



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)

Monday, October 10, 2005

3:30 PM

Fortieth Regular Meeting

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

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

1 ROLL CALL

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

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 10/3/2005.
Seconded by Eugene Standifer Jr..

The motion passed by a voice vote.

(APPROVED)

Resolution #15659 was adopted at this time. See page 8 for details.

Resolution #15653 was adopted at this time. See page 7 for details.

4 HEARINGS

Dan Tarwater, Chairman, presented a 25 year service pin to Mary Jo Spino, Clerk of the County Legislature.

David Warm, MARC Executive Director, and Mell Henderson, MARC Transportation Director, presented for the Legislature's review, a regional funding proposal for public transit, trails and green ways and traffic management.

David Warm thanked Mr. Stringfield and Mr. Burnett for their representation on the MARC board of directors. He said they are trying to create a mechanism that will allow them to raise funds on a regional basis to invest in some significant regional public infrastructure systems. The primary focus over the last couple of years has been on a comprehensive public transit system that would connect the metropolitan area. He said they are building awareness and support in order to create the legislative framework that would allow the issue to be put before the voters in the future. He said public outreach and input is important and they have launched a web site called onekcvoice.org. He distributed the proposal to the legislators.

Mell Henderson talked about the systems that the legislation would authorize them to invest in such as the transit, trails and green ways and operation green light systems. The first plan is Smart Moves which is a plan to enhance and expand the public transit services across the metropolitan area. It proposes a doubling of service and tailors the service to match the region. The services are provided in three primary categories called the Rapid Rider, the Freeway Flyer and the Local Link. The Rapid Rider is designed to move patrons quickly and efficiently across the metropolitan area. The Max Service which opened in Kansas City, Missouri this year is an example of the type of service envisioned in the Rapid Rider corridors. The Freeway Flyers operate on the regions freeway system providing service in the morning and afternoon rush hours. It is primarily buses but there is a possibility for commuter rail in two corridors. The Local Link is also included in the plan. It operates along major streets in the region or it operates in the form of community circulators providing access to destinations in a particular geographic area. In addition to the general public services they are anticipating the provision of some special services which will be targeted to members of the community that will require more assisted transportation such as seniors and persons with disabilities. The estimate to implement the Smart Moves plan will cost \$155 million annually. They have identified sources of funding available to be approximately \$90 million annually which leaves a funding gap of \$65 million annually.

The second plan is Metro Green which is a plan to establish over 1,000 miles of green ways and trails connecting both urban and rural corridors in metropolitan Kansas City. The metro green leadership has identified wanting to focus on trails along the major rivers in the region, trails along major stream way corridors, connection of Kansas City to the Katy trail in Missouri and providing facilities that would help us cross major barriers in our region such as rivers and major roadways. They have found that there are very few sources of revenue in the region that are dedicated towards green way and trail development.

The third plan is Operation Green Light which is a plan to coordinate traffic signals among major streets in the region, focusing on the streets that cross through many different jurisdictions. The goal being to reduce stop delays and to improve air pollution, fuel consumption and driver frustration, to improve travel time safety and travel flow. There are three activities that make up Operation Green Light. One is a communications network which will allow traffic signals to communicate with each other and with the central operations center. The second component is new or updated signal controller equipment out in the field to ensure that each location can participate in the system. The third element is revised signal timing plans at each of the intersections that are part of the system, so we are matching the operation of the signal to the real traffic conditions on the ground at that location. They have estimated travel time savings of about 17% in the corridors where the improved signal timing plans will be placed. Operation Greenlight will essentially pay for itself in a year or less through the improved travel time savings and fuel cost savings to motorists. Operation Greenlight will be completed over three phases. Phase I is currently funded but to implement the remaining phases and to operate the system over a 10 year period would cost approximately \$64 million and that funding has not been identified.

David Warm referred to page two of the handout dealing with proposed legislation. He said both Kansas and Missouri would create special regional districts. There will be an eight county area in the regional district which will include Johnson, Leavenworth and Wyandotte in Kansas and Cass, Clay, Jackson, Platte and Ray in Missouri. This would create a mechanism to raise and distribute funds on a metropolitan basis for programs and investments of regional interests. Voters would authorize on a county by county basis a retail sales tax with a cap of 1/2 cent. He said there will be full openness and accountability. He said there is no firm plan but the earliest it would be on the ballot would be the year 2007.

Discussion.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, said two weekends ago was the 30th Annual Missouri Town Fall Festival. This is one of the longest running interpretive events in the greater Kansas City area and it was a great success.

In 2004 Jackson County improved/created a cross country course in Fleming Park with the primary purpose being for the use of high schools in the area. On Friday, October 14, 2005 Fort Osage High School hosts a Kansas City Suburban Big Six Cross Country meet and there will be over 250 athletes participating. On Saturday, October 15, 2005 the course will be the sight of the Big Seven Cross Country Championship. Blue Springs South High School will be the host and over 500 athletes will compete. It is projected that this event will attract over 1,000 spectators. This course is being well used by the high schools in the metropolitan area.

Finally, Katheryn announced that the Household Hazardous Waste event will be held on Saturday, October 15, 2005 at the Public Works Facility in Grain Valley. It is open to everyone in Jackson County, except for the citizens of Buckner, Grandview and Raytown, because they do not participate in the MARC Household Hazardous Waste program. The citizens of Buckner, Grandview and Raytown can bring things but there will be a charge of \$75 per car. It includes items such as car batteries, fluorescent light bulbs, paint etc. She said there will be a forthcoming event for computer recycling.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3686](#)

AN ORDINANCE appropriating \$23,780.00 from the unappropriated surplus of the 2005 Grant Fund in acceptance of an additional grant awarded to the Family Court Division by the Jewish Heritage Foundation.

(Health and Justice Committee - 1st. Perfection)

[3687](#)

Health and Justice Committee moved to perfect.

Rhonda L. Shoemaker objects to the consent agenda.

[3687](#)

Rhonda L. Shoemaker moved to perfect Ordinance #3687. Seconded by Bob Spence.

The motion passed by a voice vote.

(PERFECTED)

[3687](#)

Rhonda L. Shoemaker moved to suspend the rules to consider final passage of Ordinance #3687. Seconded by Fred Arbanas.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

Fred Arbanas said that Ordinance #3688 will be withdrawn. Mark Trosen, Planning and Development Administrator, received a letter from the applicant asking that it be withdrawn.

[3688](#) Amending the zoning districts established by the Unified Development Code by rezoning a certain 2.5 ± acres from District A (Agricultural) to District RE (Residential Estates) District.

(WITHDRAWN BY SPONSOR ARBANAS, CONCURRED BY SHOEMAKER AND SPENCE)

Fred Arbanas moved to waive the reading of Ordinances #3689 through #3692.

Seconded by Dennis Waits.

The motion passed by a voice vote.

(APPROVED)

The Land Use Committee will have a public hearing on Wednesday, October 19, 2005 at 1:00 p.m. at Fleming Hall regarding Ordinances #3689 through #3692.

[3689](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 6 ± acres from District A (Agricultural) to District RE (Residential Estates) District.

(Land Use Committee - 1st. Perfection)

[3690](#) 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) District.

(Land Use Committee - 1st. Perfection)

[3691](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 40,386 square foot lot from District A (Agricultural) to District RS (Residential Suburban) District.

(Land Use Committee - 1st. Perfection)

[3692](#) AN ORDINANCE amending the zoning districts established by the Unified Development Code by rezoning a certain 40,386 square foot lot from District A (Agricultural) to District RS (Residential Suburban) District.

(Land Use Committee - 1st. Perfection)

[3693](#) Land Use Committee moved to perfect.

Fred Arbanas objects to the consent agenda.

[3693](#) Fred Arbanas moved to perfect Ordinance #3693. Seconded by Bob Spence.

The motion passed by a voice vote.

(PERFECTED)

[3693](#) Fred Arbanas moved to suspend the rules to consider final passage of Ordinance #3693. Seconded by Bob Spence.

The motion passed by a voice vote.

(APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3694](#) Public Works Committee moved to perfect.
Bob Spence objects to the consent agenda.

[3694](#) Bob Spence moved to perfect Ordinance #3694. Seconded by Dennis Waits.
The motion passed by a voice vote. (PERFECTED)

[3694](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3694.
Seconded by Dennis Waits.
The motion passed by a voice vote. (APPROVED)
Consent Agenda. See Final Passage of Proposed Ordinances.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3687](#) Consent Agenda.

[3693](#) Consent Agenda.

[3694](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[15632](#) Health and Justice Committee moved do pass. Consent Agenda.

[15635](#) Transferring \$7,214.00 within the 2005 Anti-Drug Sales Tax Fund for the purpose of using Local Law Enforcement Block Grant 2004-2005 monies to cover the cost of purchasing computer equipment for use by the Prosecuting Attorney's Drug Court Unit.
(WITHDRAWN BY SPONSOR WAITS, CONCURRED BY RIZZO AND BURNETT)

[15643](#) Land Use Committee moved do pass. Consent Agenda.

[15646](#) A RESOLUTION correcting the stated transfer of \$288,812.00 within the 2005 Anti-Drug Sales Tax Fund previously authorized by Resolution 15629, dated September 12, 2005, to cover the cost of hardware, installation, training, consulting and maintenance for an upgrade of the Wireless Personal Data Terminals (PDTs) used by the Corrections Department.
(Finance and Audit Committee - 1st. Meeting)

[15648](#) Land Use Committee moved do pass. Consent Agenda.

[15649](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15650](#) Health and Justice Committee moved do pass. Consent Agenda.

[15651](#) Health and Justice Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3687](#) AN ORDINANCE appropriating \$25,591.00 from the unappropriated surplus of the 2005 Health Fund and authorizing the Director of the Department of Finance to issue a check in the amount of \$25,590.68 to the Mid-America Regional Council as a pass-through of funds received from the Missouri Emergency Response Commission.

(ADOPTED)

[3693](#) AN ORDINANCE approving the preliminary plat of Churchill Estates, 4th Plat pursuant to the Unified Development Code creating sixty-three (63) single family residential lots on 22 ± acres.

(ADOPTED)

[3694](#) AN ORDINANCE extending the boundaries of Salem East Sewer District #95.

(ADOPTED)

[15632](#) A RESOLUTION authorizing the County Executive to execute an Intergovernmental Cooperative Agreement for consultant services for Animal Control Services through the City of Kansas City, Missouri, at an actual cost to the County not to exceed \$5,000.00.

(ADOPTED)

[15643](#) A RESOLUTION authorizing the County Executive to execute a joint funding agreement with the United States Geological Survey for technical design assistance with interpretive exhibits for the Fort Osage Education Center at a cost to the County not to exceed \$12,000.00.

(ADOPTED)

[15648](#) A RESOLUTION authorizing the County Executive to execute an Agreement with Crackerneck Creek, LLC., for mitigation of environmental impact required for the Bass Pro Development adjacent to the Little Blue Trace Park upon payment of \$147,273.12 in consideration for the Agreement.

(ADOPTED)

[15649](#) A RESOLUTION transferring \$10,094.00 within the 2005 Anti-Drug Sales Tax Fund and \$22,871.00 within the 2005 General Fund to cover the cost of increased compensation for the Prosecuting Attorney's executive staff.

(ADOPTED)

[15650](#) A RESOLUTION authorizing the County Executive to execute one year contracts with annual renewal options for two additional years for the furnishing of dental insurance as an employee benefit for use Countywide to Assurant Employee Benefits of Kansas City, MO and Metropolitan Life Insurance Co. of New York, NY under the terms and conditions of Request For Proposal No. 26-05 at an annual estimated first year cost to the County of \$59,220.00.

(ADOPTED)

[15651](#) A RESOLUTION authorizing the County Executive to execute a one year contract with annual renewal options for two additional years for the furnishing of Health Insurance as an employee benefit for use Countywide to Coventry Health Care of Kansas, Inc., of Kansas City, MO under the terms and conditions of Request For Proposal No. 25-05 at an annual estimated 1st year cost to the County of \$8,535,183.60.

(ADOPTED)

To adopt Ordinances 3687, 3693, 3694. To adopt Resolutions 15632, 15643, 15648, 15649, 15650, 15651.

Dennis Waits moved the passage of the consent agenda. Seconded by Henry C. Rizzo. The motion passed by a roll call vote:

Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

None.

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[15653](#) Dennis Waits moved the passage of Resolution #15653, congratulating Lisa Gentleman on receiving the Honorable H. Michael Coburn Community Service Award. Seconded by Scott Burnett.

Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

[15654](#) Fred Arbanas moved the passage of Resolution #15654, authorizing the County Executive to execute a License and Professional Services Agreement with Entercom-Kansas City, LLC, for the sponsorship of an event at Longview Lake, at an actual cost to the County of \$7,500.00. Seconded by Dennis Waits.

Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

Resolution #15654 was adopted pending compliance.

- [15655](#) Authorizing the County Executive to execute an Agreement with the Missouri Highway and Transportation Commission and the Burlington Northern and Santa Fe Railway Company in connection with the installation of flashing light signals and gates near Atherton, Missouri.
(Public Works Committee)
- [15656](#) Transferring \$48,750.00 within the 2005 Health Fund and authorizing the County Executive to execute an Agreement with Kansas City Free Health Clinic as the successor administrative coordinator for the use of \$48,750.00 from the 2005 Health Fund for health-related services for Jackson County residents.
(Health and Justice Committee)
- [15657](#) Bob Spence moved the passage of Resolution #15657, transferring a total of \$13,230.00 within the 2005 General Fund and \$840.00 within the 2005 Assessment Fund and authorizing the County Executive to provide vehicle parking for employees of Jackson County who are stationed in Downtown Kansas City, Missouri at a total cost to the County of \$14,070.00. Seconded by Dennis Waits.
Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

- [15658](#) Transferring \$1,435.00 within the 2005 General Fund and authorizing the County Executive to execute an amendment to the 2005-2008 Memorandum of Understanding with the Local Union No. 42 of the International Association of Fire Fighters bargaining unit to provide for transportation allowances for all Assistant Prosecuting Attorneys of the Jackson County Prosecutor's office.

(WITHDRAWN BY SPONSOR RIZZO, CONCURRED BY SPENCE AND WAITS)

No dissenting vote to consider Resolution #15659 - not on printed agenda.

- [15659](#) Bob Spence moved the passage of Resolution #15659, congratulating Brooke Stanke on receiving an Award of Excellence from the National PTA Reflections fine arts competition. Seconded by Dennis Waits.
Yes: 9 - Robert A. Stringfield, Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda L. Shoemaker and Bob Spence

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

Executive Order #05-22 was withdrawn by Kathryn Shields, County Executive.

13 UNFINISHED BUSINESS

Scott Burnett, County Legislator, gave the dates and times for the public hearings regarding the Harry S Truman Sports Complex.

Tuesday, October 11, 2005 - 6:30 P.M. - Westport Roanoke Community Center, 3601 Roanoke Road, Kansas City, Missouri

Wednesday, October 12, 2005 - 6:30 P.M. - Blue Springs Chamber of Commerce, 1000 Main Street, Blue Springs, Missouri

Tuesday, October 18, 2005 - 6:30 P.M. - Grandview Recreation Center, View Room, 13500 Meyers Road, Grandview, Missouri

Henry C. Rizzo, County Legislator, commended Scott Burnett for his work on setting up these hearings.

Rhonda L. Shoemaker, County Legislator, recognized her son Troy Shoemaker in the audience from China. He has been in China for two years.

14 NEW BUSINESS

Dan Tarwater said he has spoken to Mike Sanders, Prosecuting Attorney and Kathryn Shields, County Executive, about having a campaign for STOP Violence. They are looking for additional monies through grant matches or other sources. Dan asked Mike to talk about this issue at the legislative meeting next week.

15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Henry C. Rizzo.

The motion passed by a voice vote.

(APPROVED)

Meeting adjourned until Monday, October 17, 2005 at 3:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.