



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
Ronald E. Finley (2nd), Vice-Chairman
Scott Burnett (1st), Dennis Waits (3rd), Dan Tarwater (4th),
Terry Young (5th), Bob Spence (6th), Bill Petrie (2nd AL),
Fred Arbanas (3rd AL)

Monday, October 22, 2001

3:30 PM

Forty-first Regular Meeting

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

Victor E. Callahan, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present: Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley,
Dennis Waits and Bob Spence
Absent: Terry Young

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 10/15/2001.
Seconded by Dennis Waits.

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 Karen Thompson, a clerk in the Collections Department.

She introduced Gary Salva, the new Parks and Recreation Director, to the County Legislature.

Regarding the security meetings, she said the meeting will be held on Tuesday, October 23, 2001 at 8:30 A.M. and 9:30 A.M. at the Kansas City Courthouse and at 11:00 A.M. and 11:30 A.M. at the Independence Annex. A representative from MARC will be there to train employees who are interested on how to handle mail during this time of heightened awareness.

Also, on Wednesday, October 24 and Thursday, October 25, the Sheriff's Department will be conducting a second evacuation training session for those floor leaders and department directors who missed the session held two weeks ago. On Wednesday, the meeting will be held at 2 P.M. in the Court en banc room at the Independence Annex and on Thursday, the meeting will be held at 2 P.M. in the Legislative Assembly Area.

Katheryn Shields thanked IBEW 124 volunteers for putting Christmas lights on the Old Courthouse in Independence this past weekend. She thanked Chris Heegn, Dennis Corkran and Todd Neaves, who coordinated the weekend and the 12 volunteers that donated their time. She also thanked the Parks Department for donating the use of some of their trucks, as well as an operator this past weekend.

She reported that last week Jackson County received two new awards for outstanding work in waste reduction and recycling. The MARC Solid Waste Management District Council held its first awards ceremony last week to commend local governments on their recycling efforts over the past 10 years. The first award was the Green Event Award that was given to Jackson County for leading the charge for the 2001 Clean Out Your Files Day, during which the County helped save 125 tons of waste from the land fills and sent it to the recycling center. This was the largest Clean Out Your Files Day in the nation. The second award was given to a public official who has shown outstanding work in the field of waste conservation. Katheryn said she was happy to receive this award on behalf of Jackson County because it takes employee participation to make saving the environment an idea that works. She thanked all employees for helping to make the recycling efforts an overwhelming success. She thanked the County Legislature for its continued support of environmental efforts.

Bob Spence, County Legislator, said he knows that the environment and recycling has been a matter of concern for Katheryn and he congratulated her for receiving these awards.

Victor E. Callahan, said there was an article in the newspaper regarding the assessments of the school districts. He believes that the districts were assuming that the County was going to increase at a certain percent and therefore they factored that into their budgets. However, the assessment figures came in lower which threw off their budgets. He asked for a clarification of the statement made by Ken Evans stating that the school districts did not take into account the problems the County experienced in the Assessment Department.

Katheryn Shields said in the process of cleaning up the personal property tax rolls, the County discovered a large number of items on the rolls that were no longer in Jackson County. The County cross verified our rolls with those of the State of Missouri. This gave each of the school districts a lower amount of property that they can tax on as compared to past years. So even though the property was on the tax rolls in the past, it was not generating any revenue because the taxes were not collected.

Victor E. Callahan asked Katheryn Shields if Jackson County worked with the school districts when we were cleaning up the tax rolls and let them know that there would be a change. It affected mainly eastern Jackson County school districts such as Lee's Summit, Blue Springs and Independence.

Katheryn Shields said she would get an answer to that question. In the future, the County plans to remove from the tax rolls personal property that does not exist within Jackson County on a regular basis.

Jay Haden, Deputy County Counselor, said the reapportionment committee reached an

agreement on a district map and an at-large map at a meeting this morning. Today was the deadline. All committee members signed the map except one Republican member who was absent. The maps were filed with both election boards, the County Clerk and the County Executive by mid-day. The committee did comply with the court order in the lawsuit, so it should bring an end to the lawsuit. The maps appear to comply with the Jackson County Charter requirements.

Victor E. Callahan said the Sixteenth Judicial Circuit as well as Judge Torrence recused himself from this matter. He wanted to confirm that the Judge's order would remain in effect even though both recused.

Jay Haden said that was correct. He believed that the order expired over the weekend and under State law they would have another business day to get their work done.

Victor E. Callahan said even though the Supreme Court appointed another judge to the case the committee had until 5 P.M. today to complete their work.

Jay Haden said that was his view and he has spoken with the other attorneys on the case and they agreed.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading on Ordinances #3190 through #3195.
Seconded by Dan Tarwater.
The motion passed by a voice vote. (APPROVED)

[3190](#) AN ORDINANCE amending the zoning districts established by the Jackson County Unified Development Code by rezoning a certain 1.3 ± acres from District LB (Local Business) to GB (General Business) District.
(Land Use Committee - 2nd. Perfection)

[3191](#) AN ORDINANCE amending the districts established by the Jackson County Unified Development Code by changing from A (Agricultural) to RR (Residential Ranchette), a certain 10.45 ± acre tract.
(Land Use Committee - 2nd. Perfection)

[3192](#) AN ORDINANCE amending the zoning districts established by the Jackson County Unified Development Code by rezoning a certain 1.4 ± acres from District LB (Local Business) to GB (General Business) District.
(Land Use Committee - 2nd. Perfection)

[3193](#) AN ORDINANCE amending the districts established by the Jackson County Unified Development Code by changing from A (Agricultural) to RR (Residential Ranchette), a certain 26 ± acre tract.
(Land Use Committee - 2nd. Perfection)

[3194](#) AN ORDINANCE amending the zoning districts established by the Jackson County Unified Development Code by rezoning a certain 1± acre lot from District A (Agricultural) to GB (General Business) District.

(Land Use Committee - 2nd. Perfection)

[3195](#) AN ORDINANCE amending the districts established by the Jackson County Unified Development Code by changing from A (Agricultural) to GB-p (General Business-Planned Development), a certain 3 ± acre tract.

(Land Use Committee - 2nd. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3196](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[13837](#) Finance and Audit Committee moved do pass. Consent Agenda.

[13853](#) Public Works Committee moved do pass. Consent Agenda.

[13854](#) Finance and Audit Committee moved do pass. Consent Agenda.

[13855](#) Finance and Audit Committee moved do pass. Consent Agenda.

[13856](#) A RESOLUTION authorizing the County Executive to execute a Second Addendum to the Agreement with County Court Services of Kansas City, Missouri, extending the time for services to be performed under the MATRIX model methamphetamine-users treatment agreement for a period of four months, at no additional cost to the County.

(Health and Justice Committee - 1st. Meeting)

[13857](#) Health and Justice Committee moved do pass. Consent Agenda.

[13858](#) Land Use Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3196](#) AN ORDINANCE appropriating \$64,740.00 from the unappropriated surplus of the 2001 Grant Fund to cover the Drug Court Supplement Grant awarded to the Family Court Division by the Missouri Office of State Courts Administrator.

(ADOPTED)

- [13837](#) A RESOLUTION awarding a term and supply contract on Bid No. 101-01 for the furnishing of coffee service for use county-wide to Coffee Plus of Overland Park, KS, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$27,500.00.
- (ADOPTED)
- [13853](#) A RESOLUTION authorizing the County Executive to execute temporary construction and permanent water main easements in favor of the City of Grain Valley, in connection with the construction of the new Public Works Maintenance Facility.
- (ADOPTED)
- [13854](#) A RESOLUTION awarding a term and supply contract on Bid No. 92-01 for the furnishing of janitorial supplies for use by various County departments to Riteway Magic Supply of Kansas City, MO (\$50,000.00), Davis Safety Supply of Kansas City, MO (\$40,000.00), Swift Chemical of Lee's Summit, MO (\$40,000.00), Xpedx of Olathe, KS (\$30,000.00), and Bob Barker Company of Fuquay-Varina, SC (\$15,000.00), to provide for countywide needs for the upcoming one-year period, in the estimated aggregate amount of \$175,000.00.
- (ADOPTED)
- [13855](#) A RESOLUTION authorizing the County Executive to execute Cooperative Agreements with the Independence Council for Economic Development, Lee's Summit Economic Development Council, City of Blue Springs Department of Economic Development, Grandview Area Chamber of Commerce, City of Sugar Creek, City of Buckner, and City of Grain Valley, regarding the Department of Economic Development's cooperative advertising campaign.
- (ADOPTED)
- [13857](#) A RESOLUTION authorizing the County Executive to execute Addendum No. 1 to the 9-1-1 Interlocal Cooperation Agreement with the Mid-America Regional Council and other member counties, relating to the upgrade and improvement of the regional E 9-1-1 emergency telephone system.
- (ADOPTED)
- [13858](#) A RESOLUTION awarding a term and supply contract on Bid No. 97-01 for the fabrication and installation of batting cage netting for use by the Parks and Recreation Department to Little Apple Inc. of Eureka Springs, AR, in the actual amount of \$12,500.00.
- (ADOPTED)
- To adopt Ordinance 3196. To adopt Resolutions 13837, 13853, 13854, 13855, 13857, 13858.
- Dennis Waits moved the passage of the consent agenda. Seconded by Dan Tarwater. The motion passed by a roll call vote:
- Yes: 7 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits and Bob Spence
Absent: 1 - Terry Young

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3197](#) Transferring \$7,360.00 within the 2001 General Fund and appropriating \$36,795.00 from the unappropriated surplus of the 2001 Grant Fund to cover the Victim Services Advocates Grant received from the Missouri Department of Public Safety, and the transfer of matching funds.

(Health and Justice Committee)

No dissenting vote to consider Ordinance #3198 - not on printed agenda.

[3198](#) Ronald E. Finley moved to perfect Ordinance #3198. Seconded by Bill Petrie.

The motion passed by a voice vote.

(PERFECTED)

[3198](#) Ronald E. Finley moved to suspend the rules to consider final passage of Ordinance #3198. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

[3198](#) Ronald E. Finley moved the passage of Ordinance #3198 as perfected, appropriating \$2,500.00 from the unappropriated surplus of the 2001 Park Fund and authorizing the County Executive to execute an Agreement with Swope Parkway Health Center for its "Treat Town" Halloween program, at a cost to the County not to exceed \$2,500.00. Seconded by Dan Tarwater.

Yes: 7 - Victor E. Callahan, Bill Petrie, Fred Arbanas, Scott Burnett, Ronald E. Finley, Dennis Waits and Bob Spence

Absent: 1 - Terry Young

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[13860](#) Awarding a term and supply contract on Bid No. 102-01 for the furnishing of cold asphaltic concrete mix and patching material for use by the Public Works and Parks and Recreation Departments to Carter Waters Co. of Kansas City, MO (\$16,000.00) and Vance Brothers of Kansas City, MO (\$16,000.00), to provide for departmental needs for the upcoming one-year period, in the estimated aggregate amount of \$32,000.00.

(Public Works Committee)

[13861](#) Declaring certain property as surplus personal property and authorizing its disposal.

(Health and Justice Committee)

[13862](#) Expressing approval of projects for improvements to the Kansas City Terminal Railway and Burlington Northern Santa Fe Railway Company tracks.

(Public Works Committee)

- [13863](#) Authorizing the Director of the Parks and Recreation Department to make application for matching funds to the Lewis and Clark Bicentennial Commission of the Missouri Department of Natural Resources for the purpose of engaging architectural services for the construction of an education center at Fort Osage National Historic Landmark.
(Land Use Committee)
- [13864](#) Authorizing the County Executive to execute a Lease Agreement with the Independence Square Redevelopment Group for office space in the Bundschu Building on the Independence Square, at a cost in 2001 of \$7,205.34 and a total cost of \$216,160.20 over the life of the lease.
(Public Works Committee)
- [13865](#) Authorizing the County Executive to execute a First Addendum to the Agreement with Abt Associates, Inc., of Cambridge, Massachusetts, for the Arrestee Drug Abuse Monitoring (ADAM) program, increasing the Agreement in the amount of \$12,131.00.
(Anti-Drug Committee)
- [13866](#) Awarding a term and supply contract on Bid No. 114-01 for the furnishing of aggregate materials (sand) for use by the Public Works and Parks and Recreation Departments to Holliday Sand and Gravel Co. of Overland Park, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$80,500.00.
(Public Works Committee)
- [13867](#) Authorizing payment of \$72,328.46 to the City of Oak Grove from the Oak Grove CURS account to cover costs of the City's 2001 street and road maintenance program.
(Public Works Committee)
- [13868](#) Authorizing Change Order No. 1 (Final) to the contract with GC Construction Company of Blue Springs, MO, for the Salem East Pave Ditch Replacement Project, No. 2414, reducing the contract amount by \$1,502.00.
(Public Works Committee)
- [13869](#) Awarding a contract on Bid No. 110-01 for the installation of vinyl siding on the Jacomo Ranger Station for use by the Parks and Recreation Department to Ted Shoush Co., Inc., of Independence, MO, in the actual amount of \$10,578.00.
(Land Use Committee)
- [13870](#) Authorizing the County Executive to execute an agreement with YouthNet of Greater Kansas City for its Capacity Building of Local Youth-Serving Agencies program in the amount of \$100,000.00, as a local match to a private grant.
(Health and Justice Committee)

[13871](#) Awarding a term and supply contract on Bid No. 105-01 for the maintenance of kitchen equipment for use by the Corrections Department to Food Equipment Repair, Inc., of Kansas City, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$10,000.00.

(Health and Justice Committee)

[13872](#) Awarding a term and supply contract on Bid No. BB200112 for the furnishing of office furniture for use county-wide to Corporate Express of Kansas City, MO, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$180,000.00.

(Finance and Audit Committee)

[13873](#) Awarding a term and supply contract on Bid No. 107-01 for the furnishing of concrete services for use by various County departments to Formworks, LLC of Liberty, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$150,000.00.

(Finance and Audit Committee)

[13874](#) Rescinding Resolution 13802, dated August 20, 2001, and awarding a contract on Bid No. 64-10 for the furnishing of electronic home monitoring services for use by the Jackson County Office of Population Control to Kansas City Corrective Training of Independence, MO, in the estimated annual amount of \$167,900.00.

(Health and Justice Committee)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Ronald E. Finley, Vice Chairman, assumes the chair.

Victor E. Callahan made the following motion. The County Legislature directs the County Counselor not to intervene with the redistricting maps completed by the reapportionment committee on October 22, 2001 and that the Legislature will be advised beforehand by executive session of any contemplated legal action taken by the County Executive or the County Counselor on the redistricting matter. The motion was seconded by Bill Petrie.

The motion passed by a roll call vote.

7 Yes: Callahan, Petrie, Arbanas Burnett, Finley, Waits, Tarwater; 1 No: Spence 1 Absent: Young.

Victor E. Callahan resumes the Chair.

15 **ADJOURNMENT**

Dan Tarwater moved to adjourn the meeting. Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 29, 2001 at 3:30 p.m. in the Legislative Assembly Area, Kansas City, Missouri.