



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
Ed Growney (4th), Vice-Chairman
John Patrick Burnett (1st), Dennis Waits (3rd),
Mary Lou Smith (5th), Robert E. Hertzog (6th), Silvia Rizzo (1st AL),
Lisa White Hardwick (2nd AL), Fred Arbanas (3rd AL)

Monday, June 6, 1994

1:00 PM

Twenty-Third 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: Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

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 . Seconded by Silvia Rizzo.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2266](#)

AN ORDINANCE approving the use of an easement across a portion of La Benite Park by Griffith Gaming, Inc., and the Branton Family Partnership, L.P., for the purpose of providing ingress to a d egress from a riverboat casino to be docked on the Missouri River.

(Until Court of Appeals decision)

[2297](#) AN ORDINANCE declaring that the Petition for Incorporation of the Town of Summit Ridge meets the requirements of law and ordering the question of the incorporation of the Town be submitted to the voters.

There will be a public hearing at 10:00 a.m. on Monday, June 13, 1994, in the Independence Legislative Assembly Area.

[2299](#) Health and Justice Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2294](#) Consent Agenda.

[2296](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[10312](#) Dennis Waits moved the passage of Resolution #10312, granting a waiver of the residency requirement for non-merit employees for assistant prosecuting attorney Katharine Fincham pursuant to 730 Jackson County Code. Seconded by Silvia Rizzo.

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits and Tom Wyrsh
No: 2 - Ed Growney and Robert E. Hertzog

(ADOPTED)

[10313](#) Dennis Waits moved the passage of Resolution #10313, granting a waiver of the residency requirement for non-merit employees for assistant prosecuting attorney David J. Fry pursuant to 730 Jackson County Code. Seconded by Silvia Rizzo.

Yes: 8 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits and Tom Wyrsh
No: 2 - Ed Growney and Robert E. Hertzog

(ADOPTED)

[10343](#) Congratulating Kevin E. J. Regan as the 1992 recipient of the Lon O. Hocker Award.

Fred Arbanas said he will present this courtesy resolution on July 11, 1994.

[10344](#) Tom Wyrsh moved the passage of Resolution #10344, proclaiming Labor Day, September 5, 1994, as "Try American Day" in Jackson County. Seconded by Dennis Waits.

Yes: 10 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

(ADOPTED)

[10345](#) Public Works Committee moved do pass. Consent Agenda.

[10346](#) Public Works Committee moved do pass. Consent Agenda.

[10347](#) Health and Justice Committee moved do pass. Consent Agenda.

[10348](#) Anti-Drug Committee moved do pass. Consent Agenda.

[10349](#) Public Works Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

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

Yes: 10 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Ed Growney, Tom Wyrsh and Robert E. Hertzog

[2299](#) Appropriating \$50,000.00 from the unappropriated surplus of the 1994 General Fund to cover additional costs of special prosecutors as a result of a 1992 Missouri Supreme Court ruling.

(PERFECTED)

[2294](#) AN ORDINANCE appropriating \$98,750.00 from the unappropriated surplus of the 1994 Anti- Drug Sales Tax Fund to cover the contract with Central Kansas City Mental Health Services approved by Resolution 10275 for the Department of Corrections.

(ADOPTED)

[2296](#) AN ORDINANCE appropriating \$343,402.00 from the unappropriated surplus of the 1994 Anti- Drug Sales Tax Fund to cover the costs of increased staffing within the Department of Corrections.

(ADOPTED)

[10345](#) Authorizing total payment of \$1,820.00 to a certain property owner for the acquisition of a permanent drainage easement in settlement of a claim for damages in connection with the Happy Hollow Culvert Replacement, Project 2308.

(ADOPTED)

[10346](#) Authorizing Change Order No. 1 (Final) to the contract with Irvinbilt Company of Chillicothe, MO, for the Hardsaw Road Bridge Replacement Project #2235, decreasing the contract amount by \$3,981.00.

(ADOPTED)

[10347](#) Awarding a contract on Bid No. 63-94 for the furnishing of self-contained breathing apparatus for use by the Corrections Department to Mine Safety Appliances of Pittsburgh, PA, in the actual amount of \$14,803.80.

(ADOPTED)

[10348](#) Transferring \$40,000.00 within the 1994 Anti-Drug Sales Tax Fund to cover the additional automobile lease expenses for the Jackson County Anti-Drug Task Force.

(ADOPTED)

[10349](#) Authorizing the Director of Public Works to execute an agreement with the Missouri Highway and Transportation Commission for replacement of the Buckner-Tarsney Road Bridge.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[10352](#) Authorizing an increase to the contract with DeCoursey Business Systems, Inc., of Overland Park, KS, for the furnishing of photocopiers, in the amount of \$7,000.00.

(Finance and Audit Committee)

[10353](#) Authorizing Change Order No. 3 to the contract with Max Rieke and Brothers, Inc. for the construction of View High Drive, Project Nos. 2194, 2195, and 2250, increasing the contract amount by \$38,516.85.

(Public Works Committee)

[10354](#) Tom Wyrsh moved the passage of Resolution #10354, adopting the MARC Solid Waste Management District Integrated Solid Waste Management Plan. Seconded by Robert E. Hertzog.

Yes: 9 - Silvia Rizzo, Lisa White Hardwick, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Ed Grownney, Tom Wyrsh and Robert E. Hertzog
Abstain: 1 - Fred Arbanas

(ADOPTED)

[10355](#) Awarding a term and supply contract on Bid No. 68-94 for the furnishing of miscellaneous electrical supplies and tools for use county-wide to Kansas City Electrical Supply of Kansas City, MO, Western Extralite of Kansas City, MO, and Glasco/Summers Electric of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$65,000.00.

(Finance and Audit Committee)

[10356](#) Awarding a contract for the furnishing of VSAM software and enhancements for use by the Management Information Systems Department to Macro 4, Inc., of Parsippany, New Jersey, at a cost to the County not to exceed \$11,448.00, as a sole source purchase.

(Finance and Audit Committee)

[10357](#) Tom Wyrsh moved the passage of Resolution #10357, authorizing total payment of \$27,000.00 to a certain property owner for the acquisition of a temporary easement in settlement of claims for damage in connection with the 85th Street Improvements, Project No. 2139. Seconded by Fred Arbanas.

Yes: 10 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dennis Waits, Ed Grownney, Tom Wyrsh and Robert E. Hertzog

(ADOPTED)

No dissenting vote to consider Resolution #10358 - not on printed agenda.

[10358](#) Ed Grownney moved the passage of Resolution #10358, authorizing the County Executive to execute an Agreement for Public Administrator Services with Platte County, Missouri. Seconded by Silvia Rizzo.

Yes: 9 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Ed Grownney, Tom Wyrsh and Robert E. Hertzog
Absent: 1 - Dennis Waits

(ADOPTED)

[10359](#) With the names Melba Curls, Margaret May and Nelson Thompson added, nominating candidates for appointment to the Jackson County Sports Complex Authority.

(Legislature As A Whole)

No dissenting vote to consider Resolution #10360 - not on printed agenda.

[10360](#)

Ed Growney moved the passage of Resolution #10360, expressing the support of the Legislature for the peace movement in Northern Ireland. Seconded by Tom Wyrsh.

Yes: 9 - Silvia Rizzo, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Ed Growney, Tom Wyrsh and Robert E. Hertzog

Absent: 1 - Dennis Waits

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Tom Wyrsh moved to adjourn the meeting. Seconded by Ed Growney.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 13, 1994, at 12:00 noon in the Jackson County Courthouse, Independence, Missouri.