



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

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

Tuesday, May 10, 2005

2:30 PM

Nineteenth Regular Meeting

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

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

1 ROLL CALL

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

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 5/2/2005.
Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Bob Stringfield, County Legislator, said he has a correction for the May 2, 2005 journal under New Business.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3618](#)

AN ORDINANCE repealing Schedule III to Chapter 2, Jackson County Code, 1984, relating to the salary ranges of employees not under the Merit System and enacting, in lieu thereof, one new schedule relating to the same subject for the purpose of establishing the position of COMBAT Program Auditor/Evaluator.

(Anti-Drug Committee - 7th. Perfection)

[3629](#) Health and Justice Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[15417](#) A RESOLUTION establishing legislative oversight of the Jackson County Office of Human Relations and Citizen Complaints.

(Finance and Audit Committee - 8th. Meeting)

Bob Stringfield feels that the county should not be going to arbitration regarding Saddle Ridge and that is why he introduced Resolution #15478. We have identified who trespassed and we should be taking this matter to court.

Bob Stringfield moved to adopt Resolution #15478. Seconded by Fred Arbanas.

Fred Arbanas moved to amend Resolution #15478 to delete the words "until after May 30, 2005" in the heading. Seconded by Bob Stringfield.

Dennis Waits, County Legislator, questioned the County Counselors office as to whether or not we can do that given the fact that the party we have offered arbitration to has already accepted.

Randy Collins, Senior Assistant County Counselor, said he would defer the question to Ed Rucker, County Counselor.

Dennis Waits asked if it was appropriate that the legislature delay entering into something already offered. He doesn't know if they can technically do that.

Fred Arbanas, County Legislator, doesn't believe we have entered into anything. It was an offer and he imagines that can be stopped at any time.

Scott Burnett, County Legislator, moved to table Resolution #15478 for one week until clarification can be made on arbitration. Seconded by Dennis Waits.

Dennis Waits said he believes Ed Rucker will be having a closed session next week regarding litigation.

A roll call vote was taken to table Resolution #15478. The vote was as follows:

Yes: 6 - Henry C. Rizzo, Scott Burnett, Eugene Standifer, Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence.

No: 2 - Stringfield, Arbanas.

Absent: 1 - Tarwater

(APPROVED)

[15478](#) A RESOLUTION authorizing and directing the Jackson County Counselor to delay entering into an agreement for binding arbitration of the issues and determination of liability arising from any claims that Jackson County may assert for trespass and damage to County park property by an adjacent landowner, until after May 30, 2005.

(Legislature As A Whole - 1st. Meeting)

(Resolution #15478 was tabled for one week)

[15480](#) A RESOLUTION authorizing the transfer of certain surplus personal property to the Blue Springs School District without compensation for use by its Department of Public Safety.

(Health and Justice Committee - 1st. Meeting)

Robert A. Stringfield, County Legislator, objected. He said he thinks this is a good concept, but he asked the Purchasing Department to confirm that Jackson County is in compliance. He said in the Purchasing Guide to Procurement it mentions that surplus property can be given to government entities but does not mention school districts. He thinks it is a good gesture to give this public safety to the Blue Springs School District but he does not know what the other school districts will say. He knows the Kansas City School District and some of the other districts may want something like this because they use it to gather a lot of their students.

Henry C. Rizzo asked the County Counselor's office to report back to the Legislature next week regarding this matter.

*Rhonda L. Shoemaker moved to hold Resolution #15480 for one week.
Seconded by Eugene Standifer Jr.*

The motion passed by a voice vote.

(APPROVED)

9 CONSENT AGENDA

[3629](#) AN ORDINANCE reappropriating \$300,000.00 from the unappropriated surplus of the 2005 General Fund to make available unexpended, unencumbered funds from the Family Court's FY2004 budget to provide supplemental funding for the Family Court's capital improvement program.

(PERFECTED)

To perfect Ordinance 3629.

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

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

Absent: 1 - Dan Tarwater

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15481](#)

Fred Arbanas moved the passage of Resolution #15481, proclaiming May 15 - 21, 2005 as National Public Works Week in Jackson County. Seconded by Bob Spence.

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

Absent: 1 - Dan Tarwater

(ADOPTED)

[15482](#)

Requesting a reappropriation of funds from the unappropriated surplus of the 2005 Health Fund for the first (1st) phase of the mental health needs assessment which was not executed during the last fiscal year.

(Health and Justice Committee)

[15483](#)

Bob Spence moved the passage of Resolution #15483, congratulating Dr. Don Andrews on being named the 2005 Missouri Middle School Principal of the Year. Seconded by Dennis Waits.

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

Absent: 1 - Dan Tarwater

(ADOPTED)

[15484](#)

Authorizing the County Executive to execute the documents necessary to terminate the Software License and Use Agreement and Addendum with Eden Systems Inc. of Seattle Washington, a division of Tyler Technologies Inc., previously authorized by Resolution No. 15376.

(Finance and Audit Committee)

[15485](#)

Authorizing the purchase of two (2) 2005 Ford F-150 Pick-up Trucks from Shawnee Mission Ford of Shawnee, KS for the Public Works Department under the terms and conditions of the MACPP (Mid-America Council of Public Purchasing) Cooperative Fleet bid issued for vehicles for the 2005 model year by the City of Overland Park, KS, at a total cost not to exceed \$36,495.00.

(Public Works Committee)

No dissenting vote to consider Resolution #15486 - not on printed agenda.

Robert A. Stringfield said that the reason he wants to introduce Resolution #15486 is because on April 29, 2004 the Missouri Department of Natural Resources issued a notice of violation to the developer. He thinks the Legislature needs to look at the public safety aspect of this matter and he is also concerned about the water that is setting.

[15486](#)

Robert A. Stringfield moved the passage of Resolution #15486, instructing the County Counselor to report no later than Monday, May 16, 2005 to the Jackson County Legislature on the best method to eliminate the public safety hazard created by the admitted trespass on County park land by Kenneth McClain, Keith McClain, Bill House and certain entities acting on their behalf. Seconded by Eugene Standifer Jr..

Yes: 3 - Robert A. Stringfield, Fred Arbanas and Eugene Standifer Jr.

No: 5 - Henry C. Rizzo, Scott Burnett, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Dan Tarwater

(DEFEATED)

[15487](#)

NOT INTRODUCED.

(Resolution #15487 was not introduced because it was not approved as to form by the County Counselor)

12 COUNTY EXECUTIVE ORDERS[05-10](#)

Reappointing John Rizzo to the Truman Medical Center Board of Directors for a term to expire on May 31, 2006. A copy of Mr. Rizzo's resume is attached.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Robert A. Stringfield introduced his two new part-time legislative aides, Bob Witbolsfeugen and John Pennell. He thanked his previous aide, Silvia Rizzo for a job well done.

Dennis Waits asked Terry Gessley, Deputy Director of the Assessment Department for direction regarding assessment of residential property in Jackson County, Missouri. It is his understanding that the county has become closer in its assessment and the accuracy of the figures. However, as we continue to read newspaper articles, there are properties at the upper and lower range that we continue to not have as accurate assessments as the remaining properties. He asked if there is a way to take the time to look at properties over the \$600,000.00 figure as well as the properties that fall under the \$30,000.00 figure. He was wondering if the County can consider a moratorium on the properties mentioned until we can get accurate figures. He asked Terry to review this matter and report to the Legislature next week. He asked the Assessment Department to come up with a plan on how to deal with this situation.

Resolution #15481 was presented to the Public Works Department staff.

Henry C. Rizzo announced that there will be a memorial service to pay tribute to the men and women in law enforcement who gave the ultimate sacrifice by giving their lives for their communities and for their country. The service will be held on Thursday, May 12, 2005 at the Sheriff's office located at 3310 NE Rennau Drive in Lee's Summit, Missouri.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Scott Burnett.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, May 16, 2005 at 2:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.