



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

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

Tuesday, May 9, 2006

2:30 PM

Twentieth Regular Meeting

Independence Couthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers

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

1 ROLL CALL

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

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 5/1/2006.
Seconded by Rhonda L. Shoemaker.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Ed Rucker, County Counselor, said Katheryn Shields, County Executive, was attending the annual meeting of the Government Financial Officers Association.

Henry C. Rizzo acknowledged Liz Pruitt, Deputy County Clerk, who has been ill but is back to work. He said everyone was glad to have her back and wish her the best.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3761](#)

Health and Justice Committee moved to perfect. Consent Agenda.

[3763](#) AN ORDINANCE repealing sections 9103. and 9104., Jackson County Code, 1984, relating to Board of Equalization member salary and compensation, and enacting, in lieu thereof, two new sections relating to the same subject.

(Finance and Audit Committee - 1st. Perfection)

[3764](#) AN ORDINANCE enacting Chapter 94, Jackson County Code, 1984, relating to archaeological and architectural cultural resources.

(Finance and Audit Committee - 1st. Perfection)

There will be a public hearing regarding Ordinance #3764 on Monday, May 22, 2006 during the Finance and Audit Committee meeting.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3758](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15850](#) Health and Justice Committee moved do pass. Consent Agenda.

[15862](#) Finance and Audit Committee moved do pass.

Robert A. Stringfield objects to the consent agenda.

[15862](#) Scott Burnett moved the passage of Resolution #15862, transferring \$25,000.00 within the 2006 General Fund to cover an increase to the professional services agreement with Wirken Law Group relating to Open Meetings Act litigation. Seconded by Dennis Waits.

Yes: 7 - Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L.

Shoemaker, Bob Spence and Bob Spence

No: 1 - Robert A. Stringfield

Absent: 1 - Fred Arbanas

(ADOPTED)

[15863](#) Health and Justice Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3761](#) AN ORDINANCE transferring \$12,068.00 within the 2006 General Fund and appropriating \$42,746.00 from the unappropriated surplus of the 2006 Grant Fund for the Coordinated Community Response to Domestic Violence Grant funded by the U.S. Department of Justice.

(PERFECTED)

[3758](#) AN ORDINANCE transferring \$97,223.00 within the 2006 General Fund and appropriating \$202,548.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of a grant from the Missouri Department of Public Safety for a program focused on prevention and prosecution of sexual assaults.

(ADOPTED)

[15850](#) A RESOLUTION authorizing an extension to the Health Care Foundation of Greater Kansas City Forensic Evaluation and Service Specialist Grant awarded to the Family Court to supplement the Child Protection Center program, at no additional cost to the County.

(ADOPTED)

[15863](#) A RESOLUTION awarding a contract for an upgrade to the Sheriff's Office's records management software to Information Technologies, Inc., of St. Louis, MO, at a cost to the County not to exceed \$134,494.00, as a sole source purchase.

(ADOPTED)

To perfect Ordinance 3761. To adopt Ordinance 3758. To adopt Resolutions 15850, 15863.

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

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3765](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette) a certain 10± acre tract.

(Land Use Committee)

[3766](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from A (Agricultural) to RR (Residential Ranchette) a certain 20.7± acre tract and approving the preliminary plat "Faulkenberry Acres," creating a four-lot residential subdivision.

(Land Use Committee)

[3767](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates) a certain 10± acre tract.

(Land Use Committee)

[3768](#) Appropriating \$167,000.00 from the unappropriated surplus of the 2006 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute a cooperative agreement with Swope Health Services in the amount of \$392,000.00 to provide substance abuse treatment and mental health services to clients of the Jackson County Mental Health Court.

(Anti-Drug Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15866](#) Bob Spence moved the passage of Resolution #15866, authorizing payment of \$265,922.62 to the City of Blue Springs from the Blue Springs CURS account to cover costs of the City's road maintenance program. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15867](#) Accepting a transfer of ownership of a Mass Prophylactic Trailer from the Mid America Regional Council, under the Homeland Security Urban Area Security Initiative Fund grant, No. 76320, at no cost to the County.

(Health and Justice Committee)

[15868](#) Bob Spence moved the passage of Resolution #15868, authorizing payment of \$19,096.07 to the City of Sugar Creek from the Sugar Creek CURS account to cover costs of the City's street maintenance program. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15869](#) Bob Spence moved the passage of Resolution #15869, awarding a contract on Bid No. PW 03-2006 for the 2006 Pavement Maintenance Project, Phase 1 (Fly-Ash Base Stabilization), Project No. 3066, to Superior Bowen Asphalt Company, of Kansas City, MO, at an actual cost to the County not to exceed \$228,321.00. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15870](#)

Bob Spence moved the passage of Resolution #15870, awarding a contract on Bid No. PW 04-2006 for the 2006 Pavement Maintenance Project, Phase 2 (Chip Sealing), Project No. 3067, to Vance Brothers, Inc., of Kansas City, MO, at an actual cost to the County not to exceed \$619,265.60. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15871](#)

Bob Spence moved the passage of Resolution #15871, awarding a contract on Bid No. PW 05-2006 for the 2006 Pavement Maintenance Project, Phase 3 (Micro-Surfacing), Project No. 3068, to Vance Brothers, Inc., of Kansas City, MO, at an actual cost to the County not to exceed \$154,403.47. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15872](#)

Bob Spence moved the passage of Resolution #15872, awarding a contract on Bid No. PW 06-2006 for the 2006 Pavement Maintenance Project, Phase 4 (ACOL-Asphalt Concrete), Project No. 3069, to Superior Bowen Asphalt Company, of Kansas City, MO, at an actual cost to the County not to exceed \$192,105.00. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15873](#)

Authorizing the County Executive to execute a permanent drainage easement in favor of the City of Independence, MO, to allow installation, operation, and maintenance of a stormwater transmission main through a portion of the County's Little Blue Trace Park.

(Land Use Committee)

[15874](#)

Bob Spence moved the passage of Resolution #15874, congratulating Hannah Jones upon her extraordinary achievement of earning the highest possible score on the ACT college entrance exam. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15875](#)

Authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the Kansas City Municipal Art Commission for assistance with the artist selection process and consulting services for the Jackson County Public Art program, at a cost to the County not to exceed \$3,000.00.

(Finance and Audit Committee)

- [15876](#) Authorizing the County Executive to execute a Cooperative Agreement with the City of Blue Springs, MO, for the furnishing of road maintenance and snow removal.
(Public Works Committee)
- [15877](#) Transferring \$15,000.00 within the 2006 Grant Fund for the Community Outreach Restitution program funded by the Missouri Department of Social Services.
(Health and Justice Committee)
- [15878](#) Authorizing the County Executive to execute the Mid-America Regional Council Members' Agreement and Written Consent of the Members of Mid-America Regional Council in support of governance changes within the Mid-America Regional Council corporation.
(Finance and Audit Committee)
- [15879](#) Authorizing the Director of the Department of Finance and Purchasing to issue a check in the amount of \$2,000.00 to the City of Kansas City, MO, for the Neighborhoods USA 2006 Homecoming Conference, the 31st annual conference on neighborhood concerns.
(Finance and Audit Committee)
Scott Burnett said he will distribute a brochure next week regarding this conference.
- [15880](#) Authorizing the County Executive to execute a cooperative agreement for the Kansas City Pet Project with Spay and Neuter Kansas City, to provide for spay and neutering services and animal welfare education through a partnership with Kansas City, Missouri Animal Control, AnimalKind, and Wayside Waifs, at an actual cost to the County not to exceed \$100,000.00.
(Health and Justice Committee)
- [15881](#) Awarding a contract for the furnishing of a shelving system for use by the Parks and Recreation Department at the Ft. Osage Education Center to Spacesaver Corporation c/o Automated Business Systems of Lenexa, KS, under the terms and conditions of an existing government contract with the City of Kansas City, MO, at an actual cost to the County not to exceed \$35,471.75.
(Land Use Committee)
- [15882](#) Bob Spence moved the passage of Resolution #15882, congratulating Austin Marlin upon his remarkable accomplishment of earning a complete set of merit badges from the Boy Scouts of America, an extremely rare feat. Seconded by Dennis Waits.
Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence
Absent: 1 - Fred Arbanas

(ADOPTED)

[15883](#)

Authorizing the County Executive to execute Amendment No. 3 to the lease with K.C. Partners for office space for the Public Defender's office, extending the term of the lease for twelve months, and authorizing an additional twelve-month option to extend, at a total cost to the County of \$176,540.04 in 2006.

(Health and Justice Committee)

[15884](#)

Dennis Waits moved the passage of Resolution #15884, congratulating the Independence Youth Court upon its 20th anniversary and extending sincere appreciation for providing educational and counseling services to teen offenders that enable them to overcome burdensome obstacles and pursue more positive roles in the community. Seconded by Scott Burnett.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

Dennis Waits, County Legislator, said he will present this courtesy resolution on Thursday, May 18, 2006. He invited all legislators to attend the ceremony which is scheduled to be held at 5 P.M. at Independence City Hall in the City Council Chambers.

[15885](#)

Bob Spence moved the passage of Resolution #15885, recognizing Azia Alexandria upon receiving the President's Volunteer Service Award from the Prudential Spirit of Community Awards on behalf of the President's Council on Service and Civic Participation. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

Jay Haden, Deputy County Counselor, explained Resolution #15886. He said Dimensional Innovations was retained by Jackson County's architect on the Fort Osage Education Center Project to assist with design specifications for the museum exhibits. This vendor is also highly qualified to construct the exhibits and would like to submit a competitive bid. The County Code has a provision that is designed to make sure that vendors who assist with specifications do not have an edge in getting the contracts by writing the specifications in such a way that only they can bid on them. The architect has assured Jackson County that is not the case. The Code requires the County Legislature to make a finding that if this firm were to be awarded the contract it would be in the best interest of the County. This resolution acknowledges that we hired this firm to assist us but we would still like to see their bid. If the Purchasing Department determines it is the lowest and best bid and the Legislature agrees, an award to this firm would be in the best interest of the County. It allows this firm to continue to participate in the process. The County Legislature can do this now or at the time it awards the contract.

Scott Burnett, County Legislator, said his neighbor went to work for Dimensional Innovations so he will recluse himself from the vote on this matter.

[15886](#)

Dennis Waits moved the passage of Resolution #15886, authorizing the Director of Finance and Purchasing to accept and evaluate a bid from Dimensional Innovations, Inc., for fabrication of interpretive museum exhibits associated with the Fort Osage Education Center. Seconded by Bob Spence.

Yes: 7 - Robert A. Stringfield, Henry C. Rizzo, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Abstain: 1 - Scott Burnett

Absent: 1 - Fred Arbanas

(ADOPTED)

Robert A. Stringfield, County Legislator, said he would be voting against Resolution #15887.

Bob Spence, County Legislator, offered several floor amendments to Resolution #15887 as follows: to delete the word "certified" in the heading, to insert "(with some exceptions)" after the words "photographic identification" in the 4th WHEREAS paragraph, to delete the 5th WHEREAS paragraph. Seconded by Rhonda L. Shoemaker.

Dennis Waits suggested holding this legislation for one week for revisions.

Dennis Waits moved to hold Resolution #15887. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

[15887](#)

Expressing the opposition of the Legislature to Missouri Senate Bill 1014 which requires that voters unnecessarily show federal or Missouri certified photo identification cards at the polls for voter eligibility.

(Legislature As A Whole)

[15888](#)

Scott Burnett moved the passage of Resolution #15888, authorizing the County Executive to execute an agreement with the Broadway Westport Council for funding of the Broadway Corridor Safety Initiative at a cost to the County not to exceed \$1,000.00. Seconded by Dennis Waits.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15889](#)

Authorizing the County Executive to execute agreements with Jason Needham of Kansas City, KS, Jennifer Osborne of Kansas City, KS, Elaina Wendt of Kansas City, MO, and Tiffany M. Lippincott of Albany, MO, to serve as artist mentors for the MyARTS program, at an actual aggregate cost to the County not to exceed \$57,600.00.

(Anti-Drug Committee)

12 COUNTY EXECUTIVE ORDERS

[06-10](#)

I hereby reappoint Manuel S. Perez, Jr., to the COMBAT Commission for a term to expire January 20, 2010.

06-11

I hereby make the following appointments to the Community Mental Health Fund Board of Trustees:

Rochelle Harris, Ph.D., to replace Christopher Cumming, for a term to expire September 30, 2008.

Robbie Makinen, to replace Brenda Phillips, for a term to expire September 30, 2007.

A copy of each resume is attached.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Eugene Standifer, Jr., County Legislator, announced that Seth Slocum passed away. Seth was a member and past President of Plumbers Local Union #8, President of the local's Retiree Association, and secretary of the LEPCI Club. Mr. Standifer said the funeral may be held on Friday and he asked everyone to remember Seth in their prayers.

Scott Burnett, County Legislator, said he will gather information so a resolution can be prepared to honor of Mr. Slocum.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Rhonda L. Shoemaker.

The motion passed by a voice vote.

(APPROVED)

The next legislative meeting is scheduled to be held on Monday, May 15, 2006 at 2:30 P.M. in the Kansas City Legislative Assembly Area.