



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)

Wednesday, January 29, 1997

4:00 PM

Third Regular Meeting 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, John Patrick Burnett, Carl W. Bussey,
Dennis Waits, Dixie M. Flynn and John C. Graham
Absent: Fred Arbanas

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

Dennis Waits moved to approve the journal of the previous meeting held on . Seconded
by John Patrick Burnett.

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Public Hearing on Resolution #11568.

Katheryn Shields, County Executive, has been working on a downtown chilled water loop to provide chilled water to governmental areas and private businesses. Bibb & Associates, Inc. were consultants on this project. Benefits of this project include cost savings of 2 million dollars over 20 years of the contract to Jackson County because the County will not need to replace old chillers used currently and the jail annex will not require a separate cooling system. It will help revitalize downtown which is important to Jackson County economy.

Mark Langford with Bibb & Associates, Inc. described the bid process used for this project.

Jim Hensley, General Manager of Trigen in Kansas City, gave a brief description of how the system works and presented a layout of the chilled water system. He said they are presently negotiating for the property to house the tank and central water plant. A central chilled water system curbs pollution, reduces energy consumption and is more cost effective than running individual plants in individual buildings. Trigen Corporation in Kansas City is proud of its partnership with the County, City and United States Government.

Jim Hensley introduced Bob Berry, Director of Development Technology, and thanked him for his efforts on this project.

Jerry Riffel and Carolyn Jones from Lathrop & Gage were introduced as attorneys for Trigen.

Victor E. Callahan, commended Katheryn Shields for her work on this project. It is a good example of innovative government at work.

Victor E. Callahan closed the public hearing.

Resolution #11568 was adopted at this time.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, explained Ordinance #2628, dealing with Jackson County's pretrial release program.

John C. Graham, County Legislator, presented a fifteen year service pin to John Merkl, an employee of the Public Works Road Maintenance Department.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[2622](#)

Public Works Committee moved to perfect. Consent Agenda.

[2623](#) Finance and Audit Committee moved to perfect. Consent Agenda.

*Dixie M. Flynn moved to waive the reading of Ordinances #2624 through #2626. 2nd. by
Dennis Waits.*

Voice Vote.

(APPROVED)

[2624](#) AN ORDINANCE approving a conditional use permit for a stable as to a certain 10+ acre tract.

[2625](#) AN ORDINANCE approving a conditional use permit for a child day care center at 1608 Clark Road.

[2626](#) AN ORDINANCE 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.

A public hearing will be held for Ordinances #2624 through #2626 on February 10, 1997, at 3:00 p.m. in the Independence Legislative Assembly Area.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[2620](#) Consent Agenda.

[2621](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[11567](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11568](#) Dennis Waits moved to substitute Resolution #11568, authorizing the County Executive to execute an Energy Service Agreement with Trigen-Missouri Energy Corporation to provide chilled-water cooling service to County-owned buildings in downtown Kansas City. Seconded by Dixie M. Flynn.

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

Absent: 1 - Fred Arbanas

(APPROVED)

9 CONSENT AGENDA

Dennis Waits moved the passage of the consent agenda. Seconded by Dixie M. Flynn.
The motion passed by a roll call vote:

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

Absent: 1 - Fred Arbanas

[2622](#)

AN ORDINANCE extending the boundaries of Jackson County Sewer District 99.

(PERFECTED)

[2623](#)

AN ORDINANCE repealing sections 285. and 286., Jackson County Code, 1984, relating to the Office of Human Relations and Citizen Complaints, and enacting chapter 74, consisting of seventeen new sections, relating to the same subject.

(PERFECTED)

[2620](#)

AN ORDINANCE repealing §1311., Jackson County Code, 1984, relating to court costs, and enacting, in lieu thereof, one new section relating to the same subject.

(ADOPTED)

[2621](#)

AN ORDINANCE repealing sections 5400., 5401., 5403., 5404., and 5405., Jackson County Code, 1984, relating to the Uniform Building Code, and enacting, in lieu thereof, two new sections relating to the same subject, with an effective date.

(ADOPTED)

[11567](#)

A RESOLUTION awarding a term and supply contract on Bid No. 163- 96 for the service and repair of HVAC equipment for use by the Facilities Management Department to Lippert Mechanical Services Corporation of Kansas City, Missouri, to provide for county-wide needs for the upcoming one-year period, in the estimated amount of \$100,000.

(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[2627](#)

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.

(Land Use Committee)

[2628](#) Repealing Ordinance 2549, dated June 17, 1996, authorizing the exemption of the positions of pretrial clerk, pretrial officer, and pretrial unit supervisor, all within the Office of the County Counselor, from the provisions of the Merit System, and amending Schedule V to Chapter 2, Jackson County Code, 1984, relating to the salaries of non-merit employees.

(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[11569](#) Authorizing Change Order No. 3 to the contract with Superior-Bowen Asphalt Company, for the 1996 Road Rehabilitation Program, County Project No. 2335, increasing the contract amount by \$16,516.24.

(Public Works Committee)

[11570](#) Declaring a 1988 Dodge Diplomat sedan as surplus personal property and authorizing its donation to the Cedar County Sheriff's Office.

(Finance and Audit Committee)

[11571](#) Dennis Waits moved the passage of Resolution #11571, awarding a contract on Bid No. 157-96 for the replacement of F Dock at the Jacomo South Boat Basin for use by the Parks and Recreation Department to Galva Foam Marine Industries, Inc., of Camdenton, MO, in the actual amount of \$99,064.00. Seconded by Dixie M. Flynn.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

[11572](#) 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.

(Land Use Committee)

[11573](#) Dixie M. Flynn moved the passage of Resolution #11573, authorizing the County Executive to execute an Agreement with the Cabot Westside Clinic to provide a variety of health care and social welfare services to the indigent residents of the Westside of Kansas City, Missouri, at a cost to the County not to exceed \$75,000.00. Seconded by Dan Tarwater.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

(Resolution #11573 was adopted pending compliance.)

[11574](#)

Dennis Waits moved the passage of Resolution #11574, authorizing the County Executive to enter into an agreement with Lee's Summit Underwater Recovery for underwater recovery services in the lakes and parks of Jackson County at a cost to the County not to exceed \$10,205.00. Seconded by John C. Graham.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

[11575](#)

John Patrick Burnett moved the passage of Resolution #11575, authorizing the County Executive to execute an agreement with the AIDS Council of Greater Kansas City for funding of social services for persons with AIDS at a cost to the County not to exceed \$50,000.00. Seconded by Dennis Waits.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

(Resolution #11575 was adopted pending compliance.)

[11576](#)

Dixie M. Flynn moved the passage of Resolution #11576, authorizing the County Executive to execute an agreement with the Visiting Nurses Association Corporation for the delivery of home health services to medically indigent residents of Jackson County at a cost to the County not to exceed \$65,000.00. Seconded by Dennis Waits.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

(Resolution #11576 was adopted pending compliance.)

[11577](#)

Carl W. Bussey moved the passage of Resolution #11577, authorizing the County Executive to execute an agreement with United Inner City Services, to provide funding in the areas of emergency assistance, youth recreation and day camp, day care service for children, and drug prevention, at a cost to the County not to exceed \$65,000.00. Seconded by Dan Tarwater.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

(Resoution #11577 was adopted pending compliance.)

[11578](#)

Dixie M. Flynn moved the passage of Resolution #11578, authorizing the County Executive to execute an agreement with The Children's Mercy Hospital for providing medical and hospital services to indigent residents of Jackson County at a cost to the County not to exceed \$816,000.00. Seconded by Dan Tarwater.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

(Resolution #11578 was adopted pending compliance.)

[11579](#)

Authorizing total payment of \$2,200.00 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 Project, No. 2264.

(Public Works Committee)

[11580](#)

Carl W. Bussey moved the passage of Resolution #11580, authorizing an agreement with the Samuel U. Rodgers Community Health Center to provide for its annual health fair and for the hire of two case managers to assist pregnant and/or parenting women and teens at a total cost to the County not to exceed \$209,090.00. Seconded by Dixie M. Flynn.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

(Resolution #11580 was adopted pending compliance.)

No dissenting vote to consider Resolution #11581 - not on printed agenda.

[11581](#)

John C. Graham moved the passage of Resolution #11581, awarding a contract on Bid No. PW-03-96 for the Longview Road at Blue Ridge, Project No. 2075-3, to Radmacher Brothers, Inc., of Pleasant Hill, MO, in the actual amount of \$2,446,573.75. Seconded by John Patrick Burnett.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

No dissenting vote to consider Resolution #11582 - not on printed agenda.

[11582](#)

Lisa White Hardwick moved the passage of Resolution #11582, urging the Missouri General Assembly to enact House Bill 33, which would lower the minimum age for qualification for service as a juror from 21 to 18 years of age. Seconded by Dennis Waits.

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

Absent: 1 - Fred Arbanas

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[97-01](#)

I hereby promulgate the "Jackson County Emergency Management Plan." A copy of the plan is available for inspection in the offices of the Clerk of the County Legislature and Director of Public Works.

[97-02](#)

I hereby appoint Lali Garcia to the Jackson County Office of Human Relations and Citizens Complaints Commission, to fill a vacant position occasioned by the resignation of Susan Griffle, for a term to expire March 1, 1999. A copy of her resume is attached.

[97-03](#)

I hereby reappoint Ray Ortiz to the COMBAT Commission for a term to expire January 20, 2001.

[97-04](#)

I hereby appoint Ronald K. Smith to the Jackson County Board of Domestic Violence Shelters, to fill a vacant position occasioned by the resignation of Rosemary Lowe, for a term to expire September 30, 1999. A copy of his resume is attached.

[97-05](#)

I hereby appoint Chester B. Kaplan to the Jackson County Board of Equalization, to fill a vacant position occasioned by the expiration of the term of Maurice Russell, for a term to expire December 31, 1999. A copy of his resume is attached.

13 UNFINISHED BUSINESS

John Patrick Burnett explained that he serves on the Bi-State Commission which held its first meeting on Monday, January 13, 1997.

John Patrick Burnett moved to excuse his absence from the last Legislative meeting held January 13, 1997. 2nd. by Dennis Waits.

Voice Vote.

(APPROVED)

John Patrick Burnett invited any interested persons to attend the second Bi-State Commission meeting scheduled to be held from 8:00 a.m to 4:00 p.m. on Sunday, February 2, 1997 at Johnson County Community College.

14 NEW BUSINESS

Victor E. Callahan, Chairman, asked other legislators to look at the draft of the Policy and Procedures Manual for County Legislative employees and make any changes in red ink.

15 **ADJOURNMENT**

Dixie M. Flynn moved to adjourn the meeting. Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, February 3, 1997, at 4:00 p.m. in the Legislative Assembly Area, Kansas City, Missouri.