



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, December 8, 1997

4:00 PM

Forty-Seventh 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 and John C. Graham
Absent: Dixie M. Flynn

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

Public hearing regarding the budget.

*Glenn Dunlap, President of AFSCME Local 1707 at the Jackson County jail, spoke about
the pay and turnover of Corrections employees in the Bargaining Unit and urged the
Legislature to increase the pay of all Corrections employees in the 1998 budget.*

With no one else present to speak about the budget, the hearing was closed.

*Victor E. Callahan, Chairman, presented a 20 year service pin to Paul Shelton, an
employee in the Assessment Department.*

Resolution 11979 was adopted at this time, see page six for detail.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

None.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading of Ordinances 2751 through 2753. 2nd by Dan Tarwater.
Voice Vote. (APPROVED)

[2751](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.

[2751](#) Fred Arbanas moved to perfect Ordinance #2751. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)

[2751](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2751. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)

[2751](#) Fred Arbanas moved the passage of Ordinance #2751 as perfected, approving a conditional use permit for the operation of a leadership training camp, as to a certain 29 + acre tract. Seconded by Dennis Waits.
Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits and John C. Graham
Absent: 1 - Dixie M. Flynn
(ADOPTED)

[2752](#) Land Use Committee moved to perfect.
Fred Arbanas objects to the consent agenda.

[2752](#) Fred Arbanas moved to perfect Ordinance #2752. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)

[2752](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2752. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)

[2752](#) Fred Arbanas moved the passage of Ordinance #2752 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 37.7 + acre tract and approving the preliminary plat "Town and Country Estates," creating a nine-lot residential subdivision. Seconded by Dennis Waits.
Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits and John C. Graham
Absent: 1 - Dixie M. Flynn
(ADOPTED)

- [2753](#) Land Use Committee moved to perfect.
The motion passed by a voice vote.
Fred Arbanas objects to the consent agenda.
- [2753](#) Fred Arbanas moved to perfect Ordinance #2753. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)
- [2753](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #2753. Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
- [2753](#) Fred Arbanas moved the passage of Ordinance #2753 as perfected, amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to GB (General Business), a certain 0.23 + acre tract. Seconded by Dennis Waits.
Yes: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett, Carl W. Bussey, Dennis Waits and John C. Graham
Absent: 1 - Dixie M. Flynn
(ADOPTED)
- [2755](#) AN ORDINANCE to adopt the annual budget and set forth appropriations for the various spending agencies and the principal subdivisions thereof, for the fiscal year ending December 31, 1998.
- [2756](#) AN ORDINANCE setting the 1998 Jackson County, Missouri tentative tax levy.
- [2757](#) AN ORDINANCE authorizing the renewal of the Capital Improvement Project lease between Jackson County, Missouri, and the Jackson County Public Facilities Authority, and irrevocably budgeting, appropriating and setting aside County funds in an amount sufficient to pay the anticipated rental payment and additional payments that will become due during the forthcoming renewal term.
- [2758](#) Land Use Committee moved to perfect. Consent Agenda.
- [2759](#) Health and Justice Committee moved to perfect. Consent Agenda.
- [2760](#) Health and Justice Committee moved to perfect. Consent Agenda.
- [2761](#) Health and Justice Committee moved to perfect. Consent Agenda.
- [2762](#) Health and Justice Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[11936](#) A RESOLUTION authorizing the County Executive to execute an Agreement with Bridging the Gap, Inc., for the Jackson County Rotating Recycling Center Project, at the actual cost of \$21,666.00.

[11966](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11967](#) Health and Justice Committee moved do pass. Consent Agenda.

[11968](#) A RESOLUTION awarding a contract for the upgrade of software for use by the Management Information Systems Department to Eden Systems of Yakima, WA, at a cost to the County not to exceed \$35,296.03, as a sole source purchase.

The Finance and Audit Committee moved to send Resolution 11968 to the Consent Agenda for adoption.

Dan Tarwater moved to send it back to the Finance and Audit Committee. 2nd by John Patrick Burnett.

Voice Vote.

(APPROVED)

[11969](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11970](#) A RESOLUTION awarding a contract on Bid No. 141-97 for the furnishing of handguns and accessories for use by the Corrections and Sheriff's Departments to OMB Police Supply of Overland Park, KS (\$5,055.00) and Law Enforcement Equipment of Kansas City, MO (\$2,648.50), in the actual aggregate amount of \$7,775.50.

[11971](#) Health and Justice Committee moved do pass. Consent Agenda.

[11972](#) Finance and Audit Committee moved do pass. Consent Agenda.

[11973](#) A RESOLUTION authorizing the County Executive to execute an agreement with the Curators of the University of Missouri to provide the local match to a federal grant for its UMKC Addictions Training Center for the continuation of its substance abuse training program at a cost to the County not to exceed \$150,000.00.

[11974](#) Public Works 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: 7 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, John Patrick Burnett,
Carl W. Bussey, Dennis Waits and John C. Graham

Absent: 1 - Dixie M. Flynn

- [2758](#) AN ORDINANCE repealing Schedule I, Chapter 50, Jackson County Code, 1984, relating to park fees and charges, and enacting, in lieu thereof, a new schedule relating to the same subject. (PERFECTED)
- [2759](#) AN ORDINANCE appropriating \$46,052.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Family Centered Out of Home Care Grant for the Family Court Division funded by the Missouri Division of Family Services. (PERFECTED)
- [2760](#) AN ORDINANCE appropriating \$7,100.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Alpha Phi Alpha Tutoring Project grant for the Family Court funded by the Missouri Department of Public Safety. (PERFECTED)
- [2761](#) AN ORDINANCE appropriating \$60,000.00 from the unappropriated surplus of the 1997 General Fund to cover the cost of transporting prisoners on warrants by the Sheriff's Department. (PERFECTED)
- [2762](#) AN ORDINANCE appropriating \$30,000.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Family Court Division's staffing agreements with the Hickman Mills Consolidated and Raytown School Districts. (PERFECTED)
- [11966](#) A RESOLUTION awarding a contract on Bid No. 144-97 for the furnishing of microfilm equipment for use by the Assessment Department, to Dynamic Computer Solutions of Kansas City, MO (\$5,650.00) and Casey Associates of Kansas City, MO (\$1,114.40), in the actual aggregate amount of \$6,764.40. (ADOPTED)
- [11967](#) A RESOLUTION awarding a contract on Bid No. 146-97 for the construction of a file room for the Family Support Division of the Prosecuting Attorney's Office to Gill Construction of Kansas City, MO, in the actual amount of \$6,990.00. (ADOPTED)

- [11969](#) A RESOLUTION awarding a term and supply contract on Bid No. 133-97 for the furnishing of film and photographic supplies for use by various County departments to B. H. Photo Video of New York, NY (\$20,000), Dixie Sales Company of Jacksonville, FL (\$20,000), and OJ Photo Supply of St. Louis, MO (\$10,000), to provide for their needs for the upcoming one-year period, in the estimated aggregate amount of \$50,000.00.
(ADOPTED)
- [11971](#) A RESOLUTION awarding a contract on Bid No. 142-97 for the furnishing of four laptop personal computers for use by the Drug Task Force to Business World Technologies, of Fremont, CA, in the actual amount of \$7,500.00.
(ADOPTED)
- [11972](#) A RESOLUTION authorizing an extension to the contract with Intergraph Corporation for computer maintenance and service in the estimated amount of \$31,530.60.
(ADOPTED)
- [11974](#) A RESOLUTION expressing approval of a project for improvements to the Kansas City Terminal Railway/Burlington Northern Santa Fe Railway Company tracks.
(ADOPTED)

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

- [2765](#) Appropriating \$5,505.00 from the unappropriated surplus of the 1997 Grant Fund to cover the Gender Specific Female Juvenile Offender Training grant for the Family Court Division funded by the Missouri Department of Public Safety.
(Health and Justice Committee)
- [2766](#) Approving a conditional use permit for the operation of a private airfield, as to a certain 4.2 + acre tract.
(Land Use Committee)
- [2767](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 22.4 + acre tract and approving the preliminary plat "Conway Estates," creating a five-lot residential subdivision.
(Land Use Committee)
- [2768](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RE (Residential Estates), a certain 20 + acre tract.
(Land Use Committee)
- [2769](#) Amending the districts established by the Jackson County Zoning Order by changing from A (Agricultural) to RR (Residential Ranchette) a certain 8.59 + acre tract.
(Land Use Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE[11975](#)

Dan Tarwater moved the passage of Resolution #11975, authorizing the Jackson County Legislature to hold a closed meeting on Monday, December 8, 1997, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor concerning litigation. Seconded by Dennis Waits.

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

Absent: 1 - Dixie M. Flynn

(ADOPTED)

[11976](#)

Approving an Agreement for Services between the Mid-America Local Emergency Planning Committee and the Mid-America Regional Council.

(Public Works Committee)

[11977](#)

Dennis Waits moved the passage of Resolution #11977, awarding a contract on Bid No. 145-97 for log repair and restoration at Fort Osage to River Oaks Construction, Inc., of Lee's Summit, MO, in the actual amount of \$33,000.00. Seconded by Fred Arbanas.

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

Absent: 1 - Dixie M. Flynn

(ADOPTED)

[11978](#)

John Patrick Burnett moved the passage of Resolution #11978, recognizing author James C. Hays upon the publication of his book, " I'm just an ordinary girl." The Sharon Kinne Story. Seconded by Dan Tarwater.

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

Absent: 1 - Dixie M. Flynn

(ADOPTED)

[11979](#)

Fred Arbanas moved the passage of Resolution #11979, commending the Jackson County Parks and Recreation workers responsible for the repair of Christmas In The Park displays after the senseless vandalism of October 27, 1997. Seconded by Dennis Waits.

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

Absent: 1 - Dixie M. Flynn

(ADOPTED)

[11980](#) Transferring \$12,770.00 within the 1997 Special Road and Bridge Fund and awarding a contract for the furnishing of mobile radios for use by the Public Works and Corrections Departments to Motorola Communications of Overland Park, KS, under states of Missouri and Nebraska government contracts, at the actual cost to the County of \$16,227.50.

(Public Works Committee)

[11981](#) Authorizing the County Executive to execute a First Addendum to the Agreement with Restart, Inc., to provide the continuation of housing services for clients of the Prosecuting Attorney's Deferred Prosecution and Drug Court programs, in an amount not to exceed \$20,000.00.

(Anti-Drug Committee)

No dissenting vote to consider Resolution #11982 - not on printed agenda.

[11982](#) Dan Tarwater moved the passage of Resolution #11982, recognizing Catholic Charities, Diocese of Kansas City-St. Joseph, for sponsoring Soup-er Bowl IV, a hunger-awareness event. Seconded by John Patrick Burnett.

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

Absent: 1 - Dixie M. Flynn

(ADOPTED)

Resolution 11975 was adopted at this time. See page five for detail.

No dissenting vote to consider Resolution 11983 - not on printed agenda.

[11983](#) John C. Graham moved the passage of Resolution #11983, rescinding Resolution 10901, dated July 10, 1995, transferring \$40,786.00 within the Special Road and Bridge Fund and 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 1997 of \$40,785.92 and a total cost of \$182,287.22 over the life of the lease, and any other documents necessary to effect a settlement of litigation and other ongoing disputes between Independence Square Redevelopment Group and the County. 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

Absent: 2 - Dennis Waits and Dixie M. Flynn

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

Closed meeting to discuss litigation.

Legislature reconvenes.

Resolution 11983 adopted at this time. See page six for detail.

Victor E. Callahan, Chairman, said the Legislature is planning to adopt the budget at the legislative meeting next week.

15 ADJOURNMENT

John C. Graham moved to adjourn the meeting. Seconded by Carl W. Bussey.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, December 15, 1997 at 4:00 p.m. in the Kansas City Legislative Assembly Area.