 (\$15,000), and Lady Baltimore of Kansas City, KS (\$5,000), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$20,000.00.
(ADOPTED)

[11705](#) A RESOLUTION awarding a term-and-supply contract on Bid No. 12-97 for the furnishing of concessions chips and snacks for use by the Parks and Recreation Department to Lady Baltimore of Kansas City, KS (\$20,000), Wisconsin Bar Brand of Olathe, KS (\$5,000), and Deli Express of Overland Park, KS (\$5,000), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$30,000.00.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2670](#) ORDINANCE appropriating \$8,207.00 from the unappropriated surplus of the 1997 Federal Forfeiture Fund to cover the reappropriation of \$2,627.00 received in 1996 and appropriation of \$5,580.00 received in 1997 from the Federal Government for participation in criminal cases resulting in seized asset forfeitures.

(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11713](#) Dixie M. Flynn moved the passage of Resolution #11713, authorizing the Jackson County Legislature to hold a closed meeting on Monday, April 21, 1997, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of litigation. Seconded by Carl W. Bussey.

Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Lisa White Hardwick

(ADOPTED)

[11714](#) Awarding a term and supply contract on Bid No. 13-97 to Roma Bakery of Kansas City, MO, for the furnishing of concessions bread and pastry snack items for use by the Parks and Recreation Department to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$5,000.00.

(Land Use Committee)

[11715](#) Awarding a term and supply contract on Bid No. 42-97 for the furnishing of office supplies and equipment for use county-wide to Data Essentials of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$135,000.00.

(Finance and Audit Committee)

[11716](#) Awarding a term and supply contract on Bid No. 28-97 for the furnishing of park ranger uniforms for use by the Parks and Recreation Department to Griffey Uniforms of Kansas City, MO (\$17,037.00), R & R Uniforms of Louisville, KY (\$2,455.49), and Western Wear of Independence, MO (\$2,428.05), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$21,920.54.

(Land Use Committee)

- [11717](#) Authorizing payment of \$137,961.00 to the City of Blue Springs from the Blue Springs CURS account to cover the City's reconstruction of R. D. Mize Road over a two-year period.
(Public Works Committee)
- [11718](#) Dixie M. Flynn moved the passage of Resolution #11718, authorizing the County Executive to make application for the Victim Services Volunteer Coordinator Grant from the Missouri Department of Public Safety. Seconded by Dennis Waits.
Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Lisa White Hardwick

(ADOPTED)
- [11719](#) Dennis Waits moved the passage of Resolution #11719, awarding a contract on Bid No. 51-97 for the furnishing of backhoe, tractors, utility vehicles and mowers for use by the Parks and Recreation Department to K. C. Bobcat, Inc., of Blue Springs, MO (\$6,906.06), Mid-America Industrial Equipment Co. of Kansas City, MO (\$33,272.00), Jackson County Implement of Lee's Summit, MO (\$36,641.46), Modern Distributing Co. of Kansas City, MO (\$93,286.38), and Lawn and Leisure of Lee's Summit, MO (\$97,086.00), to provide for departmental needs for the upcoming one-year period, in the actual aggregate amount of \$267,191.90. Seconded by Fred Arbanas.
Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Lisa White Hardwick

(ADOPTED)
- No dissenting vote to consider Resolutions #11720 and #11721 - not on printed agenda.*
- [11720](#) John Patrick Burnett moved the passage of Resolution #11720, proclaiming May 4 through May 10, 1997 as Goodwill Industries Week in Jackson County. Seconded by Dixie M. Flynn.
Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Lisa White Hardwick

(ADOPTED)
- [11721](#) Carl W. Bussey moved the passage of Resolution #11721, declaring Tuesday, April 22, 1997, as Earth Day in Jackson County, and encouraging Jackson County employees to participate in "Clean Out Your Files Day.". Seconded by John Patrick Burnett.
Yes: 7 - Victor E. Callahan, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Lisa White Hardwick

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Dixie M. Flynn, County Legislator, asked to be excused from next week's Legislative meeting as she will be traveling.

Closed meeting to discuss litigation.

Legislature reconvenes.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, April 28, 1997, at 4:00 p.m. in the Legislative Assembly Area, Independence, Missouri.