



# Jackson County Missouri

## JOURNAL

### County Legislature

Jackson County Courthouse  
415 East 12th Street, 2nd floor  
Kansas City, Missouri 64106  
(816)881-3242

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

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Monday, October 4, 2004

3:30 PM

Thirty-ninth Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

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Henry C. Rizzo, Vice Chairman, called the meeting of the Jackson County Legislature to order.

**1 ROLL CALL**

Present: Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence  
Absent: Scott Burnett and Scott Burnett

**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 9/27/2004.  
Seconded by Fred Arbanas.

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

(APPROVED)

**4 HEARINGS**

None.

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

None.

*Fred Arbanas, County Legislator, asked Katheryn Shields if Jackson County would be represented at a Missouri Trails meeting being held Thursday through Saturday in Columbia, Missouri. ([www.mopark.org](http://www.mopark.org))*

*Katheryn Shields, County Executive, said she would take down the information and make sure we have someone attend.*

Ronald E. Finley, County Legislator, asked about the status of the computer security policy and if we have the expertise in house to look at what we might need. He asked if we need to consider a consultant.

Katheryn Shields said she is working with the Sheriff and Prosecutor's office and should have something in 2 or 3 weeks. She said she is willing to discuss with the Legislature, MIS and Mr. Chaudry our needs and if we might need outside help.

Ronald E. Finley said he received from Mr. Rucker information regarding the status of the Self Insurance Fund and would like some clarification on the figures as to what we actually have available.

Katheryn Shields said this can be discussed in closed session.

## 6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

Fred Arbanas moved to waive the reading of Ordinances #3547, #3548 and #3549. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

The Land Use Committee will have a public hearing on the above mentioned ordinances on Thursday, October 14, 2004 at 1:00 P.M. at Fleming Hall.

[3547](#)

AN ORDINANCE granting a conditional use permit (CUP) in District A (Agricultural) for a period of twenty (20) years to continue operation of a 125 foot high radio transmission tower as to a certain 0.78 ± acre tract.

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

[3548](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District A (Agricultural) to District RR (Residential Ranchette), a certain 10 ± acre tract.

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

[3549](#)

AN ORDINANCE amending the districts established by the Jackson County Zoning Order changing from District GB-p (General Business-Planned Development) to District GB (General Business), a certain 3 ± acre tract.

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

[3550](#)

Robert A. Stringfield moved to perfect the Health and Justice Committee Amendment of 10/4/2004, to delete the figure "33,800.00" and insert the figure "6,000.00" after the word "appropriating" in the heading. Seconded by Rhonda L. Shoemaker.

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

(PERFECTED)

[3550](#)

Robert A. Stringfield moved to suspend the rules to consider final passage of Ordinance #3550. Seconded by Bob Spence.

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Scott Burnett and Scott Burnett

(APPROVED)

[3550](#) Robert A. Stringfield moved the passage of Ordinance #3550 as perfected, appropriating \$6,000.00 from the unappropriated surplus of the 2004 Federal Forfeiture Fund and authorizing the Purchasing Director to issue purchase orders for the purchase of legal publications for use by the Prosecutor's Office (\$15,600.00) and the Department of Corrections (\$18,200.00) to West Group of Carol Stream, IL, as a sole source purchase, in the actual amount of \$33,800.00. Seconded by Dennis Waits.

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Scott Burnett and Scott Burnett

(ADOPTED)

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3546](#) Consent Agenda.

## 8 RESOLUTIONS IN COMMITTEE

[15166](#) Public Works Committee moved do pass. Consent Agenda.

[15167](#) Public Works Committee moved do pass. Consent Agenda.

[15168](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15169](#) Anti-Drug Committee moved do pass.

*Dennis Waits objects to the Consent Agenda.*

[15169](#) Dennis Waits moved the passage of Resolution #15169, authorizing the County Executive to execute an Agreement with the Fort Osage R-1 School District, for its Truancy Prevention program, in an amount not to exceed \$52,706.00, as a local match to a state grant. Seconded by Rhonda L. Shoemaker.

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Scott Burnett and Scott Burnett

(ADOPTED)

[15170](#) Robert A. Stringfield moved the passage of Resolution #15170, authorizing the County Executive to execute an agreement with Swope Parkway Health Center for its "Health Care For The Homeless" program, for the treatment of abusers of illegal drugs, as a local match to a federal grant at a cost to the County not to exceed \$90,000.00. Seconded by Dennis Waits.

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Scott Burnett and Scott Burnett

(ADOPTED)

[15171](#) A RESOLUTION granting a one-year waiver of the residency requirement for non-merit employees for Investigator/Paralegal Pamela Fellin pursuant to §730., Jackson County Code.

*(Legislature As A Whole - 1st. Meeting)*

[15173](#) Fred Arbanas moved the passage of Resolution #15173, expressing the sympathy of the Legislature to the family, friends, and firefighting community upon the tragic and untimely death of Gerald "Mac" McGowan. Seconded by Robert A. Stringfield.

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Scott Burnett and Scott Burnett

(ADOPTED)

[15176](#) Public Works Committee moved do pass. Consent Agenda.

## 9 CONSENT AGENDA

[3546](#) AN ORDINANCE appropriating \$20,000.00 from the unappropriated surplus of the 2004 Grant Fund to cover the Family Court Division's Child Protection Center -Jewish Heritage Foundation Grant received from the Jewish Heritage Foundation.

(ADOPTED)

[15166](#) A RESOLUTION authorizing payment of \$229,331.00 to the City of Blue Springs from the Blue Springs CURS account for use in the City's Adams Dairy Parkway Three Phase II and Adams Dairy Parkway Phase VI.

(ADOPTED)

[15167](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of O.E.M. Ford tractor parts and service for use by the Public Works and Parks and Recreation Departments to Olathe Tractor and Equipment of Olathe, KS, under a City of Independence government contract, at an estimated cost to the County of \$34,000.00.

(ADOPTED)

[15168](#)

A RESOLUTION authorizing an increase and Addendum to Agreement for the furnishing of transitional living expenses for homeless persons to Newhouse of Kansas City, MO, at an increased cost in the amount of \$3,008.00 to the County for a total cost to the County not to exceed \$18,008.00.

(ADOPTED)

[15176](#)

A RESOLUTION authorizing the County Executive to execute Change Order No. 1 to the contract with Jenkins & Associates, Inc., of Shawnee Mission, KS, for office building alterations at the Public Works Department New Technology Center, at a cost to the County not to exceed \$27,966.00.

(ADOPTED)

To adopt Ordinance 3546. To adopt Resolutions 15166, 15167, 15168, 15176.

Dennis Waits moved the passage of the consent agenda. Seconded by Robert A. Stringfield. The motion passed by a roll call vote:

Yes: 6 - Robert A. Stringfield, Fred Arbanas, Ronald E. Finley, Dennis Waits, Rhonda L. Shoemaker and Bob Spence

Absent: 2 - Scott Burnett and Scott Burnett

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

- [3551](#) Appropriating \$16,845.00 from the unappropriated surplus of the 2004 Grant Fund to cover the Child Protection Center Supplement Grant for the Family Court funded by the Kauffman Foundation.  
*(Health and Justice Committee)*

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

- [15179](#) Awarding a contract for the furnishing of a subscription for AutoCad software upgrades for use by the Public Works Department to DLT Solutions, Inc., of Herndon, VA, at a cost to the County not to exceed \$5,243.20, as a sole source purchase.  
*(Public Works Committee)*

- [15180](#) Awarding a twelve-month term and supply contract under Electronic Solicitation No. BB200466 for furnishing of paper towels and dispensers for use by the Department of Corrections to CEP, Inc. (Controlled Environmental Products) of Kansas City, MO, at an estimated cost to the County of \$7,672.00.  
*(Health and Justice Committee)*

- [15181](#) Awarding a contract on Bid No. 42-04 for the furnishing of shelving for use by the Records Department to WareStar, Inc., of Lenexa, KS, in the amount of \$23,700.00.  
*(Finance and Audit Committee)*

- [15182](#) Authorizing the Jackson County Legislature to hold a closed meeting on Monday, October 4, 2004, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under Section 610.021(1) (2) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting.  
*(Legislature As A Whole)*

**12 COUNTY EXECUTIVE ORDERS**

*None.*

**13 UNFINISHED BUSINESS**

Ronald E. Finley referred to Resolution #15171 and said he had expressed a need for a specific policy on residency. He understood that Ed Rucker would circulate a policy and asked if we had anything at this time.

Ed Rucker, County Counselor, said he can not circulate a policy but can give suggestions. He said currently we have a two tier residency policy - non merit employees and merit employees. Both of them are subject to the same residency requirement. He said he could compose several standards for the Legislature to review.

Ronald E. Finley said the Legislature needs to be advised exactly what the status is of our residency requirement. He said Jackson County does not have a definition of residency but he likes the definition used by the City of Kansas City, Missouri.

Dennis Waits, County Legislator, said he was confused as to whether or not we are tightening up the definition of what is a resident as compared to what our policy is regarding how we deal with people who are or are not residents. He said Jackson County has a policy in place and he understands the need to tighten up the definition of residency. The Legislature can make suggestions to Mr. Rucker as to what criteria should be included.

Ronald E. Finley said he has a fax from 2 citizens who have come to the Legislative meetings to testify. He said they are interested in Resolution #15171. Since the matter is before the Legislature As A Whole he asked Mr. Rizzo the intention of the Chair regarding public testimony.

Henry C. Rizzo, Vice Chairman, said he did not object and believes the Legislature should have public testimony. He recommended that the citizens be allowed to speak on Resolution #15171 at next weeks legislative meeting.

Robert A. Stringfield, County Legislator, asked what was going to be done with the review of the Office of Human Relations and Citizen Complaints (OHRCC). He asked if there was a proposal to run it through a committee or the Legislature as a Whole to try to comply with the recommendations.

Dennis Waits said any legislator can come up with a resolution with recommendations.

Robert A. Stringfield asked if there would be public testimony regarding OHRCC review.

Henry C. Rizzo said he would like Chairman Burnett to be present on that discussion next week.

Ronald E. Finley asked Ken Evans when he would like to give a demonstration on the county web site.

Ken Evans, Public Information Officer, said he would like to do the demonstration in two weeks and said that Mary Jo Spino, Clerk of the Legislature, would like to be involved.

**14 NEW BUSINESS**

None.

15      **ADJOURNMENT**

Ronald E. Finley moved to adjourn the meeting. Seconded by Bob Spence.

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

(APPROVED)

*The next legislative meeting will be held on TUESDAY, October 12, 2004 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*