



Jackson County Missouri

JOURNAL

County Legislature

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

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

Monday, May 15, 2006

2:30 PM

Twenty-First Regular Meeting

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

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

1 ROLL CALL

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

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 5/9/2006.
Seconded by Eugene Standifer Jr..

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Ken Evans, Public Information Officer, announced that he has a new opportunity in the Prosecutor's office and has given his two weeks notice. He expressed his appreciation to Katheryn Shields and to all members of the Jackson County Legislature for allowing him to work with them over the past 8 years.

Henry C. Rizzo presented a 25 year service pin to Liz Pruitt, Deputy County Clerk.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, announced that Jackson County is receiving an additional grant for the Fort Osage Education Center. The National Park Service has awarded Jackson County with a \$145,000.00 grant to assist in the fabrication of interpretive museum exhibits for the new Fort Osage Education Center. This highly competitive grant program is administered through the Lewis and Clark National Historic Trail's Challenge Cost Share Program. The grant amount to Jackson County was the second highest awarded. She said we should be proud of this project and the fact that it is receiving this type of national support.

The center will not only focus on the history of the Native Americans in the area of the fort, on the Lewis and Clark in that time period, but it is also going to be an excellent example of environmental construction. It not only looks to the past, in terms of what came before us, but also looks to the future in guiding us in terms of the type of actions we ought to be taking. It will be an important educational tool for the children in the community. She commended the Parks Department, Gary Salva and his staff for the work they have done to make this award possible.

Katheryn reported on some other environmental news. She said the first quarter report from Corporate Express on environmental purchases shows an increase from 18% to over 56% for recycled products. She thanked everyone for their support of green purchasing and Corporate Express. Under the program set up by Corporate Express, if a customer orders an item, if there is an environmental product it defaults to that item. The customer must override the system if they want to purchase something different.

Henry C. Rizzo said the County Legislature looks at the lobbying in Jefferson City and sometimes there is an issue that needs an extra push or that we ask them to oppose. With the new bill that was passed, the County Legislature will ask the Governor to veto it, if the Legislature has the votes to pass Resolution #15887. He said one of the most protected things we have, not only in this county but in the United States, is our voting rights and he thinks it deserves some time for discussion before the full Legislature.

Beth Gothstein, property owner and resident of Jackson County, distributed a handout to members of the County Legislature. She criticized Missouri Senate Bill #1014 known as the voter protection act and urged the County Legislature to adopt Resolution #15887 in its original form. She thanked the sponsors of the Resolution for their time, interest and courage to speak out against Senate Bill #1014. (Audio or video available for her comments in their entirety.)

Robert A. Stringfield, County Legislator, said last week he was against this because he was worried about vote fraud. He said the majority of his constituents have asked him to reconsider, so he has reconsidered his position on this legislation. He said he appreciates Beth coming before the Legislature with her concerns.

Bob Spence, County Legislator, said he appreciates Beth's passion but he does not think voter identification requirements are onerous at all. He said it makes good common sense. He said in Senate Bill 1014 there are exceptions to almost all of the items listed in Resolution #15887, the elderly, the indigent, and the disabled. He said the resolution is fraught with errors, it claims that it threatens to exclude eligible Missouri voters including new immigrants. He said he did not know new immigrants could vote, he thought you had to be a citizen. He said he will be voting against the resolution.

Henry C. Rizzo said Senate Bill #1014 is bad legislation. He gave an example of a person he knows from Louisiana who was mid-wifed. She needed identification to go to the bank, so Henry tried calling Louisiana but because she was mid-wifed they had no record of her birth. The only way she can get identification is to go back to Louisiana (she is 75 years old) and get someone from the neighborhood to affirm that she was born. This woman will be denied the right to vote because of this legislation, even though she has been voting all these years.

Dennis Waits asked for clarification. He wanted to know if the Legislature was voting on the amendments made last week or were they voting on the original legislation.

Jay Haden, Deputy County Counselor, said they would need to delete the previous amendments. He also recommended that the Legislature change the language in the BE IT RESOLVED paragraph to read "urges the Governor to veto it", since the General Assembly has already passed it.

Resolution #15887 was adopted at this time. See pages 4 and 5 for details.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3763](#) AN ORDINANCE repealing sections 9103. and 9104., Jackson County Code, 1984, relating to Board of Equalization member salary and compensation, and enacting, in lieu thereof, two new sections relating to the same subject.
(Finance and Audit Committee - 2nd. Perfection)

[3764](#) AN ORDINANCE enacting Chapter 94, Jackson County Code, 1984, relating to archaeological and architectural cultural resources.
(Finance and Audit Committee - 2nd. Perfection)

The Land Use Committee will have a public hearing regarding Ordinances #3765, #3766 and #3767 on Thursday, May 25, 2006 at 1 P.M. at Fleming Hall.

[3765](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RR (Residential Ranchette) a certain 10± acre tract.
(Land Use Committee - 1st. Perfection)

Bob Spence moved to waive the reading on Ordinances #3766 and #3767. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

[3766](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from A (Agricultural) to RR (Residential Ranchette) a certain 20.7± acre tract and approving the preliminary plat "Faulkenberry Acres," creating a four-lot residential subdivision.
(Land Use Committee - 1st. Perfection)

[3767](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from District A (Agricultural) to District RE (Residential Estates) a certain 10± acre tract.
(Land Use Committee - 1st. Perfection)

[3768](#) AN ORDINANCE appropriating \$167,000.00 from the unappropriated surplus of the 2006 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute a cooperative agreement with Swope Health Services in the amount of \$392,000.00 to provide substance abuse treatment and mental health services to clients of the Jackson County Mental Health Court.
(Anti-Drug Committee - 1st. Perfection)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3761](#)

Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15867](#) A RESOLUTION accepting a transfer of ownership of a Mass Prophylactic Trailer from the Mid America Regional Council, under the Homeland Security Urban Area Security Initiative Fund grant, No. 76320, at no cost to the County.

(Health and Justice Committee - 1st. Meeting)

[15873](#) Land Use Committee moved do pass. Consent Agenda.

[15875](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15876](#) Public Works Committee moved do pass. Consent Agenda.

[15877](#) Health and Justice Committee moved do pass. Consent Agenda.

[15878](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15879](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15880](#) Health and Justice Committee moved do pass. Consent Agenda.

[15881](#) Land Use Committee moved do pass. Consent Agenda.

[15883](#) Health and Justice Committee moved do pass. Consent Agenda.

RESOLUTION #15887

Dan Tarwater moved to adopt Resolution #15887 in its original form. Seconded by Eugene Standifer, Jr.

The motion passed by a voice vote. (APPROVED)

Bob Spence moved to amend Resolution #15887 by inserting the words "with the exception of Bob Spence and Rhonda Shoemaker" after the words "Jackson County, Missouri," in the BE IT RESOLVED paragraph on page two. Seconded by Dennis Waits.

The motion passed by a voice vote. (APPROVED)

Dennis Waits moved to amend Resolution #15887 to delete the words "the General Assembly to defeat it" and insert the words "Governor Matt Blunt to veto it.", after the word "urges" in the BE IT RESOLVED paragraph on page two. Seconded by Dan Tarwater.

The motion passed by a voice vote. (APPROVED)

[15887](#) Dan Tarwater moved to adopt floor substitute of 5/15/2006, expressing the opposition of the Legislature to Missouri Senate Bill 1014 which requires that voters unnecessarily show federal or Missouri photo identification cards at the polls for voter eligibility. Seconded by Dennis Waits.

Yes: 5 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr. and Dennis Waits

No: 3 - Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

Katheryn Shields agreed with the concerns expressed today. She thinks the right to vote is one of the most precious rights as well as responsibilities that we have in this country. She believes that we should make it easier for people to vote not throw up road blocks.

[15889](#) Anti-Drug Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3761](#) AN ORDINANCE transferring \$12,068.00 within the 2006 General Fund and appropriating \$42,746.00 from the unappropriated surplus of the 2006 Grant Fund for the Coordinated Community Response to Domestic Violence Grant funded by the U.S. Department of Justice.

(ADOPTED)

[15873](#) A RESOLUTION authorizing the County Executive to execute a permanent drainage easement in favor of the City of Independence, MO, to allow installation, operation, and maintenance of a stormwater transmission main through a portion of the County's Little Blue Trace Park.

(ADOPTED)

[15875](#) A RESOLUTION authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the Kansas City Municipal Art Commission for assistance with the artist selection process and consulting services for the Jackson County Public Art program, at a cost to the County not to exceed \$3,000.00.

(ADOPTED)

[15876](#) A RESOLUTION authorizing the County Executive to execute a Cooperative Agreement with the City of Blue Springs, MO, for the furnishing of road maintenance and snow removal.

(ADOPTED)

[15877](#) A RESOLUTION transferring \$15,000.00 within the 2006 Grant Fund for the Community Outreach Restitution program funded by the Missouri Department of Social Services.

(ADOPTED)

[15878](#) A RESOLUTION authorizing the County Executive to execute the Mid-America Regional Council Members' Agreement and Written Consent of the Members of Mid-America Regional Council in support of governance changes within the Mid-America Regional Council corporation.

(ADOPTED)

[15879](#) A RESOLUTION authorizing the Director of the Department of Finance and Purchasing to issue a check in the amount of \$2,000.00 to the City of Kansas City, MO, for the Neighborhoods USA 2006 Homecoming Conference, the 31st annual conference on neighborhood concerns.

(ADOPTED)

[15880](#) A RESOLUTION authorizing the County Executive to execute a cooperative agreement for the Kansas City Pet Project with Spay and Neuter Kansas City, to provide for spay and neutering services and animal welfare education through a partnership with Kansas City, Missouri Animal Control, AnimalKind, and Wayside Waifs, at an actual cost to the County not to exceed \$100,000.00.

(ADOPTED)

[15881](#) A RESOLUTION awarding a contract for the furnishing of a shelving system for use by the Parks and Recreation Department at the Ft. Osage Education Center to Spacesaver Corporation c/o Automated Business Systems of Lenexa, KS, under the terms and conditions of an existing government contract with the City of Kansas City, MO, at an actual cost to the County not to exceed \$35,471.75.

(ADOPTED)

[15883](#) A RESOLUTION authorizing the County Executive to execute Amendment No. 3 to the lease with K.C. Partners for office space for the Public Defender's office, extending the term of the lease for twelve months, and authorizing an additional twelve-month option to extend, at a total cost to the County of \$176,540.04 in 2006.

(ADOPTED)

[15889](#) A RESOLUTION authorizing the County Executive to execute agreements with Jason Needham of Kansas City, KS, Jennifer Osborne of Kansas City, KS, Elaina Wendt of Kansas City, MO, and Tiffany M. Lippincott of Albany, MO, to serve as artist mentors for the MyARTS program, at an actual aggregate cost to the County not to exceed \$57,600.00.

(ADOPTED)

To adopt Ordinance 3761. To adopt Resolutions 15873, 15875, 15876, 15877, 15878, 15879, 15880, 15881, 15883, 15889.

Dan Tarwater moved the passage of the consent agenda. Seconded by Eugene Standifer Jr.. The motion passed by a roll call vote:

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE[3769](#)

Appropriating \$147,273.12 from the unappropriated surplus of the 2006 Grant Fund, representing mitigation funds received from Crackerneck, LLC, to be used for restoration and upkeep of a portion of the Little Blue Trace Park.

(Land Use Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15890](#) Eugene Standifer Jr. moved the passage of Resolution #15890, congratulating Rosemary S. Lowe upon celebrating her 80th birthday and extending sincere appreciation for her extensive service to the community. Seconded by Dennis Waits.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15891](#) Bob Spence moved the passage of Resolution #15891, proclaiming May 21 - May 27, 2006, as National Public Works Week in Jackson County. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence

Absent: 1 - Fred Arbanas

(ADOPTED)

[15892](#) Authorizing the County Executive to execute a Cooperative Agreement and Addendum to Cooperative Agreement with the City of Independence, MO, in connection with the 39th Street (Noland to Lee's Summit), 39th Street (Noland to Chrysler), 35th & Noland Road, Truman Road (M-291 to Swope), and R.D. Mize (Little Blue Parkway to Eureka) public improvement projects, at a total cost to the County not to exceed \$4,000,000.00.

(Public Works Committee)

[15893](#) Authorizing the County Executive to execute a Cooperative Agreement with Wayside Waifs, Inc., to fund a collaboration of area animal care and animal control organizations, at an actual cost to the County not to exceed \$120,195.00.

(Health and Justice Committee)

[15894](#) Awarding a twelve (12)-month term and supply contract for the furnishing of Ford parts for use by the Public Works and Parks and Recreation Departments to Independence Lincoln Mercury of Independence, MO, under the terms and conditions set forth in an existing government contract of the City of Independence, MO.

(Public Works Committee)

No dissenting vote to consider Resolutions #15895 and #15896 - not on printed agenda.

[15895](#)

Bob Spence moved the passage of Resolution #15895, congratulating Dr. Tony Stansberry upon retirement after a distinguished career in education and acknowledging the many contributions he has made as the Lee's Summit R-7 School District Superintendent. Seconded by Rhonda L. Shoemaker.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence
Absent: 1 - Fred Arbanas

(ADOPTED)

[15896](#)

Bob Spence moved the passage of Resolution #15896, recognizing McKenzie Morales for her recent designation of one of nine Scholastic READ 180 All Stars in the United States. Seconded by Dan Tarwater.

Yes: 8 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Rhonda L. Shoemaker, Bob Spence and Bob Spence
Absent: 1 - Fred Arbanas

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

Dan Tarwater moved to adjourn the meeting. Seconded by Rhonda L. Shoemaker.

The motion passed by a voice vote.

(APPROVED)

The next legislative meeting is scheduled to be held on Monday, May 22, 2006 at 2:30 P.M. at the Independence Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.