



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, February 10, 1997

4:00 PM

Fifth 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 Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Janet Colt, Manager of Administration, introduced Thomas Brown appointed to the Jackson County Plan Commission by Executive Order 97-09.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2624](#)

Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

[2624](#)

Fred Arbanas moved to perfect Ordinance #2624. Seconded by Dennis Waits.

The motion passed by a voice vote.

(PERFECTED)

- [2624](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2624. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (APPROVED)
- [2624](#) Fred Arbanas moved the passage of Ordinance #2624 as perfected, approving a conditional use permit for a stable as to a certain 10+ acre tract. 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)
- [2625](#) AN ORDINANCE approving a conditional use permit for a child day care center at 1608 Clark Road.
- [2626](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.
- [2626](#) Fred Arbanas moved to perfect Ordinance #2626. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (PERFECTED)
- [2626](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2626. Seconded by Dixie M. Flynn.
The motion passed by a voice vote. (APPROVED)
- [2626](#) Fred Arbanas moved the passage of Ordinance #2626 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 20.03 + acre tract. 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)
- [2627](#) Land Use Committee moved to perfect. Consent Agenda.
Fred Arbanas moved to waive the reading of Ordinances #2629, #2630, #2631, #2632, and #2634. 2nd by John Patrick Burnett.
Voice Vote. (APPROVED)
A public hearing on the above Ordinances is scheduled to be held on Monday, February 24, 1997 at 3 p.m. in the Independence Legislative Assembly Area.

- [2629](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 4.5 + acre tract.
- [2630](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 7.73 + acre tract.
- [2631](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette), a certain 20.5 + acre tract and approving the preliminary plat "Deer Ridge," creating a four-lot residential subdivision.
- [2632](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) certain 5.2 and 6.16 + acre tracts.
- [2633](#) Health and Justice Committee moved to perfect. Consent Agenda.
- [2634](#) AN ORDINANCE amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 12.75 + acre tract and approving the preliminary plat "Hill View Place," creating a four-lot residential subdivision.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

- [11572](#) Land Use Committee moved do pass. Consent Agenda.
- [11583](#) Public Works Committee moved do pass. Consent Agenda.
- [11585](#) A RESOLUTION authorizing the County Executive to execute two agreements with Swope Parkway Health Center for funding of health care programs at a total cost to the County not to exceed \$300,760.00.
- [11586](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Kansas City Free Health Clinic to provide a variety of health care services to indigent residents of Jackson County, at a cost to the County not to exceed \$60,000.00.
- [11587](#) A RESOLUTION authorizing the County Executive to enter into an agreement with the Planned Industrial Expansion Authority of Kansas City, Missouri, d/b/a City Market, to assist in the development of River Market promotional efforts, at a cost to the County not to exceed \$25,000.00.

[11589](#) A RESOLUTION authorizing the County Executive to enter into an agreement with Historic Northeast Restoration Corporation, to assist in the revitalization and redevelopment of the Northeast area of Kansas City, MO, along Independence Avenue from The Paseo on the west to Interstate 435 on the east, at a cost to the County not to exceed \$80,000.00.

[11590](#) Public Works Committee moved do pass. Consent Agenda.

[11591](#) Land Use Committee moved do pass.

Dennis Waits objects to the consent agenda.

[11591](#) Dennis Waits moved to send back to committee Resolution #11591, authorizing the County Executive to execute an Easement in favor of the City of Independence, across a portion of Adair Park. Seconded by Fred Arbanas.

The motion passed by a voice vote.

(APPROVED)

[11592](#) Health and Justice Committee moved do pass. Consent Agenda.

[11593](#) Health and Justice Committee moved do pass. Consent Agenda.

[11594](#) Health and Justice Committee moved do pass. Consent Agenda.

[11595](#) Health and Justice Committee moved do pass. Consent Agenda.

[11596](#) Health and Justice Committee moved do pass. Consent Agenda.

[11597](#) Health and Justice Committee moved do pass. Consent Agenda.

[11598](#) Health and Justice Committee moved do pass. Consent Agenda.

[11599](#) Health and Justice Committee moved do pass. Consent Agenda.

[11600](#) Health and Justice Committee moved do pass. Consent Agenda.

[11601](#) Finance and Audit Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

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

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

[2627](#)

AN ORDINANCE reappropriating \$111,751.00 from the unappropriated surplus of the 1997 Enterprise Fund, and awarding a contract on Bid No. 164-96 for the construction of the interior of the Jacomo Marina Building to Messina Builders and Contractors Company of North Kansas City, MO, in the actual amount of \$111,751.00.

(PERFECTED)

[2633](#)

AN ORDINANCE appropriating \$948.00 from the unappropriated surplus of the 1997 Health Fund to cover payment to MARC as a pass-through of funds received from the Missouri Department of Public Safety.

(PERFECTED)

[11572](#)

A RESOLUTION awarding a contract for the furnishing of officiating services for the 1997-98 Jackson County Softball and Basketball Leagues for use by the Parks and Recreation Department to Sports Officials Association of Overland Park, Kansas, at a cost to the County not to exceed \$130,000.00, as a sole source purchase.

(ADOPTED)

[11583](#)

A RESOLUTION authorizing Change Order No. 3 to the contract with Meyers Companies, Inc., of Stilwell, KS, for the Prospect Avenue Bridge and Intersection Improvements, Project No. 2139-2, at no additional cost to the County.

(ADOPTED)

[11590](#)

A RESOLUTION adopting the City of Independence's County Urban Road System priorities.

(ADOPTED)

[11592](#)

A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide a variety of aging programs and services at a cost to the County not to exceed \$100,000.00.

(ADOPTED)

[11593](#)

A RESOLUTION 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 \$5,945.00.

(ADOPTED)

- [11594](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide senior and youth programs at a cost to the County not to exceed \$65,000.00.
(ADOPTED)
- [11595](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide social services programs to the citizens of Jackson County at a cost to the County not to exceed \$20,000.00.
(ADOPTED)
- [11596](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide social services to the aging and needy at a cost to the County not to exceed \$20,000.00.
(ADOPTED)
- [11597](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide a variety of aging programs and services to the citizens of Jackson County at a cost to the County not to exceed \$25,600.00.
(ADOPTED)
- [11598](#) A RESOLUTION authorizing the County Executive to execute an Agreement with the Mid-America Regional Council to provide for a teenage pregnancy program and a recreational and athletic program at a total cost to the County not to exceed \$48,000.00.
(ADOPTED)
- [11599](#) A RESOLUTION authorizing an Agreement with the Mid-America Regional Council to provide programs for older citizens of Jackson County at a cost to the County of \$10,000.00.
(ADOPTED)
- [11600](#) A RESOLUTION 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 \$20,459.00
(ADOPTED)
- [11601](#) A RESOLUTION authorizing the County Executive to execute a cooperative agreement with the Mid-America Regional Council 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 \$57,746.00.
(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

Discussion on Ordinance #2635.

[2635](#)

Fred Arbanas moved to Note Only Ordinance #2635, incorporating the town of River Bend, Missouri, and appointing its initial board of trustees. Seconded by Dennis Waits.

Yes: 5 - Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits and Dixie M. Flynn

No: 3 - Victor E. Callahan, Carl W. Bussey and John C. Graham

(APPROVED)

*Fred Arbanas moved to perfect the Floor Substitute of 2/10/97. 2nd. by Dennis Waits.
Voice Vote. (PERFECTED)*

[2635](#)

Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2635. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[2635](#)

Fred Arbanas moved the passage of Ordinance #2635 as perfected, incorporating the town of River Bend, Missouri, and appointing its initial board of trustees. Seconded by Dennis Waits.

Yes: 5 - Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Dennis Waits and Dixie M. Flynn

No: 3 - Victor E. Callahan, Carl W. Bussey and John C. Graham

(ADOPTED)

No dissenting vote to consider Ordinance #2636 - not on printed agenda.

[2636](#)

Dixie M. Flynn moved to perfect Ordinance #2636. Seconded by Dennis Waits.

The motion passed by a voice vote.

(PERFECTED)

[2636](#)

Dixie M. Flynn moved to suspend the rules to consider final passage of Ordinance #2636. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[2636](#)

Dixie M. Flynn moved the passage of Ordinance #2636 as perfected, transferring \$302,526.00 within and appropriating \$78,081.00 from the unappropriated surplus of the 1997 Criminal Justice Fund to cover the Pre-Trial Services Program. Seconded by Dennis Waits.

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)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11602](#) Awarding a contract for the furnishing of officiating services for the 1997-98 Jackson County Soccer Leagues for use by the Parks and Recreation Department to Metropolitan Soccer Referee Association of Kansas City, MO, at a cost to the County not to exceed \$97,000.00, as a sole source purchase.

(Land Use Committee)

[11603](#) Authorizing the County Executive to enter into an Agreement with Dan Bunch Enterprises, Inc., for the leasing of employee parking space at a cost not to exceed \$17,544.00.

(Finance and Audit Committee)

[11604](#) Fred Arbanas moved the passage of Resolution #11604, authorizing the Jackson County Legislature to hold a closed meeting on Monday, February 10, 1997, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning the status of litigation. Seconded by Dan Tarwater.

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)

[11605](#) Awarding a term and supply contract on Bid No. 155-96 for the furnishing of miscellaneous personal computer hardware and software for use by various County departments to Business World of Fremont, CA, in the estimated amount of \$10,000.00, and Precision Micro of Milpitas, CA, in the estimated amount of \$5,000.00, in the estimated aggregate amount of \$15,000.00.

(Finance and Audit Committee)

[11606](#) Awarding a term and supply contract on Bid No. 154-96 for the furnishing of miscellaneous PC hardware and software for use county-wide to Business World of Fremont, CA (\$20,000.00), Midwest Typewriter of Kansas City, MO (\$20,000.00), Newspaper Electronics of Kansas City, MO (\$10,000.00), M & M Computer of Brooklyn, NY (\$10,000.00), Integrated Systems Group of Vienna, VA (\$8,000.00), XL Source of Addison, TX (\$8,000.00), Total Systems of Overland Park, KS (\$7,000.00), Computers & Accessories of Shawnee Mission, KS (\$5,000.00), Swift Computer of Southfield, MI (\$5,000.00), Upstate Wholesale of Rochester, NY (\$5,000.00), and MO Info. Solutions of Kansas City, MO (\$2,000.00), to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$100,000.00.

(Finance and Audit Committee)

[11607](#) Awarding a term and supply contract on Bid No. 1-97 for the furnishing of fasteners for countywide use to Mo-Kan Fasteners of Kansas City, MO, to provide for countywide needs for the upcoming one-year period, in the estimated amount of \$7,500.00.

(Finance and Audit Committee)

[11608](#)

Awarding a contract on Bid No. 165-96 for the construction of three sewage pump-out stations for use by the Parks and Recreation Department at the Longview, Blue Springs, and Lake Jacomo marinas to Davis Dock & Seawall of Lake Lotawana, MO, in the actual amount of \$31,226.40.

(Land Use Committee)

Ordinance #2635 was adopted at this time.

12 COUNTY EXECUTIVE ORDERS

[97-07](#)

I hereby appoint Sandra E. Jiles to the Board of Services for the Developmentally Disabled, to fill a vacant position occasioned by the expiration of the term of Kenneth W. Morgens, for a term to expire December 31, 1999. A copy of her resume is attached.

[97-08](#)

I hereby appoint Laura L. Allison to the Board of Services for the Developmentally Disabled, to fill a vacant position occasioned by the resignation of Charles W. Williams, Jr., for a term to expire December 31, 1997. A copy of her resume is attached.

[97-09](#)

I hereby appoint Thomas J. Brown, Jr. to the Jackson County Plan Commission to fill the unexpired term of E. Maurice Denton, for a term to expire December 31, 1999. A copy of his resume is attached.

13 UNFINISHED BUSINESS

Victor E. Callahan, Chairman, assigned the Policies and Procedures Manual for the County Legislature to the Rules Committee. He asked that the Rules Committee review and complete the manual and present it to the Legislature As A Whole in Resolution form for final adoption.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dixie M. Flynn moved to adjourn the meeting. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Tuesday, February 18, 1997 at 4 p.m. in the Legislative Assembly Area, Kansas City, Missouri.