



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), Lisa White Hardwick (2nd AL),*  
*Fred Arbanas (3rd AL)*

**Monday, March 22, 1999**

**1:00 PM**

**Twelfth 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, Ronald E. Finley,  
Dennis Waits and Terry Young  
Absent: Scott Burnett and Bob Spence

**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 Dan Tarwater.

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

**(APPROVED)**

**4 HEARINGS**

*Resolution #12564 was adopted at this time. See page 3 for details.*

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

*Katheryn Shields, County Executive, said Jackson County participated in the St. Patrick's Day parade on March 17, with a float displaying messages about our recycling efforts. In addition to Jackson County employees and members of the recycling committee, there were also four children riding on the float who were the winners of an art contest sponsored by the recycling committee.*

*She said the Easter Egg Hunt held at Lake Jacomo on Saturday was a success with approximately 400 children participating. Newspaper articles appeared in the Kansas City Star on Sunday as well as in the Independence Examiner.*

*Mrs. Shields gave an update on the agreement for cable television to broadcast the legislative meetings. She said the agreement would cover both the Kansas City and Independence meetings. However, it only allows for one hour of coverage, so if the Legislature wishes to televise the committee meetings the County will need to negotiate for additional time.*

*Mrs. Shields announced that the Public Works Department has finalized their 1999 Road Program which will be done in two phases. The first phase will be performed by Public Works personnel and will entail repairing approximately 52 miles of road in Jackson County. The second phase is contract paving. The County will be taking bids for approximately 8.5 miles of resurfacing work to begin in May 1999.*

*Finally, she gave an update on the Records Department. She said the department is current in recording and has been since March 1, 1999. Data entry is now complete through January 22, 1999; verification is complete through January 14, 1999; reprinting of cover sheets is complete through January 14, 1999; matching of cover sheets with the original document is complete through January 7, 1999 and scanning is complete through December 29, 1998. The next step is to xerox copies for the title companies while the County still has the originals. This has been a slow process. For a short term solution, the County has leased two additional copiers and has also contracted with title companies to make copies. The long term solution is to provide electronic images on compact discs to provide to the title companies. Staff will meet with the title companies this Wednesday to discuss this option. If the title companies agree to go with this new procedure, it will speed up the process.*

*Terry Young, County Legislator, said she has spoken to several people who work for title companies who say that the information is not reliable. They showed her how they can search the same way on two different public view stations and come up with different results. She also said that one person had a document recorded in November 1998 that could not be found in the system. She asked the Administration to explain.*

*Ms. Shields and Ms. Duncan said they would like more details from Ms. Young so they could research and resolve these matters.*

**6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE**

[2902](#)

Finance and Audit Committee moved to perfect.

*Lisa White Hardwick objects to the consent agenda.*

[2902](#) Dan Tarwater moved to perfect Ordinance #2902. Seconded by Dennis Waits.

Yes: 5 - Victor E. Callahan, Fred Arbanas, Ronald E. Finley, Dennis Waits and Terry Young  
Abstain: 1 - Lisa White Hardwick  
Absent: 2 - Scott Burnett and Bob Spence

(PERFECTED)

[2902](#) Dennis Waits moved to suspend the rules to consider final passage of Ordinance #2902. Seconded by Ronald E. Finley.

**The motion passed by a voice vote.** (APPROVED)

[2902](#) Dennis Waits moved the passage of Ordinance #2902 as perfected, authorizing the renewal of the Series 1994 Leasehold Revenue Bond 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. Seconded by Dan Tarwater.

Yes: 5 - Victor E. Callahan, Fred Arbanas, Ronald E. Finley, Dennis Waits and Terry Young  
Abstain: 1 - Lisa White Hardwick  
Absent: 2 - Scott Burnett and Bob Spence

(ADOPTED)

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

*None.*

## 8 RESOLUTIONS IN COMMITTEE

[12563](#) A RESOLUTION congratulating Judith L. Ness upon receiving Raytown's Citizen of the Year Award.

[12564](#) Fred Arbanas moved the passage of Resolution #12564, congratulating Sherry Ray, a nurse at the Jefferson Health Care nursing home, for receiving the 1998 Eldon & Elba Shively Caregiving Excellence Award for Missouri. Seconded by Dennis Waits.

Yes: 6 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Ronald E. Finley, Dennis Waits and Terry Young  
Absent: 2 - Scott Burnett and Bob Spence

(ADOPTED)

[12566](#) 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 \$39,082.00.

[12571](#) Health and Justice Committee moved do pass the Health and Justice Committee Amendment of 3/22/1999, to delete the figure "3,226,253.00" and insert the figure "2,776,412.00" in the second paragraph on page one. Consent Agenda.

- [12573](#) A RESOLUTION increasing the contract with the Kansas City Board of Police Commissioners for Alert II law enforcement computer information services, and authorizing the County Executive to enter into an Addendum to Agreement, at an additional cost to the County of \$7,600.00.
- [12576](#) Health and Justice Committee moved do pass. Consent Agenda.
- [12578](#) Anti-Drug Committee moved do pass. Consent Agenda.
- [12579](#) Land Use Committee moved do pass. Consent Agenda.
- [12580](#) Land Use Committee moved do pass. Consent Agenda.
- [12581](#) Land Use Committee moved do pass. Consent Agenda.
- [12582](#) A RESOLUTION awarding a contract for the furnishing of software maintenance for use by the Management Information Systems Department to Macro 4 of Parsippany, New Jersey, at a cost to the County not to exceed \$13,968.24, as a sole source purchase.
- [12583](#) Land Use Committee moved do pass. Consent Agenda.
- [12584](#) Land Use Committee moved do pass. Consent Agenda.
- [12585](#) A RESOLUTION awarding a term and supply contract on Bid No. 2-99 for the furnishing of grass seed for use by the Parks and Recreation Department to Williams Grass Seed, Inc., of Maryville, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$40,000.00.
- [12586](#) Public Works Committee moved do pass. Consent Agenda.
- [12587](#) Land Use Committee moved do pass. Consent Agenda.
- [12588](#) Land Use Committee moved do pass. Consent Agenda.
- [12589](#) Land Use Committee moved do pass. Consent Agenda.
- [12593](#) 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: 6 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Ronald E. Finley, Dennis Waits and Terry Young

Absent: 2 - Scott Burnett and Bob Spence

12571

A RESOLUTION authorizing Change Order No. 9 to the contract with Mark I Electric Company of Kansas City, MO (Bid No. PW-2345, Bid Package No. 7), for various changes required in connection with the furnishing and installation of electrical and security systems for the expansion at the Jackson County Detention Center, increasing the contract amount by \$82,244.00.

(ADOPTED)

12576

A RESOLUTION authorizing Change Order No. 16 to the contract with Walton Construction Co. of Kansas City, MO (Bid No. PW-2345, Bid Package No. 8), for various changes required in connection with general construction for the expansion at the Jackson County Detention Center, increasing the contract amount by \$124,815.00.

(ADOPTED)

12578

A RESOLUTION transferring \$43,871.98 within the 1999 Anti-Drug Sales Tax Fund to cover one year's lease payments for office space for use by the Prosecuting Attorney's Office for its Drug Court Program from Tidwell Company of Overland Park, KS, acting as agent for Fourteen-Fifteen McGee Street, Inc.

(ADOPTED)

12579

A RESOLUTION authorizing the purchase of proprietary novelty items for resale by the Parks and Recreation Department at the various marinas from Anderson Wholesale of Muskogee, OK, in the estimated amount of \$9,000.00.

(ADOPTED)

12580

A RESOLUTION awarding a contract on Bid No. PW-01-99 for the Longview Lake - Fred Arbanas Golf Course Cartpath Replacement, Phase III, Project No. 2393, to List & Clark Construction Co., of Overland Park, KS, in the actual amount of \$134,983.00.

(ADOPTED)

12581

A RESOLUTION increasing the contract on Bid No. 127-98 for the upgrading of underground fuel tanks for use by the Parks and Recreation Department at the Longview Marina to Double Check, of Kansas City, MO, in the actual amount of \$42,230.00.

(ADOPTED)

- [12583](#) A RESOLUTION approving the purchase of one Ram 3500, one Ram 2500 4x2, two Ram 2500 4x4's, and one Dodge Ram 3500 4x2 from Raytown Dodge of Raytown, MO; one 1999 Ford F-350 from Olathe Ford of Olathe, KS, and three International 4900 4x2's from KCR International Trucks, Inc., of Kansas City, MO, for use by the Parks and Recreation Department, under the Mid-America Council of Public Purchasing's Joint Governmental Fleet Bid, an existing government contract of the Unified Government of Wyandotte County/Kansas City, Kansas, at an actual cost to the County of \$243,798.00.  
(ADOPTED)
- [12584](#) A RESOLUTION approving a four-month term and supply contract for the furnishing of outboard motors for use by the Parks and Recreation Department to Outboard Marine Corporation of Waukegan, IL, under a state of Florida government contract at a cost to the County not to exceed \$22,000.00.  
(ADOPTED)
- [12586](#) A RESOLUTION awarding a term and supply contract on Bid No. 4-99 for the furnishing of brake parts for use by the Public Works and Parks and Recreation Departments to O'Reilly Auto Parts of Springfield, MO, to provide for departmental needs for the upcoming ten-month period, in the estimated amount of \$16,000.00.  
(ADOPTED)
- [12587](#) A RESOLUTION awarding a term and supply contract on Bid No. 25-99 for the rental of heavy equipment with operator for use by the Parks and Recreation Department to Damon Pursell Construction Co. of Liberty, MO, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$10,000.00.  
(ADOPTED)
- [12588](#) A RESOLUTION awarding a term and supply contract for the purchase of O.M.C. repair parts and accessories for outboard motors of the rental fleet at the three marinas for use by the Parks and Recreation Department to Outboard Marine Corporation of Waukegan, IL, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$20,000.00, as a sole source purchase.  
(ADOPTED)
- [12589](#) A RESOLUTION awarding a contract on Bid No. 13-99 for the demolition and replacement of ten picnic structures for the Parks and Recreation Department to River Oak Construction, Inc., of Lee's Summit, MO, in the actual amount of \$384,908.00.  
(ADOPTED)
- [12593](#) A RESOLUTION 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 \$316,000.00.  
(ADOPTED)

**10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE**

[2903](#) Appropriating \$32,721.00 from the unappropriated surplus of the 1999 Grant Fund to cover the Family Court Division's CSAT Family Drug Court Initiative funded by the Missouri Department of Mental Health.

*(Health and Justice Committee)*

[2904](#) Appropriating \$35,381.00 from the unappropriated surplus of the 1999 Grant Fund to cover a grant to the Records Department by the Missouri Secretary of States' Office for shelving for its Record Center, received from the Missouri Department of Corrections and the transfer of matching funds, and authorizing the Director of Purchasing to execute a purchase order in the amount of \$42,935.00.

*(Finance and Audit Committee)*

*Ronald E. Finley, County Legislator, advised Jane McQueeney, County Counselor, that he was not contacted by her office about being the sponsor on Ordinance #2904 or Resolution #12603. He would appreciate being contacted prior to being named the sponsor so that he has time to review the legislation.*

*Mrs. McQueeney said she would talk with her staff about this matter.*

## 11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[12595](#) Declaring certain cars as surplus personal property and authorizing their disposal by way of donation to Lone Jack, Missouri Police Department and the Blue Springs, Missouri School District.

*(Health and Justice Committee)*

[12596](#) Increasing the contract on Bid No. 158-98 for a tire service truck with equipment with trade-in for the Public Works Department to KCR International Trucks, Inc., of Kansas City, MO, in the actual amount of \$4,250.00.

*(Public Works Committee)*

[12597](#) Awarding a term and supply contract on Bid No. 12-99 for the monitoring and repairs of park alarms for use by the Parks and Recreation Department to Strong Alarm of Overland Park, KS, to provide for departmental needs for the upcoming one-year period, in the estimated amount of \$10,000.00.

*(Land Use Committee)*

[12598](#) Approving the purchase of two 1999 Ford Explorers from Prestige Ford of Kansas City, MO, and one 1999 Jeep Cherokee from Jack Miller Automotive Group of Kansas City, MO, for use by the Public Works Department, in the actual amount of \$65,217.00, under an existing government contract of the Unified Government of Wyandotte County/Kansas City, KS.

*(Public Works Committee)*

[12599](#) Approving the purchase of one 1999 Ford F-350 for use by the Public Works Department, from Olathe Ford of Olathe, KS, in the actual amount of \$28,616.00, under an existing government contract of the Unified Government of Wyandotte County/Kansas City, KS.

*(Public Works Committee)*

[12600](#) Awarding a term and supply contract on Bid No. 194-98 for the furnishing of miscellaneous PC hardware and software for use county-wide to Midwest Technology of Kansas City, MO (\$15,000.00), Azarat Marketing of Miami, FL (\$9,000.00), Micrologic Business of Independence, MO (\$6,000.00), Dot Com of Union City, CA (\$5,000.00), Resellers Corporation of Lomita, CA (\$5,000.00), Vertex Technologies of Momouth Junction, NJ (\$3,000.00), Nasatech of Overland Park, KS (\$3,000.00), Missouri Information of Kansas City, MO (\$2,500.00), American Datacom of Overland Park, KS (\$1,500.00), and Arsys Innotech of Fremont, CA (\$1,500.00), to provide for county-wide needs for the upcoming one-year period, in the estimated aggregate amount of \$51,500.00.

*(Finance and Audit Committee)*

[12601](#) Awarding a contract on Bid No. 188-98 for the furnishing of vending machine services for County facilities to Canteen Vending of Kansas City, MO.

*(Finance and Audit Committee)*

[12602](#) Authorizing the County Executive to execute a contract with the Full Employment Council, to provide job training, placement, and educational services for the Prosecuting Attorney's Deferred Prosecution and Drug Court Programs, at a cost to the County not to exceed \$76,000.00.

*(Anti-Drug Committee)*

[12603](#) Awarding a term and supply contract on Bid No. 193-98 for the furnishing of personal computers for use county-wide to Computer Expo, Incorporated, of Houston, TX, in the estimated amount of \$100,000.00.

*(Finance and Audit Committee)*

*No dissenting vote to consider Resolution #12604 - not on printed agenda.*

[12604](#) Terry Young moved the passage of Resolution #12604, increasing the contract on Bid No. 110-98 for remodeling of office space for use by the Sheriff's Department to River Oak, Inc., of Lee's Summit, MO, in the actual amount of \$26,731.10. Seconded by Dan Tarwater.

Yes: 6 - Victor E. Callahan, Lisa White Hardwick, Fred Arbanas, Ronald E. Finley, Dennis Waits and Terry Young

Absent: 2 - Scott Burnett and Bob Spence

(ADOPTED)

## 12 COUNTY EXECUTIVE ORDERS

*None.*



**13 UNFINISHED BUSINESS**

None.

**14 NEW BUSINESS**

Jane McQueeney, County Counselor, informed the Legislature that a motion for summary judgement has been granted on the Lisa Hughes case. There has been a dismissal on all counts and issues. The order was dated March 15, 1999. Unless the decision is appealed, the case is closed. She thanked Arthur Hogg and Carla White from her office and Earlene Farr, who worked under the previous County Counselor, for their hard work on this case.

Ronald E. Finley asked if the County will recover money for attorney fees.

Mrs. McQueeney responded that in previous cases decided by the Supreme Court they generally do not award fees to the defendants unless the case is found to be frivolous and malicious in the prosecution. She said the judge's order does not come across as being that strong. However, the County can consider this option.

Victor E. Callahan, Chairman, thanked Fred Arbanas, Dennis Waits and Dan Tarwater for their courage to do what was right in this case.

**15 ADJOURNMENT**

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

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

(APPROVED)

*Meeting adjourned until Monday, March 29, 1999 at 1:00 p.m. in the Legislative Assembly Area, Kansas City, Missouri.*