



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, May 1, 1995

1:00 PM

Eighteenth 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

Fred Arbanas 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.

Fred Arbanas presented a 20 year service pin to Benny C. Inzerillo, an employee in the Building and General Services Department and two 15 year service pins to Susan C. Milligan, an employee in the Family Support Division and to Robert Yarbough, Jr., an employee in the Parks and Recreation Department.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, announced that Dr. Charles L. Newman, the consultant her administration has retained to look at issues concerning overcrowding at the jail, will be at the next legislative meeting, Tuesday, May 9, 1995, to give a report and answer questions.

Katheryn Shields, County Executive, talked to James D. Tindall about his suggestion that the Legislature might want to consider putting together another committee that will meet bi-weekly to discuss and try to solve the problem of jail overcrowding. The committee would include someone from the legislature, judiciary, prosecutor's office, county executive office, probation and parole, etc. She would be committed to try and have the first meeting as early as next week if she can get all the different parties together to come to the meetings which will be held on Monday. This committee will report to the Health and Justice Committee.

Katheryn Shields, County Executive, reported that the county staff was working on physical improvements to the Independence Square Courthouse and that she has obtained a long term commitment from the City of Independence to do their part. Janet Colt, Larry Goldblatt, an architect who has volunteered his time, and Katheryn Shields will tour the Independence Square Courthouse on Wednesday, May 10, 1995, at 10:00 a.m. and the Legislators are invited to attend.

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.

[2401](#)

Anti-Drug Committee moved to perfect the Anti-Drug Committee Amendment of 5/1/1995, to delete the words "1995 matching funds for" after the word "cover", to add the year "1995" after the word "Department's", to delete the words ", and authorizing the Sheriff to execute all documents necessary to accept a grant from the Missouri Department of Public Safety to effect this program" after the word "program." all in the heading, to delete the first paragraph "WHEREAS, the Sheriff has been notified by the Missouri Department of Public Safety that the county has been awarded a grant to fund his Drug Abuse Resistance Education (DARE) program; and,", to delete the words "local matching" after the word "in", to add the words "1995 Drug Abuse Resistance Education (DARE)" after the word "his" on the first page, to delete the words "and, BE IT FURTHER ORDAINED that the Sheriff be and hereby is authorized to execute any and all documents necessary to accept the grant from the Missouri Department of Public Safety" after the figure "\$15,000.00" under the word "TO". Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES[2396](#)

Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

- [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.
- [10785](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [10788](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [10789](#) A RESOLUTION authorizing the Prosecuting Attorney to execute an agreement with Grace United Church for a program entitled, "Street Gang Ministry," with a local match from the County not to exceed \$12,000.00.
- [10790](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [10791](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [10792](#) Land Use Committee moved do pass. Consent Agenda.
- [10793](#) Land Use Committee moved do pass. Consent Agenda.
- [10794](#) Land Use Committee moved do pass. Consent Agenda.
- [10795](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [10796](#) Land Use Committee moved do pass. Consent Agenda.
- [10797](#) Public Works Committee moved do pass. Consent Agenda.
- [10798](#) Finance and Audit Committee moved do pass. Consent Agenda.
- [10799](#) Health and Justice Committee moved do pass. Consent Agenda.
- [10800](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [10801](#) Land Use Committee moved do pass. Consent Agenda.
- [10804](#) Anti-Drug Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

Dennis Waits moved the passage of the consent agenda. Seconded by John Patrick Burnett. 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

[2401](#)

AN ORDINANCE appropriating \$15,000.00 from the unappropriated surplus of the 1995 Anti-Drug Sales Tax Fund to cover the Sheriff's Department's 1995 Drug Abuse Resistance Education (DARE) program.

(PERFECTED)

[2396](#)

AN ORDINANCE appropriating \$14,314.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing the Public Works director to execute Change Order No. 4 to the contract with Superior-Bowen Asphalt Company of Kansas City, MO, for the 1994 Road Rehabilitation Program, Project No. 2296, increasing the contract amount by \$14,313.60.

(ADOPTED)

[10785](#)

A RESOLUTION authorizing the County Executive to execute an Agreement with Bridging the Gap, Inc., to provide for a solid waste audit and assessment of the County's offices and facilities, at a cost of \$10,000.00 and to provide matching funds to a grant from the Mid-American Regional Council Solid Waste Management District to create and operate a rotating weekend recycling center for portions of the County without adequate recycling services, at a cost of \$20,000.00 for a total cost of \$30,000.00.

(ADOPTED)

[10788](#)

A RESOLUTION authorizing the Prosecuting Attorney to execute an Agreement with Don Bosco for a program entitled "5x5 Overnight for Teens," with a local match from the County not to exceed \$19,240.00.

(ADOPTED)

[10790](#)

A RESOLUTION authorizing the Prosecuting Attorney to execute an Agreement with Genesis School for a program entitled "Genesis Communications," with a local match from the County not to exceed \$72,314.00.

(ADOPTED)

[10791](#)

A RESOLUTION authorizing the Prosecuting Attorney to execute an Agreement with YMCA of Greater Kansas City for a program entitled "Bridges Across the Heartland-Americorps," with a local match from the County not to exceed \$30,000.00.

(ADOPTED)

- [10792](#) A RESOLUTION awarding a term and supply contract on Bid No. 9-95 for the furnishing of pesticides for use by the Parks and Recreation Department to Cornbelt Chemical Co. of Kansas City, MO, and United Horticulture Supply of N. Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$22,300.00.
- (ADOPTED)
- [10793](#) A RESOLUTION awarding a contract on Bid No. 46-95 for the reroofing of Shelter #4 at Lake Jacomo for use by the Parks and Recreation Department to Cornell Roofing of Independence, MO, in the actual amount of \$8,886.00.
- (ADOPTED)
- [10794](#) A RESOLUTION awarding a contract on Bid No. 47-95 for the construction of a concrete golf cart path for use by the Parks and Recreation Department at Longview Golf Course to Mid- America Golf and Landscape of Lee's Summit, MO, in the actual amount of \$10,600.00.
- (ADOPTED)
- [10795](#) A RESOLUTION awarding a term and supply contract on Bid No. 26-95 for the furnishing of office furniture for use county-wide to Rainen Business Interiors of North Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$35,000.00.
- (ADOPTED)
- [10796](#) A RESOLUTION awarding a term and supply contract on Bid No. 27-95 for the furnishing of bagged ice for use by the Parks and Recreation Department to Powell Ice of Gardner, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$5,000.00.
- (ADOPTED)
- [10797](#) A RESOLUTION authorizing Change Order No. 6 (Final) to the contract with Max Rieke and Brothers, Inc., for the construction of View High Drive, Project Nos. 2194, 2195, and 2250, decreasing the contract amount by \$76,863.45.
- (ADOPTED)
- [10798](#) A RESOLUTION extending the time for assessment of real and personal property in Jackson County, Missouri, from May 15, 1995, to May 31, 1995.
- (ADOPTED)
- [10799](#) A RESOLUTION awarding a contract on Bid No. 38-95 for the installation in vehicles of emergency equipment for use by the Sheriff's Department to Commenco, Inc., of Kansas City, MO, at a cost not to exceed \$10,000.00.
- (ADOPTED)

[10800](#) A RESOLUTION authorizing the Prosecuting Attorney to execute an Agreement with the Kansas City Youth Court, with a local match from the County not to exceed \$12,500.00.
(ADOPTED)

[10801](#) A RESOLUTION declaring one 1993 John Deere AMT four wheel drive, Serial #W00626X010435, as surplus, and authorizing its disposal by way of a trade-in.
(ADOPTED)

[10804](#) A RESOLUTION transferring \$27,698.00 within the 1995 Anti-Drug Sales Tax Fund, and authorizing the County Executive to execute an Addendum to an Agreement with the Jackson County Drug Enforcement Task Force, at no additional cost to the County.
(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2405](#) Appropriating \$21,713.00 from the unappropriated surplus of the 1995 Grant Fund to cover the Family Court Division's program with Children's Mercy Hospital SAFE-TYES funded by a grant from the United States Department of Health and Human Services.
(Health and Justice Committee)

[2406](#) Appropriating \$9,740.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing total payment of \$9,740.00 to certain property owners for the acquisition of rights-of-way, temporary construction easements, a permanent retaining wall easement, and a permanent drainage easement in settlement of a claim for damages in connection with the Longview Road at Blue Ridge Project No. 2075-3, Tract Nos. 25, 23-1, and 23-2.
(Public Works Committee)

[2407](#) Appropriating \$25,000.00 from the unappropriated surplus of the 1995 County Urban Road System Fund to cover a design change in the Prospect Bridge project.
(Public Works Committee)

[2408](#) Appropriating \$241,857.00 from the unappropriated surplus of the 1995 County Urban Road System Fund and authorizing payment of \$241,857.00 to the City of Blue Springs from the Blue Springs CURS account for use in the City's 1995 road maintenance program.
(Public Works Committee)

[2409](#) Appropriating \$75,000.00 from the unappropriated surplus of the 1995 County Urban Road System Fund to cover the design phase of the Harry S Truman Road west of Byars Road project.
(Public Works Committee)

[2410](#) Appropriating \$7,952.00 from the unappropriated surplus of the 1995 Anti- Drug Sales Tax Fund and authorizing the Jackson County Prosecuting Attorney to execute a First Addendum to 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, to provide for supplemental costs for the 1995 DARE summer camp and 1995 National DARE Conference, at a total cost not to exceed \$7,952.00.

(Anti-Drug Committee)

[2411](#) Appropriating \$3,830.00 from the unappropriated surplus of the 1995 Anti-Drug Sales Tax Fund and authorizing the Jackson County Prosecuting Attorney to execute a First Addendum to 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, to fund the City's Choices Cooperative/Campus Law Enforcement Education Officer program at a cost not to exceed \$3,830.00.

(Anti-Drug Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[10805](#) Fred Arbanas moved the passage of Resolution #10805, accepting the conveyance by Warranty Deed of a 15.81-acre tract of land adjacent to the Little Blue Trace and authorizing the County Executive to create a Warranty Deed in favor of Bell Development, Inc., conveying a 1.87-acre tract of the Little Blue Trace. Seconded by Victor E. Callahan.

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)

[10806](#) Authorizing the County Executive to execute an agreement with the Kansas City Area Development Council for providing a current profile of Jackson County at a cost to the County not to exceed \$15,000.00.

(Finance and Audit Committee)

[10807](#) Authorizing the County Executive to execute a Memorandum of Understanding with Local 96, Service Employees International Union, regarding the terms and conditions of employment of members of its bargaining unit.

(Health and Justice Committee)

[10808](#)

John C. Graham moved the passage of Resolution #10808, commending the Burlington Northern Railroad Company and the National Archives-Central Plains Region for their efforts in commemorating the Fiftieth Anniversary of World War II. Seconded by Victor E. Callahan.

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)

[10809](#)

Authorizing the Chair of the Jackson County Anti-Drug Sales Tax Fiscal Commission to enter into a Grant Agreement with Children's Mercy Hospital for the continuation of the Teams for Infants Endangered by Substance Abuse (TIES) program, in the amount of \$35,000.00, on the recommendation of the Jackson County Anti-Drug Sales Tax Fiscal Commission.

(Anti-Drug Committee)

[10810](#)

Authorizing the Chair of the Jackson County Anti-Drug Sales Tax Fiscal Commission to enter into a Grant Agreement with Children's Mercy Hospital for the continuation of the Safety Assistance in Family Emergencies Teams for Youth Endangered by Substance Abuse program (Safe-TYES) in the amount of \$88,235.00, on the recommendation of the Jackson County Anti-Drug Sales Tax Fiscal Commission.

(Anti-Drug Committee)

[10811](#)

Authorizing the County Executive to make application for the DART (Drug Abatement Response Team) grant from the Missouri Department of Public Safety.

(Anti-Drug Committee)

[10812](#)

Fred Arbanas moved the passage of Resolution #10812, awarding a contract on Bid No. 36-95 for the furnishing of personal water craft for use by the Parks and Recreation Department to Shrout Suzuki of Blue Springs, MO, for rental by the department's patrons. Seconded by John C. Graham.

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)

[10813](#)

Partially rescinding Resolution 10666, dated February 13, 1995, and Resolution 10695 dated February 21, 1995, as to the governmental contracts with Sonny Hill Motors of Platte City, MO, and awarding that part of each contract for the furnishing of one Jeep Cherokee in the amount of (\$19,770.83) and five Jeep Cherokees in the amount of (\$89,572.45) for use by the Parks and Recreation Department to Nevada Auto Mall of Nevada, Missouri, in the actual amount of \$109,343.28.

(Land Use Committee)

[10814](#)

Approving the purchase of twenty outboard motors for use by the Parks and Recreation Department under a state of Iowa government contract at a cost to the County not to exceed \$26,767.00.

(Land Use Committee)

[10815](#)

Awarding a term and supply contract on Bid No. 12-95 for the furnishing of photocopier rental equipment and service for use by various County departments to DeCoursey Business Systems of Overland Parks, KS, and Danka Business Systems of Overland Park, KS, to provide for their needs for the upcoming three-year period, in the estimated aggregate amount of \$470,056.32.

(Finance and Audit Committee)

12 COUNTY EXECUTIVE ORDERS

[95-22](#)

In accordance with Jackson County Code Section 706.1, I hereby promulgate the new Personnel Rule which is attached. This new Rule 17 provides guidelines and responsibilities for personal computer use.

To the extent that Executive Orders or the Personnel Rules previously promulgated are inconsistent herewith, same are rescinded.

This Executive Order shall be effective immediately.

13 UNFINISHED BUSINESS

Fred Arbanas commented on the notification by the Courts of its decision to strike down Ordinance #2111 concerning bookstore business in the unincorporated area and asked for an opinion from the County Counselor.

James Storkamp, County Counselor, explained that it is a very complex area of law and suggested a closed session be held to discuss litigation.

James D. Tindall asked James Storkamp to plan for a closed session.

James D. Tindall asked the Jackson County Sheriff about putting back together a Courthouse Security Committee to address problems and new ideas concerning security.

James D. Anderson, Sheriff, replied that he has some old packets from the first committee that outlines an operational plan and will give each legislator a copy.

James D. Tindall asked that any legislator interested in chairing this committee contact him.

14 NEW BUSINESS

None.

Fred Arbanas moved to hold the next legislative meeting at 12:00 p.m. in Independence.
2nd. by Dixie M. Flynn.

Voice Vote.

(APPROVED)

15 ADJOURNMENT

Dixie M. Flynn moved to adjourn the meeting. Seconded by John Patrick Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until TUESDAY, MAY 9, 1995, AT 12:00 p.m. in the Legislative Assembly Area, Independence, Missouri.

Prepared by mlo