



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

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

Monday, October 13, 1997

4:00 PM

Thirty-ninth Regular Meeting

Independence Legislative Assembly Area, Independence, Missouri

Victor E. Callahan, 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,
Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: Carl W. Bussey

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 . Seconded
by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

*Katheryn Shields, County Executive, presented a 10 year service pin to Carole Lane,
Occupancy Coordinator in the Assessment Department.*

*Victor E. Callahan, Chairman, presented a 25 year service pin to Mary Onka, an
employee in the Collections Department.*

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2735](#)

AN ORDINANCE appropriating \$35,711.00 from the unappropriated surplus of the 1997
Grant Fund to cover the Aftercare Concentrated Treatment Grant funded by the Missouri
Department of Social Services and the transfer of matching funds.

John Patrick Burnett assumed the Chair.

[2737](#)

Victor E. Callahan moved to reassign Ordinance #2737 to the Land Use Committee, amending the Jackson County Master Plan "Strategy for the Future" by changing the road classification of Borgman Road from "collector" to "local.". Seconded by Dixie M. Flynn.

The motion passed by a voice vote.

(APPROVED)

Victor E. Callahan resumes the Chair.

Fred Arbanas moved to waive the reading of Ordinances #2738 - #2741. 2nd by Dan Tarwater.

Voice Vote.

(APPROVED)

[2738](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 5 + acre tract.

[2739](#)

AN ORDINANCE approving a conditional use permit for the operation of a bed and breakfast inn, as to a certain 5 + acre tract.

[2740](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 65.7 + acre tract and approving the preliminary plat "Breezy Meadows - 2nd Plat," creating an 11-lot residential subdivision.

[2741](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 10 + acre tract.

THERE WILL BE A PUBLIC HEARING ON ORDINANCES #2737 - #2741 ON MONDAY, OCTOBER 27, 1997 AT 3:00 P.M. IN THE INDEPENDENCE LEGISLATIVE ASSEMBLY AREA.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[11901](#) Public Works Committee moved do pass the Public Works Committee Amendment of 10/13/1997, to delete the words "cover maintenance costs for the City's 1997 street and road maintenance program" and insert the words "reimburse the City for certain costs incurred in the Little Blue Expressway Project", after the word "to" in the heading; to delete the words "cover maintenance costs for its 1997 street and road maintenance program" and insert the words "reimburse the City for certain costs incurred in the Little Blue Expressway Project;" after the word "to" in the first paragraph; to insert the words "by Resolution 11590, dated February 3, 1997," after the word "WHEREAS", to delete the word "finds" and insert the word "found" after the word "Legislature", to delete the words "the street and road maintenance" and insert the word "this" after the word "that", to delete the words "proposed by the City will" and insert the word "would" after the word "project", all in the second paragraph; to delete the words "for use in the City's 1997 street and road maintenance program" and insert the words "to reimburse the City for certain costs incurred in the Little Blue Expressway Project" after the word Independence in the third paragraph. Consent Agenda.

[11902](#) Public Works Committee moved do pass. Consent Agenda.

[11903](#) Public Works Committee moved do pass. Consent Agenda.

[11904](#) Land Use Committee moved do pass the Land Use Committee Amendment of 10/13/1997, to delete the figure "19,998.00" and insert the figure "20,648.00" in the heading and fiscal; to delete the word "one" and insert the word "two" after the word "of", to delete the word "calf" and insert the word "calves" after the word "bull", all in the first paragraph; to delete the figure "1" and insert the figure "2" in the parentheses, to delete the figure "650.00" and insert the figure "1,300.00" all on page two. Consent Agenda.

9 CONSENT AGENDA

Dan Tarwater moved the passage of the consent agenda. Seconded by John Patrick Burnett. The motion passed by a roll call vote:

Yes: 6 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dixie M. Flynn and John C. Graham

Absent: 2 - Carl W. Bussey and Dennis Waits

[11901](#) A RESOLUTION authorizing payment of \$800,729.72 to the City of Independence from the Independence CURS account to reimburse the City for certain costs incurred in the Little Blue Expressway Project.

(ADOPTED)

[11902](#) A RESOLUTION authorizing total payment of \$1,200.00 to certain property owners, in settlement of a claim for damages, in connection with the Longview at Blue Ridge Road Improvements Project, No. 2075-3.

(ADOPTED)

[11903](#) A RESOLUTION authorizing Change Order No. 1 (final) to the contract with Pyramid Excavation and Construction, Inc., of Shawnee Mission, KS, for the Longview Golf Course Cartpath Replacement, Phase I, Project 2346, at no additional cost to the County.

(ADOPTED)

[11904](#) A RESOLUTION awarding a contract on Bid No. 126-97 for the sale of surplus animal stock to R. Duane Rogers of Pleasant Hill, MO, Winrock Elk & Bison of Overland Park, KS, and Burditt Elk Ranch of Monroe City, MO, in the actual aggregate amount of \$20,648.00.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2743](#) Repealing sections 1040. and 1050., Jackson County Code, 1984, relating to purchasing, and enacting, in lieu thereof, two new sections relating to the same subject.

(Finance and Audit Committee)

[2744](#) Appropriating \$108,900.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Landmark Local Parks Program Grant funded by the Missouri Department of Natural Resources, and the transfer of matching funds therefor.

(Land Use Committee)

No dissenting vote to consider Ordinance #2745 - not on printed agenda.

[2745](#) John Patrick Burnett moved to perfect Ordinance #2745. Seconded by Dan Tarwater.

The motion passed by a voice vote. (PERFECTED)

[2745](#) John Patrick Burnett moved to suspend the rules to consider final passage of Ordinance #2745. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

[2745](#) John Patrick Burnett moved the passage of Ordinance #2745 as perfected, appropriating \$500,000.00 from the unappropriated surplus of the 1997 Anti-Drug Sales Tax Fund to cover a pass-through from the City of Kansas City of funds received by the City on a Local Law Enforcement Block Grant from the United States Department of Justice. Seconded by Dan Tarwater.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: 1 - Carl W. Bussey

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11907](#) Declaring certain personal property as surplus, and awarding a contract for the sale of a portion of the property to Mid-America Services Inc., of Lake Lotawana, MO, in the amount of \$100.00, and authorizing the donation of a portion to the City of Kansas City, MO.

(Finance and Audit Committee)

No dissenting vote to consider Resolutions #11908 and #11909 - not on printed agenda.

[11908](#) John Patrick Burnett moved the passage of Resolution #11908, urging the voters of the City of Kansas City, Missouri to reject the November 4, 1997 ballot question which would implement an alternate Union Station restoration plan. Seconded by Dennis Waits.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Carl W. Bussey

(ADOPTED)

[11909](#) Dennis Waits moved the passage of Resolution #11909, authorizing the County Executive to execute addenda to the agreements with United Inner City Services and Boys & Girls Club of Greater Kansas City for their prevention programs, at no cost to the County. Seconded by Dixie M. Flynn.

Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits, Dixie M. Flynn and John C. Graham

Absent: 1 - Carl W. Bussey

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[97-17](#) In accordance with Jackson County Code Section 706.1, I hereby promulgate the following Personnel Rule, being a new definition under Rule 2 of "probationary employee:"

Probationary Employee. An employee during the first six months of County employment in a merit position, except Sheriff's deputies, whose probation lasts one year following the completion of training, and park rangers, whose probation lasts six months following the completion of training.

To the extent that Executive Orders or the Personnel Rules previously promulgated are inconsistent herewith, the inconsistent provisions are hereby rescinded.

This Executive Order shall be effective immediately.

Victor E. Callahan, Chairman, asked for an explanation of this Executive Order.

Sandra Schermerhorn explained that the Personnel Department needed this in order to keep the Personnel Rules consistent with the Jackson County Code.

Victor E. Callahan asked for an update on the Personnel Rules for the Legislature.

Sandra Schermerhorn replied they are on the way.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

John Patrick Burnett moved to adjourn the meeting. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 20, 1997 at 4:00 p.m. in the Legislative Assembly Area, Kansas City, Missouri.