



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, June 9, 1997

4:00 PM

Twenty-second 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,
Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dan Tarwater moved to approve the journal of the previous meeting held on . Seconded
by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said that Jackson County has completed the first year of its recycling program and has saved 3,000 trees. Jackson County has recycled an average of 16 tons per month for a total of 189 tons of paper. The County has saved \$4,000.00 on paper purchases, \$25,000.00 on trash hauling expenses and revenue received from Recycling Centers has totaled \$800.00 for a total savings to the taxpayers of \$29,000.00. Jackson County also received the David Garcia Environmental Excellence Award and has been nominated for an annual waste reduction award given by the Missouri Waste Control Coalition. Due to the hard work by employees, this program has been a success.

Katheryn Shields gave an update on the jail privatization. She is working with the County Counselor and Purchasing Departments on the issue of what needs to be done to communicate with the respondents. She asked if we could just send an RFP to Wackenhut since they have expressed an interest. It has been suggested to send out RFP's to all fifteen respondents and also to advertise. She hopes to have an answer by next week's legislative meeting.

Katheryn Shields informed the Legislature that next week there will be an Ordinance introduced to appropriate under \$20,000.00 to do the study of merit employee salary ranges.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2672](#)

Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

[2672](#)

Fred Arbanas moved to perfect Ordinance #2672. Seconded by Dan Tarwater.

The motion passed by a voice vote.

(PERFECTED)

[2672](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2672. Seconded by Dixie M. Flynn.

The motion passed by a voice vote.

(APPROVED)

[2672](#)

Fred Arbanas moved the passage of Ordinance #2672 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 14.78 + acre tract. Seconded by Dixie M. Flynn.

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

Absent: 1 - Dennis Waits

(ADOPTED)

[2673](#)

Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

- [2673](#) Fred Arbanas moved to perfect Ordinance #2673. Seconded by Carl W. Bussey.
The motion passed by a voice vote. (PERFECTED)
- [2673](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2673. Seconded by Carl W. Bussey.
The motion passed by a voice vote. (APPROVED)
- [2673](#) Fred Arbanas moved the passage of Ordinance #2673 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 5 + acre tract. Seconded by Carl W. Bussey.
Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dixie M. Flynn and John C. Graham
Absent: 1 - Dennis Waits
(ADOPTED)
- [2674](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [2674](#) Fred Arbanas moved to perfect Ordinance #2674. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (PERFECTED)
- [2674](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2674. Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)
- [2674](#) Fred Arbanas moved the passage of Ordinance #2674 as perfected, approving a conditional use permit for a horse boarding stable and to provide lessons, trail rides, pony rides, and therapeutic riding on a certain 40+ acre tract. Seconded by Carl W. Bussey.
Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dixie M. Flynn and John C. Graham
Absent: 1 - Dennis Waits
(ADOPTED)

- [2678](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to LB-p (Local Business-Planned Development), a certain 4.74 + acre tract.
(WITHDRAWN BY SPONSOR ARBANAS, CONCURRED BY TARWATER AND FLYNN)

Fred Arbanas moved to waive the reading of Ordinances #2679 through #2684. 2nd. by Dan Tarwater.
Voice Vote. (APPROVED)

A PUBLIC HEARING WILL BE HELD REGARDING ORDINANCES #2679 THROUGH #2684 JUNE 30, 1997, AT 2:30 P.M. IN THE KANSAS CITY LEGISLATIVE ASSEMBLY AREA.
- [2679](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to LI (Light Industrial), a certain 1.8 + acre tract.
- [2680](#) 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.
- [2681](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to LB (Local Business) a certain 2.7 + acre tract.
- [2682](#) AN ORDINANCE approving a conditional use permit to operate a horse boarding stable and to provide riding lessons as to a certain 14.35 + acre tract.
- [2683](#) AN ORDINANCE approving a conditional use permit for a sand and gravel dredging pit as to a certain 52 + acre tract.
- [2684](#) AN ORDINANCE approving a conditional use permit for a private aviation field as to a certain 53 + acre tract.

Resolution #11793 was adopted at this time. See page 6 for details.
- [2685](#) AN ORDINANCE appropriating \$10,638.00 from the unappropriated surplus of the 1997 Grant Fund to cover a cash match and additional requirements of the STOP Violence Against Women Grant awarded by the Missouri Department of Public Safety .
- [2686](#) Health and Justice Committee moved to perfect. Consent Agenda.
- [2687](#) Health and Justice Committee moved to perfect. Consent Agenda.
- 7 FINAL PASSAGE OF PROPOSED ORDINANCES**
- [2677](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[11762](#) Anti-Drug Committee moved do pass.

Dixie M. Flynn objects to the consent agenda.

[11762](#) Dan Tarwater moved the passage of Resolution #11762, increasing the term-and-supply contract on Bid No. 4- 95 for the furnishing of urinalysis testing for use by the Prosecuting Attorney's Deferred Prosecution and Drug Court programs with Health Productivity Systems of Kansas City, MO, in the estimated amount of \$100,000.00. . Seconded by Carl W. Bussey.

Yes: 6 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey and John C. Graham

Abstain: 1 - Dixie M. Flynn

Absent: 1 - Dennis Waits

(ADOPTED)

[11772](#) Public Works Committee moved do pass. Consent Agenda.

[11773](#) Health and Justice Committee moved do pass. Consent Agenda.

[11774](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11775](#) Land Use Committee moved do pass. Consent Agenda.

[11776](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11778](#) Land Use Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

Dan Tarwater moved the passage of the consent agenda. Seconded by Carl W. Bussey.
The motion passed by a roll call vote:

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

Absent: 1 - Dennis Waits

[2686](#) AN ORDINANCE appropriating \$7,479.00 from the unappropriated surplus of the 1997 General Fund to cover the cost of courtroom computer equipment for the Circuit Court funded by donations from local attorneys.

(PERFECTED)

- [2687](#) AN ORDINANCE renewing a tax of 1.25% on the tariff rate for each local telephone access line, not to exceed 100 lines per person or per location, for emergency telephone service utilizing a single three-digit number "911," for a one-year period.
(PERFECTED)
- [2677](#) AN ORDINANCE appropriating \$13,650.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Visitation and Custody Mediation Grant for the Family Court Division funded by the Office of State Courts Administrator.
(ADOPTED)
- [11772](#) A RESOLUTION authorizing payment of \$12,298.00 to the City of Sugar Creek from the Sugar Creek CURS account to cover maintenance costs for the City's 1997 street and road maintenance program.
(ADOPTED)
- [11773](#) A RESOLUTION approving the purchase of Apple computers and accessories for use by the Prosecuting Attorney's Office under Apple Computer's May 1997 Educational and Government Price List, from Apple Computer of Chicago, IL, at a cost to the County not to exceed \$25,023.00.
(ADOPTED)
- [11774](#) A RESOLUTION awarding a contract for the maintenance of the Management Information Systems Department's Dynam software to Computer Associates International of Dallas, TX, at a cost to the County not to exceed \$6,763.00, as a sole source purchase.
(ADOPTED)
- [11775](#) A RESOLUTION authorizing a term and supply contract for the purchase of proprietary golf merchandise for resale by the Parks and Recreation Department at the Longview Lake Golf Course from David-Geoffrey & Associates of St. Joseph, MO, at a cost to the County in the estimated amount of \$7,574.00.
(ADOPTED)
- [11776](#) A RESOLUTION awarding a term and supply contract on Bid No. 65-97 for the furnishing of title searches for use by the Collection Department to Chicago Title Insurance of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$15,000.00.
(ADOPTED)
- [11778](#) A RESOLUTION authorizing Change Order No. 1 to the contract with Wil-Pav, Inc., of Independence, MO, for the grading of a practice field at Adair Park, increasing the contract amount by \$5,800.00.
(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

- [2688](#) Appropriating \$23,860.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Supervised Visitation and Child Exchange Grant for the Family Court Division funded by the State Justice Institute.
(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [11780](#) Dan Tarwater moved the passage of Resolution #11780, congratulating Truman Medical Center East upon the completion of its Truman East Care Centre and Ambulatory/Emergency Services Renovation/Expansion Project. Seconded by Carl W. Bussey.

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

(ADOPTED)

- [11781](#) Authorizing total payment of \$37,000.00 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 Buckner Tarsney Road Bridge Project, Parcel #1, No. 2264.
(Public Works Committee)

- [11782](#) Authorizing total payment of \$14,000.00 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 Buckner Tarsney Road Bridge Project, Parcel #3, No. 2264.
(Public Works Committee)

- [11783](#) Awarding a contract on Bid No. PW-02-97 for a cured- in-place pipe for the Jackson County Detention Center, Project No. 2345 (9), to Insituform Missouri, Inc., of Chesterfield, MO, in the actual amount of \$31,600.00.
(Health and Justice Committee)

- [11784](#) Awarding a contract on Bid No. 61-97 for the furnishing and maintenance of a Hewlett Packard plotter for use by the Assessment Department to Drexel Supply of Kansas City, KS, in the actual amount of \$7,722.00.
(Finance and Audit Committee)

- [11785](#) Awarding a contract on Bid No. 58-97 for the removal of lead paint at the Adams House in Fleming Park to A. T. Abatement Service, Inc., of Kansas City, MO, in the actual amount of \$14,900.00.
(Land Use Committee)

- [11786](#) Awarding a contract on Bid No. 70-97 for a chain link fence for the animal enclosure at Fleming Park to Cyclone Fence Company of Grandview, MO, in the actual amount of \$11,802.00.
(Land Use Committee)
- [11787](#) Awarding a term and supply contract to Dean Machinery Company of Kansas City, MO, for the furnishing of Caterpillar equipment parts and service for use by the Public Works Department to provide for its needs for the upcoming one- year period, in the estimated amount of \$40,000.00, as a sole source purchase.
(Public Works Committee)
- [11788](#) Rescinding Resolution 11457, dated October 7, 1996, and awarding a term and supply contract on Bid No. 101-96 for the furnishing of ready mix concrete for use county-wide to APAC of Harrisonville, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$28,000.00.
(Public Works Committee)
- [11789](#) Awarding a contract on Bid No. 68-97 for the furnishing and installation of truck additions for use by the Public Works Department to American Equipment Company of N. Kansas City, MO (\$35,103.00), and Boulevard Truck Sales of Kansas City, MO (\$103,900.00), in the actual aggregate amount of \$139,003.00.
(Public Works Committee)
- [11790](#) Awarding a contract on Bid No. 63-97 for the furnishing of chain link fence for use by the Parks and Recreation Department at Adair and Fleming Parks to Van's Fence of N. Kansas City, MO (\$17,940.00), Guier Fence of Blue Springs, MO (\$7,168.00), and Mann Fence of Olathe, KS (\$1,968.00), in the actual aggregate amount of \$27,076.00.
(Land Use Committee)
- [11791](#) Authorizing the issuance of a purchase order for landfill services for use by the Public Works Department to the City of Lee's Summit, Missouri at a cost to the County not to exceed \$6,000.00.
(Public Works Committee)
- [11792](#) Authorizing the County Executive to execute a Second Addendum to the Agreement with County Court Services, to provide additional case management and group and individual counseling services to participants in the Prosecuting Attorney's Deferred Prosecution and Drug Court programs, in an amount not to exceed \$200,000.00.
(Anti-Drug Committee)

[11793](#) Carl W. Bussey moved the passage of Resolution #11793, expressing the sympathy of the Legislature to the family and friends of Brian Keith Harris, Sr., upon the occasion of his untimely death. Seconded by Fred Arbanas.

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

Absent: 1 - Dennis Waits

(ADOPTED)

[11794](#) Amending Rule Fourteen of the Legislature, relating to the Legislature's agenda and order of business.

(Legislature As A Whole)

[11795](#) Carl W. Bussey moved the passage of Resolution #11795, expressing the support of the Legislature for the 17th annual "Juneteenth" celebration to be held June 8-15, 1997. Seconded by John Patrick Burnett.

Yes: 8 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits, Dixie M. Flynn and John C. Graham

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, June 16, 1997, at 4:00 p.m. in the Legislative Assembly Area, Kansas City, Missouri.