



Office of  
Mary Jo Spino  
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

Dan Tarwater, (4th), Chairman, Henry C. Rizzo (2nd AL), Vice-Chairman,  
Robert A. Stringfield, (1st AL), Fred Arbanas (3rd AL),  
Scott Burnett (1st), Eugene Standifer Jr. (2nd), Dennis Waits (3rd),  
Rhonda L. Shoemaker (5th), Bob Spence (6th)

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Monday, November 14, 2005

2:30 PM

Forty-Fifth Regular Meeting

Independence Courthouse Annex, 308 West Kansas, Ground Floor, Legislative Chambers

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Dan Tarwater, Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present: Robert A. Stringfield, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence  
Absent: Henry C. Rizzo

**2 THE PLEDGE OF ALLEGIANCE**

Recited.

**3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING**

Bob Spence moved to approve the journal of the previous meeting held on 11/7/2005.  
Seconded by Rhonda L. Shoemaker.

Yes: 7 - Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence  
Abstain: 1 - Robert A. Stringfield  
Absent: 1 - Henry C. Rizzo

(APPROVED)

**4 HEARINGS**

None.

*Dan Tarwater welcomed Colonel Jay Haden and said he has been missed by everyone.*

**5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE**

*Katheryn Shields, County Executive, thanked Art Chaudry, Chief Administrative Officer and Bruce Palmer, Director of Facilities Management for their work on the renovation project at the downtown Kansas City Courthouse. She commended them on keeping the project on time and on budget.*

*Katheryn Shields announced that Adele Hall was honored last night at a dinner hosted by the Jewish Community Relations Bureau. She was presented with the first Henry W. Bloch Human Relations Award. Adele has spent her life as a leader in this community looking at issues like education, youth, health, and the arts. She is Trustee for Children's Mercy Hospital Foundation and the local investment commission. She is active with the Salvation Army, Starlight Theater and the Nelson Atkins Museum of Art. Ms. Shields thanked her and said the honor she has received is very much deserved.*

## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

The Land Use Committee will have a public hearing on Ordinances #3705 and #3706 on Wednesday, November 30, 2005 at 1:00 P.M. at Fleming Hall.

[3705](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 10 ± acres from District A (Agricultural) to District RR (Residential Ranchette).

*(Land Use Committee - 1st. Perfection)*

[3706](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 9 ± acres from District A (Agricultural) to District RE (Residential Estates) for a three-lot residential subdivision.

*(Land Use Committee - 1st. Perfection)*

[3707](#) Legislature As A Whole moved to perfect.

*Bob Spence objects to the Consent Agenda.*

[3707](#) Bob Spence moved to perfect Ordinance #3707. Seconded by Dennis Waits.

Yes: 6 - Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

No: 2 - Robert A. Stringfield and Fred Arbanas

Absent: 1 - Henry C. Rizzo

(PERFECTED)

[3707](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3707. Seconded by Dennis Waits.

Yes: 6 - Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

No: 2 - Robert A. Stringfield and Fred Arbanas

Absent: 1 - Henry C. Rizzo

(APPROVED)

[3707](#) Bob Spence moved the passage of Ordinance #3707 as perfected, repealing Sections 730., 730.1., 730.2., 730.3., 730.4., 730.5., 730.6., 730.7., Jackson County Code, 1984, relating to residency of county employees. Seconded by Dennis Waits.

Yes: 6 - Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

No: 2 - Robert A. Stringfield and Fred Arbanas

Absent: 1 - Henry C. Rizzo

(ADOPTED)

*At the County Legislative meeting held on Monday, November 21, 2005 Eugene Standifer, Jr., County Legislator, asked that his vote be changed on Ordinance #3707. Please refer to Unfinished Business on the Journal of November 21, 2005 for details. The final vote was changed to 5 yes, 3 no, 1 absent.*

[3708](#) Land Use Committee moved to perfect.

*Fred Arbanas objects to the Consent Agenda.*

[3708](#) Fred Arbanas moved to perfect Ordinance #3708. Seconded by Bob Spence.

**The motion passed by a voice vote.**

(PERFECTED)

[3708](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3708. Seconded by Bob Spence.

**The motion passed by a voice vote.**

(APPROVED)

*Consent Agenda. See Final Passage of Proposed Ordinances.*

[3709](#) Health and Justice Committee moved to perfect. Consent Agenda.

[3710](#) Land Use Committee moved to perfect. Consent Agenda.

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3704](#) Consent Agenda.

[3708](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

[15665](#) Health and Justice Committee moved do pass. Consent Agenda.

- [15679](#) A RESOLUTION commending Charline Harrison-Rainey and the residents of Parade Park Homes for standing up to crime and violence in the community.  
*(Legislature As A Whole - 1st. Meeting)*
- [15682](#) Health and Justice Committee moved do pass. Consent Agenda.
- [15685](#) A RESOLUTION amending Rule 6 of the Rules of the Jackson County Legislature.  
*(Finance and Audit Committee - 1st. Meeting)*
- [15687](#) Finance and Audit Committee moved do pass.  
*Scott Burnett objects to the Consent Agenda.*
- [15687](#) Dennis Waits moved the passage of Resolution #15687, awarding a contract for the furnishing of HVAC renovation at various Jackson County locations for use by the Facilities Management Department to U.S. Engineering of Kansas City, MO, under the terms and conditions of Invitation to Bid No. 30-05, at a cost to the County not to exceed \$2,977,902.00 and authorizing the County Executive to execute change orders in an amount not to exceed \$297,790.00 for a total amount not to exceed \$3,275,692.00. Seconded by Bob Spence.  
  
Yes: 6 - Fred Arbanas, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence  
Abstain: 2 - Robert A. Stringfield and Scott Burnett  
Absent: 1 - Henry C. Rizzo

(ADOPTED)

- [15688](#) Public Works Committee moved do pass. Consent Agenda.
- [15689](#) Health and Justice Committee moved do pass. Consent Agenda.

**9 CONSENT AGENDA**

- [3709](#) AN ORDINANCE enacting sections 5567., 5567.1, 5567.2, Jackson County Code, 1984, relating to a prohibition on smoking on the exterior premises of County property located at 415 E. 12th Street, Kansas City, MO except for a designated smoking pavilion.

(PERFECTED)

- [3710](#) AN ORDINANCE amending Chapter 50 of the Jackson County Code, 1984, relating to the allowance of easements through Jackson County Parks, with a penalty provision by enacting six (6) new sections to be known as Sections 5099., 5099.1, 5099.2, 5099.3, 5099.4 and 5099.5.

(PERFECTED)

[3704](#) AN ORDINANCE appropriating \$1,032,422.00 from the unappropriated surplus of the 2005 Anti-Drug Sales Tax Fund in acceptance of the 2005 Byrne Justice Assistance (JAG) Grant from the U. S. Department of Justice for law enforcement purposes wherein the County is the designated fiscal agent and authorizing the County Executive to execute Cooperative Agreements pursuant to the term of the grant award with the Cities of Blue Springs, Grandview, Independence, Kansas City and Raytown for the County's distribution of the grant award proceeds.

(ADOPTED)

[3708](#) AN ORDINANCE enabling the County to provide funds to volunteer organizations assisting with the Christmas in the Park program by supplying staff for nightly collections and authorizing the County Executive to execute agreements with certain organizations to provide these services in connection with the 2005 Christmas in the Park event, at a cost to the County not to exceed \$39,000.00.

(ADOPTED)

[15665](#) A RESOLUTION transferring \$962,145.00 within the 2005 General Fund and \$135,000.00 within the 2005 Anti Drug Sales Tax Fund to provide an aggregate total of \$1,097,145.00 as additional funding to cover the cost of overtime required for the operation of the Jackson County Detention Center.

(ADOPTED)

[15682](#) A RESOLUTION authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with Adult Basic Education, at a cost to the County not to exceed \$11,500.00.

(ADOPTED)

[15688](#) A RESOLUTION awarding a twelve (12) month term and supply contract for the furnishing of rock salt for use by the Road & Bridge Division of the Public Works Department to Cargill Inc., of North Olmstead, OH, under the terms and conditions of Invitation to Bid No. BB200587.

(ADOPTED)

[15689](#) A RESOLUTION transferring \$20,000.00 within the 2005 Special Road and Bridge Fund to cover the cost of the purchase of software equipment for use by the Sheriff's Office.

(ADOPTED)

To perfect Ordinances 3709, 3710. To adopt Ordinances 3704, 3708. To adopt Resolutions 15665, 15682, 15688, 15689.

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

Yes: 8 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Henry C. Rizzo

## 10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

- [3712](#) Appropriating \$52,570.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of a contract awarded to the Family Court Division by the Missouri Department of Public Safety for the VOCA-Victim Advocacy Project and authorizing the County Executive to execute a grant award contract.  
*(Health and Justice Committee)*
- [3713](#) Dennis Waits moved to perfect Ordinance #3713. Seconded by Eugene Standifer Jr..  
**The motion passed by a voice vote.** (PERFECTED)
- [3713](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #3713. Seconded by Bob Spence.  
**The motion passed by a voice vote.** (APPROVED)
- [3713](#) Dennis Waits moved the passage of Ordinance #3713 as perfected, extending the time by which the County Executive shall submit the fiscal year 2006 budget until November 21, 2005. Seconded by Bob Spence.  
Yes: 8 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence  
Absent: 1 - Henry C. Rizzo  
(ADOPTED)  
*Budget hearings will begin on Monday, November 28, 2005. A schedule will be distributed on Tuesday, November 15, 2005.*
- [3714](#) 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.  
*(Land Use Committee)*
- [3715](#) Transferring \$12,196.00 within the 2005 General Fund and \$9,201.00 within the 2005 Anti-Drug Sales Tax Fund, and appropriating \$95,454.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of a grant received from the Missouri Department of Public Safety.  
*(Anti-Drug Committee)*
- [3716](#) Transferring \$5,327.00 within the 2005 General Fund and appropriating \$11,994.00 from the unappropriated surplus of the 2005 Anti-Drug Sales Tax Fund and authorizing a two-month extension of the Gun Prosecution Grant awarded by the U.S. Department of Justice's Office of Justice Programs.  
*(Anti-Drug Committee)*
- [3717](#) Transferring \$5,029.00 within the 2005 General Fund and \$4,643.00 within the 2005 Anti-Drug Sales Tax Fund and appropriating \$48,360.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of a grant received from the Missouri Department of Public Safety.  
*(Anti-Drug Committee)*

**11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE**

[15691](#) Authorizing the County Executive to execute an Addendum extending the term of an Agreement with the Organized Crime Drug Enforcement Task Force from its current expiration date of October 1, 2005 to December 31, 2005, at no additional cost to the County.

*(Anti-Drug Committee)*

[15692](#) Authorizing the County Executive to execute an Agreement extending U.S. Department of Justice grant award for the Mental Health Court Program for a period of one year beginning September 1, 2005 through August 31, 2006 at no additional cost to the County.

*(Health and Justice Committee)*

[15693](#) Authorizing the County Executive to execute a Cooperative Agreement with the Whatsoever Community Center to provide for the use of Anti-Drug Sales Tax grant match monies for the Chance for Change Program, at a cost to the County not to exceed \$50,000.00.

*(Anti-Drug Committee)*

[15694](#) Awarding twelve (12) month term and supply contracts for the furnishing of personal computers and miscellaneous computer software and hardware for use by various County departments to Dell Marketing of Round Rock, TX, Hewlett Packard of Houston, TX, Gateway Companies, N. Sioux City, SD, World Wide Technology of St. Louis, MO, Software House International of Austin, TX, and Midwest Technology Connection of Kansas City, MO, under the terms and conditions set forth in several existing government contracts.

*(Finance and Audit Committee)*

*No dissenting vote to consider Resolution #15695 - not on printed agenda.*

[15695](#) Eugene Standifer Jr. moved the passage of Resolution #15695, commemorating the life of Carrie Wheeler Pope. Seconded by Dennis Waits.

Yes: 8 - Robert A. Stringfield, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

Absent: 1 - Henry C. Rizzo

(ADOPTED)

**12 COUNTY EXECUTIVE ORDERS**

[05-26](#)

I hereby make the following two reappointments and one new appointment to the Community Mental Health Fund Board of Trustees:

Reappointments

1. Jacquelyn Moore, term to expire September 30, 2007;
2. Gary Thompson, term to expire September 30, 2007; and

New Appointment

1. Ethel Wesson, term to expire September 30, 2008, occasioned by the vacancy of the term held by Richard Nadeau. A copy of Ms. Wesson's resume is attached.

**13 UNFINISHED BUSINESS**

None.

**14 NEW BUSINESS**

None.

**15 ADJOURNMENT**

Dennis Waits moved to adjourn the meeting. Seconded by Eugene Standifer Jr..

**The motion passed by a voice vote.**

(APPROVED)

*Meeting adjourned until Monday, November 21, 2005 at 2:30 P.M. in the Kansas City Legislative Assembly Area.*