



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

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

Monday, January 26, 2004

2:30 PM

Fourth Regular Meeting

Independence Annex, 308 W. Kansas, Ground Floor, Legislative Chambers

Scott Burnett, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits and Bob Spence
Absent: Rhonda L. Shoemaker

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 1/20/2004.
Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said this year she was asked to be the honorary Chair of Kansas City's American Heart Walk on June 12, 2004. The American Heart Walk promotes physical activity and heart-healthy living in a fun family environment. It is to raise funds to fight America's No. 1 and No. 3 killers - heart disease and stroke. Proceeds from this event and the "Go Red for Women" campaign will go to fund lifesaving research. Jackson County has agreed to participate and raise \$20,000.00. This is achievable by having 200 walkers and each walker raising \$100 in pledges. Employees will be receiving information about how to get involved and there will be team captains from each department. Local sponsors include Humana and Truman Medical Center as well as other corporate and government participants. Again, the American Heart Walk is scheduled for June 12, 2004 at Mill Creek Park located at 47th and Broadway.

She was pleased to report that requests for tax rebate applications for low income seniors continues to increase. Last week the number had tripled to over 1,800 and this week the total is 2,055. The average refund for the Missouri Circuit Breaker is \$450. So assuming 2,055 people qualify for the average refund, this means almost \$925,000 for Jackson County seniors. Katheryn said she was proud of the program and very pleased with the results.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3459](#) AN ORDINANCE granting a conditional use permit in District A (Agricultural) for a period of seven (7) years to operate a kennel, subject to conditions, as to certain 10 ± acre tract of land.

(Land Use Committee - 2nd. Perfection)

The Land Use Committee will have a public hearing regarding Ordinance #3459 on Monday, February 2, 2004 at 2:00 p.m. in the Kansas City Legislative Assembly Area.

[3461](#) Anti-Drug Committee moved to perfect. Consent Agenda.

[3462](#) Health and Justice Committee moved to perfect. Consent Agenda.

[3463](#) AN ORDINANCE repealing sections 9056., 9057., and 9058., Jackson County Code, 1984, relating to the Housing Resources Commission, and enacting, in lieu thereof, two new sections relating to the same subject.

(Finance and Audit Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3458](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[14834](#) A RESOLUTION appointing Marshall & Ilsley Trust Co., N. A., as Trustee of the Jackson County, Missouri Employees' Pension Plan and Commerce Bank and UMB Bank as investment managers of the Plan's assets.

(Finance and Audit Committee - 5th. Meeting)

[14854](#) A RESOLUTION congratulating St. Luke's Hospital upon its receipt of the U.S. Department of Commerce's 2003 Malcolm Baldrige National Quality Award for health care.

(Legislature As A Whole - 3rd. Meeting)

Bob Spence, County Legislator, said this courtesy resolution (Resolution #14854) will be presented on Monday, February 2, 2004.

[14868](#) Land Use Committee moved do pass. Consent Agenda.

[14869](#) Anti-Drug Committee moved do pass. Consent Agenda.

[14870](#) Public Works Committee moved do pass. Consent Agenda.

[14871](#) Public Works Committee moved do pass. Consent Agenda.

[14872](#) Anti-Drug Committee moved do pass. Consent Agenda.

[14874](#) Finance and Audit Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3461](#) AN ORDINANCE partially rescinding Resolution 14423, dated January 6, 2003, reappropriating \$195,739.00 from the unappropriated surplus of the 2004 Anti-Drug Sales Tax Fund, and authorizing the County Executive to execute a contract with the City of Lee's Summit, Missouri, for the purpose of funding its 2002-2004 Drug Abuse Resistance Education (DARE) program, at a cost to the County not to exceed \$361,738.78.

(PERFECTED)

[3462](#) AN ORDINANCE appropriating \$29,195.00 from the unappropriated surplus of the 2004 Health Fund and authorizing the Director of the Department of Finance to issue a check in the amount \$29,194.38 to the Mid-America Regional Council as a pass-through of funds received from the Missouri Emergency Response Commission.

(PERFECTED)

[3458](#) AN ORDINANCE appropriating \$368,087.00 from the unappropriated surplus of the 2004 Grant Fund to cover the Family Court Division's Truancy Court Project.

(ADOPTED)

- [14868](#) A RESOLUTION awarding a term and supply contract on Electronic Solicitation No. BB200396 for the furnishing of pesticides for use by the Parks and Recreation Department to Helena Chemical of Lenexa, KS (\$31,710.35) and Vegetation Management Supply of Kansas City, KS (\$7,585.40), to provide for departmental needs for the upcoming one year period, in the estimated aggregate amount of \$39,295.75.
(ADOPTED)
- [14869](#) A RESOLUTION transferring \$73,000.00 within the 2004 Anti-Drug Sales Tax Fund to cover funding for the Sheriff's Office's 2004 Drug Abuse Resistance Education (DARE) program.
(ADOPTED)
- [14870](#) A RESOLUTION authorizing the County Executive to execute a Service Contract with the Kansas City Area Transportation Authority, to provide weekday commuter express bus service between certain cities in eastern Jackson County and downtown Kansas City, Missouri, at an actual cost to the County of \$50,000.00.
(ADOPTED)
- [14871](#) A RESOLUTION awarding a term and supply contract on Electronic Solicitation No. BB200393 for the rental of portable toilets for use by the Public Works and Parks and Recreation Departments to Deffenbaugh Industries d/b/a Johnny On The Spot of Shawnee, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$70,750.00.
(ADOPTED)
- [14872](#) A RESOLUTION authorizing the County Executive to execute contracts with certain municipalities within Jackson County for the purpose of funding their 2003-2004 Drug Abuse Resistance Education (DARE) or similar anti-drug programs, at a total cost to the County not to exceed \$815,500.00.
(ADOPTED)
- [14874](#) A RESOLUTION approving the 2004-05 Jackson County Assessment and Equalization Maintenance Plan.
(ADOPTED)
- To perfect Ordinances 3461, 3462. To adopt Ordinance 3458. To adopt Resolutions 14868, 14869, 14870, 14871, 14872, 14874.
- Fred Arbanas moved the passage of the consent agenda. Seconded by Dan Tarwater.
The motion passed by a roll call vote:
- Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits and Bob Spence
Absent: 1 - Rhonda L. Shoemaker

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [14875](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's General Fund, for various public purposes, at an aggregate cost to the County not to exceed \$125,000.00.
(Finance and Audit Committee)
- [14876](#) Authorizing the County Executive to enter into an agreement with the Soil and Water Conservation District of Jackson County to provide education and information on soil and water conservation at a cost to the County not to exceed \$19,092.00.
(Public Works Committee)
- [14877](#) Authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide for a recreational and athletic program through the Guadalupe Center at a cost to the County not to exceed \$15,000.00.
(Land Use Committee)
- [14878](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Park Fund, for various public purposes, at an aggregate cost to the County not to exceed \$64,005.00.
(Land Use Committee)
- [14879](#) Authorizing the County Executive to execute a cooperative agreement with the Mid-America Regional Council for its Government Innovations Forum to provide increased efficiency and effectiveness of local government services, at a cost to the County not to exceed \$6,555.00.
(Finance and Audit Committee)
- [14880](#) Authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Health Fund, for various public purposes, at an aggregate cost to the County not to exceed \$1,495,672.00.
(Health and Justice Committee)
- [14881](#) Authorizing the County Executive to execute a Cooperative Agreement with the Mid-America Regional Council to provide services under the Older Americans Act and provide staff to plan and monitor aging programs at a cost to the County not to exceed \$23,501.00.
(Health and Justice Committee)
- [14882](#) Authorizing the County Executive to execute a cooperative agreement with the Mid-America Regional Council for its base operating expenses to provide a variety of services to the citizens of Jackson County and to the County itself, at a cost to the County not to exceed \$63,884.00.
(Finance and Audit Committee)

[14883](#) Authorizing the County Executive to execute agreements with the Mid-America Regional Council to subcontract with certain outside agencies funded by the County's Health Fund, for various public purposes, at an aggregate cost to the County not to exceed \$190,350.00.

(Health and Justice Committee)

[14884](#) Authorizing the County Executive to execute an agreement with United Inner City Services, to provide funding in the areas of emergency assistance, youth services, and day camp, at a cost to the County not to exceed \$76,180.00.

(Health and Justice Committee)

[14885](#) Authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide hazardous materials emergency response planning at a cost to the County not to exceed \$7,105.00.

(Health and Justice Committee)

[14886](#) Authorizing the County Executive to execute an agreement with Operation Breakthrough, to provide funding for tutoring and after-school and summer programs, at a cost to the County not to exceed \$47,064.00.

(Health and Justice Committee)

[14887](#) Authorizing the County Executive to execute an agreement with the University of Missouri Extension Council of Jackson County to assist in providing secretarial salaries, office facilities, telephone, postage, travel, equipment, printing, and supplies to support extension staff in programs and services for citizens of Jackson County, at a cost to the County not to exceed \$191,002.00.

(Land Use Committee)

[14888](#) Authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide a variety of programs and services to the aging community at a cost to the County not to exceed \$101,500.00.

(Health and Justice Committee)

[14889](#) Awarding a (12) twelve-month term and supply contract on Electronic Solicitation No. BB200399 for the furnishing of laundry chemicals and service for use by the Corrections Department to Ecolab, Inc., of St. Paul, MN, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$16,000.00.

(Health and Justice Committee)

[14890](#) Authorizing the purchase of proprietary beer for resale by the Parks and Recreation Department at its concessions operations from County Beverage Company of Lee's Summit, MO (\$60,000.00), Miller High Life Sales of Kansas City, MO (\$15,000.00), and Big Sky Distributors of Kansas City, MO (\$15,000.00), at an estimated aggregate cost to the County not to exceed \$90,000.00.

(Land Use Committee)

[14891](#)

Ronald E. Finley moved the passage of Resolution #14891, authorizing the Jackson County Legislature to hold a closed meeting on Monday, January 26, 2004, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of legal actions, causes of action, and/or litigation, and closing all records prepared for discussion at said meeting.

Seconded by Dan Tarwater.

Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits and Bob Spence

Absent: 1 - Rhonda L. Shoemaker

(ADOPTED)

No dissenting vote to consider Resolutions #14892 and #14893 - not on printed agenda.

[14892](#)

Bob Spence moved the passage of Resolution #14892, authorizing the County Executive to execute a temporary easement in favor of the City of Kansas City, Missouri, in connection with the Little Blue Trace Park, to allow the construction of a temporary bridge on Little Blue Road across the Little Blue River. Seconded by Fred Arbanas.

Yes: 7 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Scott Burnett, Ronald E. Finley, Dennis Waits and Bob Spence

Absent: 1 - Rhonda L. Shoemaker

(ADOPTED)

[14893](#)

Dan Tarwater moved the passage of Resolution #14893, authorizing the Director of the Department of Finance to issue a check in the amount of \$482,800.00, made payable to the Circuit Court Administrator of Jackson County, regarding a dispute between the Jackson County Election Board and its landlord, Tri-City Baptist Church, over the lease/purchase of the premises located at 215 N. Liberty in Independence, Missouri. Seconded by Bob Spence.

Yes: 4 - Fred Arbanas, Scott Burnett, Scott Burnett and Bob Spence

Abstain: 3 - Robert A. Stringfield, Ronald E. Finley and Dennis Waits

Absent: 1 - Rhonda L. Shoemaker

(DEFEATED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

Ken Evans, Public Information Officer, passed out a report to the Legislature regarding the televising and webcasting of the County Legislative Meetings. He said he would go over the report at next week's meeting.

14 NEW BUSINESS

Legislature goes into closed session.

Legislature reconvenes.

Resolution #14893 was adopted at this time. See above for details.

15 ADJOURNMENT

Ronald E. Finley moved to adjourn the meeting. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, February 2, 2004 at 2:30 p.m. in the Kansas City Legislative Assembly Area.