



# 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)

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Monday, June 5, 2006

2:30 PM

Twenty-Third Regular Meeting

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

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

**1 ROLL CALL**

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

**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 5/24/2006.  
Seconded by Eugene Standifer Jr..

**The motion passed by a voice vote.**

(APPROVED)

**4 HEARINGS**

*Katie Steward, Research Analyst in the Assessment Department, received a 25 year service pin.*

**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*None.*

**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

[3764](#)

AN ORDINANCE enacting Chapter 94, Jackson County Code, 1984, relating to archaeological and architectural cultural resources.

*(Finance and Audit Committee - 4th. Perfection)*

*Fred Arbanas deferred to Rhonda Shoemaker as his son-in-law is involved in the project referred to in Ordinance #3765.*

- [3765](#) Land Use Committee moved to perfect.  
*Dennis Waits objects to the consent agenda.*
- [3765](#) Dennis Waits moved to perfect Ordinance #3765. Seconded by Rhonda L. Shoemaker.  
**The motion passed by a voice vote.** (PERFECTED)
- [3765](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3765.  
Seconded by Eugene Standifer Jr..  
**The motion passed by a voice vote.** (APPROVED)
- [3765](#) Dennis Waits moved the passage of Ordinance #3765 as perfected, 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.  
Seconded by Dan Tarwater.  
Yes: 0  
No: 7 - Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Abstain: 1 - Fred Arbanas  
Absent: 1 - Robert A. Stringfield  
(DEFEATED)
- [3766](#) Land Use Committee moved to perfect.  
*Fred Arbanas objects to the consent agenda.*
- [3766](#) Fred Arbanas moved to perfect Ordinance #3766. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (PERFECTED)
- [3766](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3766.  
Seconded by Bob Spence.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*
- [3767](#) Land Use Committee moved to perfect.  
*Fred Arbanas objects to the consent agenda.*
- [3767](#) Fred Arbanas moved to perfect Ordinance #3767. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (PERFECTED)
- [3767](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3767.  
Seconded by Bob Spence.  
**The motion passed by a voice vote.** (APPROVED)  
*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3768](#) AN ORDINANCE 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 - 3rd. Perfection)*

[3770](#) Health and Justice Committee moved to perfect. Consent Agenda.

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3763](#) Consent Agenda.

*Bob Spence asked when the Legislature will receive the review of the Boards and Commissions.*

*Henry C. Rizzo asked Jay Haden, Deputy County Counselor, to obtain that for the County Legislature.*

[3766](#) Consent Agenda.

[3767](#) Consent Agenda.

[3769](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

None.

## 9 CONSENT AGENDA

[3770](#) AN ORDINANCE appropriating \$8,000.00 from the unappropriated surplus of the 2006 Grant Fund and authorizing the County Executive to execute an Agreement with the Missouri Safety Center in acceptance of the Jackson County Sheriff's Click It or Ticket Overtime Enforcement grant.

(PERFECTED)

[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.

(ADOPTED)

[3766](#) AN ORDINANCE 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.

(ADOPTED)

[3767](#) AN ORDINANCE 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.

(ADOPTED)

[3769](#) AN ORDINANCE appropriating \$147,273.12 from the unappropriated surplus of the 2006 Grant Fund, representing mitigation funds received from Crackerneck, LLC, to be used for restoration and upkeep of a portion of the Little Blue Trace Park.

(ADOPTED)

To perfect Ordinance 3770. To adopt Ordinances 3763, 3766, 3767, 3769.

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

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

Absent: 1 - Robert A. Stringfield

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3772](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette) a certain 5.5± acre tract.

*(Land Use Committee)*

[3773](#) Amending the zoning districts established pursuant to the Unified Development Code by changing from A (Agricultural) to RR-p (Residential Ranchette - Planned Development) a certain 64.6 ± acre tract and approving the preliminary plat "Llewellyn Acres, 2nd Plat," creating an eleven-lot residential subdivision.

*(Land Use Committee)*

[3774](#) Vacating a certain section of right-of-way on Stillhouse Road.

*(Land Use Committee)*

[3775](#) Granting a conditional use permit in District A (Agricultural) for a period of 25 years to continue a coal fly-ash landfill on 170 ± acres and expand the landfill boundary by an additional 44 ± acres for a total of 214 ± acres.

*(Land Use Committee)*

- [3776](#) Bob Spence moved to perfect Ordinance #3776. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (PERFECTED)
- [3776](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3776. Seconded by Dennis Waits.  
**The motion passed by a voice vote.** (APPROVED)
- [3776](#) Bob Spence moved the passage of Ordinance #3776 as perfected, reappropriating \$717,000.00 from the unappropriated surplus of the 2006 Special Road and Bridge Fund for waterline work on the Woods Chapel Road Project, No. 2293. Seconded by Dennis Waits.  
Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Absent: 1 - Robert A. Stringfield  
(ADOPTED)
- [3777](#) transferring \$145,000.00 within the 2006 Public Building Corporation Fund, appropriating \$290,000.00 from the unappropriated surplus of the 2006 Grant Fund, and authorizing the County Executive to execute a modification to a Memorandum of Agreement with the Department of the Interior, National Park Service, in the amount of \$145,000.00 in acceptance of a grant administered through the Lewis and Clark National Historic Trail Division for fabrication of interpretive museum exhibits for the Fort Osage Education Center.  
(Land Use Committee)
- [3778](#) Appropriating \$287,129.00 from the unappropriated surplus of the 2006 Grant Fund and authorizing the County Executive to execute an Agreement with the Missouri Department of Transportation, Highway Safety Division, in acceptance of the Jackson County Sheriff's Office's Traffic Unit grant.  
(Health and Justice Committee)  
  
*Bob Spence, County Legislator, asked to return to Ordinance #3776. He asked that it be taken out of committee (Public Works) and be considered for passage. See page 4 for details.*
- [3779](#) Appropriating \$302,306.00 from the unappropriated surplus of the 2006 General Fund to cover the cost of salary increases within the Prosecuting Attorney's office.  
(Legislature As A Whole)

**11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE**

- [15905](#) Acknowledging Beverly Pendelton for the many contributions she has made during her thirty-two years of service with the Jackson County Family Court .  
*(Legislature As A Whole)*  
*(hold until June 19, 2006)*
- [15906](#) Acknowledging James B. Merritt for the many contributions he has made during his twenty-six years of service with the Jackson County Family Court .  
*(Legislature As A Whole)*  
*(hold until June 19, 2006)*
- [15907](#) Authorizing the County Executive to execute a Road Maintenance Agreement with the City of Buckner, MO, for 2006 and 2007 road maintenance and repair.  
*(Public Works Committee)*
- [15908](#) 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.  
*(Finance and Audit Committee)*
- [15909](#) Authorizing the County Executive to execute an Agreement with Pan Educational Institute for Initial Standardized Assessment Protocol software training and technical assistance, at a cost to the County not to exceed \$34,000.00.  
*(Anti-Drug Committee)*
- [15910](#) Authorizing the County Executive to execute an Agreement with Pan- Educational Institute for event planning and coordination services in connection with the annual COMBAT Drug Awareness Picnic, at a cost to the County not to exceed \$13,000.00.  
*(Anti-Drug Committee)*
- [15911](#) Dan Tarwater moved the passage of Resolution #15911, authorizing the County Executive to execute an Agreement with Joycelyn Tucker Burgo for event planning services in connection with the 2006 COMBAT Information and Effectiveness Fair, at a cost to the County not to exceed \$4,200.00. Seconded by Scott Burnett.  
Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Absent: 1 - Robert A. Stringfield

(ADOPTED)

[15912](#) Dan Tarwater moved the passage of Resolution #15912, authorizing the County Executive to execute an Agreement with Michele Lahr for program development services in connection with the Mother's Guide to Raising Sons program, at a cost to the County not to exceed \$4,950.00. Seconded by Eugene Standifer Jr..

Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence  
Absent: 1 - Robert A. Stringfield

(ADOPTED)

[15913](#) Authorizing the County Executive to execute an Agreement with Dr. Jacob Gordon of Shawnee, KS, to provide training services to COMBAT prevention and treatment providers, at a cost to the County not to exceed of \$4,000.00.

*(Anti-Drug Committee)*

[15914](#) Authorizing the County Executive to execute an Agreement with Boulden Consulting, LLC, for the development of the drug treatment logic model and DARE outcomes training, at a cost to the County not to exceed of \$9,000.00.

*(Anti-Drug Committee)*

[15915](#) Authorizing and directing the Office of the County Counselor to institute condemnation proceedings as to certain tracts of land required for the 85th Street and Troost Avenue Project, No. 2407.

*(Public Works Committee)*

[15916](#) Consenting to a sublease arrangement between Truman Medical Center, Inc., and Walgreens Pharmacy, at no cost to the County.

*(Health and Justice Committee)*

[15917](#) Authorizing the County Executive to execute rights of way, a temporary construction easement, and a permanent drainage easement in favor of the City of Lee's Summit, MO, for the Woods Chapel Road Improvement Project.

*(Public Works Committee)*

**12 COUNTY EXECUTIVE ORDERS**[06-12](#)

I hereby reappoint Ruth Wright to the Board of Equalization for a term to expire June 1, 2007.

**13 UNFINISHED BUSINESS**

Dan Tarwater asked for an update on the study being performed by Maximus regarding Indirect Costs.

Jay Haden said he would ask Troy Thomas, Chief Financial Officer, to give a report to the County Legislature.

Dennis Waits, County Legislator, referred to an article in the County Charter, the legislative newsletter. He read the article which said that Bob Spence's future aspiration is "to live long enough to become a burden to his children." One of his children believes he has already done this. He congratulated Bob on accomplishing his goal.

Fred Arbanas, County Legislator, commented that Bob's photo in the newsletter looked younger and he was smiling.

Dennis Waits said perhaps the photo was from the high school yearbook.

Fred Arbanas said Bob Spence's accounting background has benefited the County and the community since he has served on the County Legislature. Bob has done an outstanding job by looking at the numbers and evaluating the programs. Fred said even though he does not always agree with Bob, he has been valuable to the County and the County Legislature during budget time. He thanked Theresa Garza for writing the article. He thanked Bob for bringing his professional background to Jackson County.

Bob Spence said they do not always have to agree, they just need to be able to discuss.

Scott Burnett asked if Bob Spence would be able to act as Chairman sometime this year.

Henry C. Rizzo said he would make it happen.

**14 NEW BUSINESS**

None.

**15 ADJOURNMENT**

Dennis Waits moved to adjourn the meeting. Seconded by Dan Tarwater.

**The motion passed by a voice vote.**

(APPROVED)

*The next legislative meeting is scheduled to be held on Monday, June 12, 2006 at 2:30 P.M. at the Independence Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*