



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
Victor E. Callahan (1st AL), Vice-Chairman
John Patrick Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),
Dixie M. Flynn (5th), John C. Graham, Sr. (6th),
Lisa White Hardwick (2nd AL), Fred Arbanas (3rd AL)

Tuesday, September 3, 1996

1:00 PM

Thirty-fourth 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

Victor E. Callahan moved to hold the approval of the journal until next week. 2nd. by Dan Tarwater.
Voice Vote. (APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2562](#)

Victor E. Callahan moved to send back to committee Ordinance #2562, enacting 1328., Jackson County Code, 1984, relating to the compensation of jurors. Seconded by John Patrick Burnett.

The motion passed by a voice vote. (APPROVED)

[2576](#) Health and Justice Committee moved to perfect. Consent Agenda.

Ordinances #2577 through #2580 are being held in committee pending a public hearing scheduled to be held on Monday, September 9, 1996 at 1:00 p.m. in the Independence Legislative Assembly Area.

[2577](#) AN ORDINANCE setting the 1996 Jackson County Community Mental Health Fund Levy.

[2578](#) AN ORDINANCE setting the 1996 Jackson County Board of Services for the Developmentally Disabled (Sheltered Workshop) Levy.

[2579](#) AN ORDINANCE setting the 1996 Jackson County, Missouri, tax levy.

[2580](#) AN ORDINANCE setting the 1996 merchants and manufacturers' inventory replacement tax levy.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[11385](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11386](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11393](#) Anti-Drug Committee moved do pass. Consent Agenda.

[11394](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11395](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11396](#) Land Use Committee moved do pass. Consent Agenda.

[11397](#) Public Works Committee moved do pass. Consent Agenda.

[11398](#) Public Works Committee moved do pass. Consent Agenda.

[11399](#) Health and Justice Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

Dennis Waits moved the passage of the consent agenda. Seconded by Victor E. Callahan. 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

[2576](#)

AN ORDINANCE appropriating \$2,188.00 from the unappropriated surplus of the 1996 Grant Fund to cover the Gender Specific Female Juvenile Offender Training grant for the Family Court funded by the Missouri Department of Public Safety.

(PERFECTED)

[11385](#)

A RESOLUTION authorizing the Director of the Department of Finance to make additional payments in an amount not to exceed \$583.35, for a new total not to exceed \$192,423.07, required in 1996 by the Kansas City Election Board's lease with the Corrigan Building Corp.

(ADOPTED)

[11386](#)

A RESOLUTION awarding a contract for the leasing of computer software for use by the Management Information Systems Department to Altai Software, Inc., of Arlington, TX, at a cost to the County not to exceed \$8,472.00, as a sole source purchase.

(ADOPTED)

[11393](#)

A RESOLUTION authorizing the County Executive to execute an agreement with University of Missouri-Kansas City, for the Addictions Training Center, at a cost to the County not to exceed \$150,000.

(ADOPTED)

[11394](#)

A RESOLUTION awarding a contract for the maintenance of the Records Department's indexing software to Government Systems, Inc., of Dallas, TX, at a cost to the County not to exceed \$8,085.00, as a sole source purchase.

(ADOPTED)

[11395](#)

A RESOLUTION awarding a contract for the maintenance of the Management Information Systems Department's Dynam software to Computer Associates International of Islandia, New York, at a cost to the County not to exceed \$6,763.50, as a sole source purchase.

(ADOPTED)

- [11396](#) A RESOLUTION awarding a term and supply contract on Bid No. 98-96 for the furnishing of golf course equipment and accessories for use by the Parks and Recreation Department to Outdoor Equipment Co. of Grandview, MO, and Lesco, Inc., of Rock River, OH, to provide for their needs for the upcoming one-year period, in the estimated aggregate amount of \$15,000.00.
- (ADOPTED)
- [11397](#) A RESOLUTION awarding a term and supply contract on Bid No. 84-96 for the furnishing of Chevrolet automobile O.E.M. parts for use by various County departments to Heartland Chevrolet of Liberty, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$8,250.00.
- (ADOPTED)
- [11398](#) A RESOLUTION awarding a term and supply contract on Bid No. 83-96 for the furnishing of Chevrolet truck O.E.M. parts for use by various County departments to Heartland Chevrolet of Liberty, MO, to provide for their needs for the upcoming one-year period, in the estimated amount of \$8,250.00.
- (ADOPTED)
- [11399](#) A RESOLUTION approving a group dental plan and rates as a County-provided benefit.
- (ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

- [2581](#) Approving a conditional use permit for the operation of a 258-ft. (250-ft. guyed tower, 8-ft. lightning rod) above ground commercial communication tower as to a certain 2.55 + acre tract.
- (Land Use Committee)*
- [2582](#) Approving a conditional use permit for the operation of a 128-ft. (120-ft. monopole tower, 8-ft. lightning rod) above ground commercial communication tower as to a certain 0.30 + acre tract.
- (Land Use Committee)*

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [11400](#) Dennis Waits moved the passage of Resolution #11400, authorizing the Jackson County Legislature to hold a closed meeting on Tuesday, September 3, 1996, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of litigation. 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)

- [11401](#) Awarding a term and supply contract on Bid No. 94-96 for the furnishing of water treatment services for use by the Facilities Management Department to Western Water Management, Inc., of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$8,220.00.
(Finance and Audit Committee)
- [11402](#) John C. Graham moved the passage of Resolution #11402, congratulating W. Ferrell Shuck upon being inducted into the Missouri Press Association Hall of Fame. Seconded by Dixie M. Flynn.
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)
- [11403](#) Authorizing total payment of \$690.00 to a certain property owner for the acquisition of a right-of-way and temporary construction easement in settlement of a claim for damages in connection with the Bonehill Culvert Replacement, Project No. 2333.
(Public Works Committee)
- [11404](#) Authorizing total payment of \$725.00 to certain property owners for the acquisition of a right-of-way and temporary construction easement in settlement of a claim for damages in connection with the Bonehill Culvert Replacement, Project No. 2333.
(Public Works Committee)
- [11405](#) Authorizing total payment of \$1,230.00 to certain property owners for the acquisition of permanent drainage and temporary construction easements in settlement of a claim for damages in connection with the Bonehill Culvert Replacement, Project No. 2333.
(Public Works Committee)
- [11406](#) Authorizing total payment of \$2,160.00 to certain property owners for the acquisition of a permanent drainage easement in settlement of a claim for damages in connection with the Fields Road Bridge Improvement, Project No. 2314.
(Public Works Committee)
- [11407](#) Authorizing total payment of \$2,270.00 to a certain property owner for the acquisition of a permanent drainage easement in settlement of a claim for damages in connection with the Fields Road Bridge Improvement, Project No. 2314.
(Public Works Committee)
- [11408](#) Authorizing total payment of \$1,090.00 to certain property owners for the acquisition of a permanent drainage easement in settlement of a claim for damages in connection with the Fields Road Bridge Improvement, Project No. 2314.
(Public Works Committee)

[11409](#) Transferring \$93,112.00 within the 1996 General Fund to cover the cost of a transition team to assist with modifications changes to the Jackson County Detention Center complex.

(Health and Justice Committee)

No dissenting vote to consider Resolutions #11410 through #11412 - not on printed agenda.

[11410](#) John Patrick Burnett moved the passage of Resolution #11410, awarding a term and supply contract on Bid No. 111- 96 for the furnishing of armored car service for use by various county departments to PSI Armored, Inc., of Topeka, KS, to provide for their needs for the upcoming one-year period, in the estimated amount of \$21,069.00. 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)

[11411](#) Victor E. Callahan moved the passage of Resolution #11411, authorizing the Jackson County Counselor to settle a lawsuit styled James Davis v. Jackson County, Missouri, Case No. CV95-14459 pending in the Circuit Court of Jackson County, Missouri, at Kansas City, for a total payment of \$24,500.00. Seconded by Dan Tarwater.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall and John C. Graham

No: 1 - Dixie M. Flynn

Absent: 1 - Dennis Waits

(ADOPTED)

[11412](#) Victor E. Callahan moved the passage of Resolution #11412, authorizing the Jackson County Counselor to settle a lawsuit styled In the Matter of the Estate of Leonore Ritter, Maurice A. Ritter v. Frank Murphy and Fidelity and Deposit Company of Maryland, Case No. PR95-031982-03 pending in the Circuit Court of Jackson County, Missouri, at Independence, Probate Division, for a total payment of \$17,700.00. Seconded by Dan Tarwater.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, James D. Tindall, James D. Tindall, Dixie M. Flynn and John C. Graham

Absent: 1 - Dennis Waits

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[96-20](#) I hereby reappoint Victor D. Gragg to the Jackson County Mid-Continent Library Board for a term to expire June 30, 2000.

[96-21](#) I hereby reappoint Dan Bunch to the Jackson County Industrial Development Authority for a term to expire July 28, 2002.

[96-22](#) I hereby reappoint William J. Beemer to the Jackson County Plan Commission for a term to expire December 31, 1999.

[96-23](#) I hereby reappoint Fred Arbanas to the Jackson County Little Blue Valley Sewer District Board for a term to expire December 31, 1996.

[96-24](#) I hereby reappoint Dennis Waits to the Jackson County Little Blue Valley Sewer District Board for a term to expire December 31, 1996.

[96-25](#) I hereby appoint Dixie Flynn to the Jackson County Little Blue Valley Sewer District Board to fill a vacant position occasioned by the resignation of Lisa White Hardwick, for a term to expire December 31, 1996.

13 UNFINISHED BUSINESS

Closed meeting to discuss litigation.

The Legislature reconvenes. Resolutions #11411 and #11412 were adopted at this time. See above for detail.

14 NEW BUSINESS

None.

15 ADJOURNMENT

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

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, September 9, 1996 at 1:00 p.m. in the Legislative Assembly Area, Independence, Missouri.