



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Jackson County Courthouse
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Kansas City, Missouri 64106
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*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, October 2, 2006

2:30 PM

Thirty-Eighth 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, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Bob Spence and Bob Spence
Absent: Rhonda L. Shoemaker

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 9/25/2006.
Seconded by Eugene Standifer Jr..

The motion passed by a voice vote.

(APPROVED)

4 HEARINGS

Gary Eastman, Attorney for the Pension Board, was present to answer questions regarding Section 1542 - Plan Administrator Duties. The County Legislature adopted Ordinances #3799 and #3788 enacting sections 1523 and 1542 of the Jackson County Code, 1984.

Discussion. (Refer to video/audio tape for details.)

Ed Rucker, County Counselor, said he will report back to the Legislature regarding this matter in two weeks.

Bob Spence, County Legislator, announced that Tom Reiss with Governor Blunt's office advised him that the Governor appointed Deron Cherry to the Jackson County Sports Complex Authority.

Henry C. Rizzo said he did not ask the County Counselor to place Resolution #16033 on the agenda. He asked the County Counselor to call him in the future before placing his name on controversial legislation.

Ed Rucker said Henry did not ask to sponsor Resolution #16033. He said it was a mistake made by his office, but they wanted to get the matter before the County Legislature.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Katheryn Shields, County Executive, gave an update on the health and dental plans. The medical plan was bid out last year and we received several very competitive proposals. The Coventry health plan was ultimately selected. Although rates have increased approximately 14.5% over a two year period, they are still well below local and national averages.

The Dental Plan was also bid out last year and was awarded to Assurant Employee Benefits. The rate history on that plan has been very stable, with our last increase of 3% in 2005.

Pat O'Byrne with CBIZ and Jeff McDaniel with McDaniel/Hazley Group, the health insurance brokers and Bill Engelhoff, the dental broker, were present to answer any questions.

Discussion. (Refer to audio/video tape for details)

Dan Tarwater, County Legislator, asked for a report from Mr. O'Byrne on what was paid in and what was paid out by Coventry.

Katheryn Shields said she would like a Resolution directing her what to do regarding the medical and dental insurance plans.

Henry C. Rizzo assigned Resolution #16033 to the Legislature As A Whole at this time.

Jack Holland, Managing Director of Oppenheimer & Company, was present and said representatives from the Kansas City Chiefs and their counsel will be present at next week's legislative meeting.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[3806](#) Land Use Committee moved to perfect.

Bob Spence objects to the Consent Agenda.

[3806](#) Bob Spence moved to perfect Ordinance #3806. Seconded by Scott Burnett.

The motion passed by a voice vote. (PERFECTED)

[3806](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3806.
Seconded by Scott Burnett.

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3807](#) Land Use Committee moved to perfect.

Bob Spence objects to the Consent Agenda.

[3807](#) Bob Spence moved to perfect Ordinance #3807. Seconded by Eugene Standifer Jr..

The motion passed by a voice vote. (PERFECTED)

[3807](#) Bob Spence moved to suspend the rules to consider final passage of Ordinance #3807.
Seconded by Eugene Standifer Jr..

The motion passed by a voice vote. (APPROVED)

Consent Agenda. See Final Passage of Proposed Ordinances.

[3817](#) Scott Burnett moved to approve Legislature As A Whole Floor Amendment dated October 2, 2006, to delete the year "2026" and insert the year "2031" in the paragraph at the top of page 5, to delete the figure "395,000" and insert the figure "190,000" after the year 2007, to delete the figure "515,000" and insert the figure "275,000" after the year 2008, to delete the figure "535,000" and insert the figure "285,000" after the year 2009, to delete the figure "555,000" and insert the figure "295,000" after the year 2010, to delete the figure "585,000" and insert the figure "305,000" after the year 2011, to delete the figure "600,000" and insert the figure "315,000" after the year 2012, to delete the figure "620,000" and insert the figure "330,000" after the year 2013, to delete the figure "650,000" and insert the figure "340,000" after the year 2014, to delete the figure "675,000" and insert the figure "355,000" after the year 2015, to delete the figure "705,000" and insert the figure "370,000" after the year 2016, to delete the figure "730,000" and insert the figure "385,000" after the year 2017, to delete the figure "765,000" and insert the figure "400,000" after the year 2018, to delete the figure "800,000" and insert the figure "415,000" after the year 2019, to delete the figure "830,000" and insert the figure "435,000" after the year 2020, to delete the figure "870,000" and insert the figure "455,000" after the year 2021, to delete the figure "900,000" and insert the figure "475,000" after the year 2022, to delete the figure "945,000" and insert the figure "495,000" after the year 2023, to delete the figure "990,000" and insert the figure "515,000" after the year 2024, to delete the figure "1,035,000" and insert the figure "535,000" after the year 2025, to delete the figure "1,085,000" and insert the figure "560,000" after the year 2026, to insert the year "2027" and to insert the figure "585,000" after it, to insert the year "2028" and to insert the figure "610,000" after it, to insert the year "2029" and to insert the figure "640,000" after it, to insert the year "2030" and to insert the figure "665,000" after it, and to insert the year "2031" and to insert the figure "695,000" after it, all on page 5.. Seconded by Dan Tarwater.

Yes: 7 - Robert A. Stringfield, Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Bob Spence and Bob Spence

Absent: 2 - Fred Arbanas and Rhonda L. Shoemaker

(ADOPTED)

[3817](#) Scott Burnett moved to perfect Ordinance #3817. Seconded by Bob Spence.

The motion passed by a voice vote.

(PERFECTED)

Consent Agenda.

[3818](#) Finance and Audit Committee moved to perfect. Consent Agenda.

[3819](#) Finance and Audit Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3806](#) Consent Agenda.

[3807](#) Consent Agenda.

[3813](#) Consent Agenda.

[3814](#) Consent Agenda.

[3815](#) Consent Agenda.

[3816](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[16023](#) Public Works Committee moved do pass. Consent Agenda.

[16024](#) Public Works Committee moved do pass. Consent Agenda.

9 CONSENT AGENDA

[3817](#) AN ORDINANCE approving the issuance of not to exceed \$15,000,000.00 principal amount of Jackson County, Missouri, Public Building Corporation Leasehold Improvement Revenue Bonds (Jackson County, Missouri, Capital Improvements Project) Series 2006B, authorizing and approving certain documents in connection with the issuance of said bonds, and authorizing certain other actions in connection with the issuance of said bonds.

(PERFECTED)

[3818](#) AN ORDINANCE appropriating \$145,605.00 from the unappropriated surplus of the 2006 Recorder's Technology Fund and \$43,737.11 from the unappropriated surplus of the 2006 Recorder's Fee Funds and awarding a contract for the furnishing of automated indexing software and software upgrades for use by the Records Department to Hart Intercivic, Inc., of Austin, Texas, at a cost to the County not to exceed \$189,342.11, as a sole source purchase.

(PERFECTED)

[3819](#) AN ORDINANCE appropriating \$24,093.05 from the unappropriated surplus of the 2006 Recorder's Fee Fund and awarding a contract for the necessary hardware and software for a wireless inventory project, to DCT Solutions Group of Kansas City, MO, at a cost to the County not to exceed \$24,093.05.

(PERFECTED)

- [3806](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing from A (Agricultural) and RR (Residential Ranchette) to District RR-p (Residential Ranchette - Planned Development) a certain 50 ± acre tract and approving the preliminary plat "The Hideaway," creating a twelve-lot residential subdivision.
- (ADOPTED)
- [3807](#) 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 2.5 ± acre tract.
- (ADOPTED)
- [3813](#) AN ORDINANCE appropriating \$25,600.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Missouri Department of Social Services for the Community Restitution Diversion Program.
- (ADOPTED)
- [3814](#) AN ORDINANCE appropriating \$61,986.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Missouri Department of Social Services for the School Based Prevention and Diversionary Program project.
- (ADOPTED)
- [3815](#) AN ORDINANCE appropriating \$56,553.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Missouri Department of Social Services, Division of Youth Services for the After School Supervision Education and Treatment Project.
- (ADOPTED)
- [3816](#) AN ORDINANCE appropriating \$131,576.00 from the unappropriated surplus of the 2006 Grant Fund in acceptance of a grant awarded to the Family Court Division by the Missouri Department of Social Services for the Facilitating Treatment Delivery Project.
- (ADOPTED)
- [16023](#) A RESOLUTION accepting a temporary construction easement, drainage easement, and right-of-way, and authorizing payment to the property owners, Bank of America, N.A., in the total amount of \$6,350.60, in connection with the 85th & Troost Avenue Roadway Improvements, Project No. 2407.
- (ADOPTED)
- [16024](#) A RESOLUTION authorizing a twelve-month extension to the term and supply contract with Cagill, Inc., of North Olmstead, OH, for the furnishing of rock salt for use by the Road and Bridge Division of the Public Works Department.
- (ADOPTED)

To perfect Ordinances 3817, 3818, 3819. To adopt Ordinances 3806, 3807, 3813, 3814, 3815, 3816. To adopt Resolutions 16023, 16024.

Dan Tarwater moved the passage of the consent agenda. Seconded by Scott Burnett. The motion passed by a roll call vote:

Yes: 6 - Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Bob Spence and Bob Spence

Absent: 3 - Robert A. Stringfield, Fred Arbanas and Rhonda L. Shoemaker

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

[3820](#)

Appropriating \$10,020.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Sheriff's Office's Youth Alcohol grant and authorizing the County Executive to execute a contract with the Missouri Department of Transportation, Highway Safety Division, in acceptance of the grant funds.

(Health and Justice Committee)

[3821](#)

Appropriating \$9,000.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Sheriff's Office's Sobriety Checkpoint grant and authorizing the County Executive to execute a contract with the Missouri Department of Transportation, Highway Safety Division, in acceptance of the grant funds.

(Health and Justice Committee)

[3822](#)

Appropriating \$10,020.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Sheriff's Office's DWI Enforcement grant and authorizing the County Executive to execute a contract with the Missouri Department of Transportation, Highway Safety Division, in acceptance of the grant funds.

(Health and Justice Committee)

[3823](#)

Appropriating \$20,010.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Jackson County Sheriff's Office's Hazardous Moving Violation grant received from the Missouri Department of Transportation, Highway Safety Division, and authorizing the County Executive to execute a contract with the Missouri Department of Transportation, Highway Safety Division, in acceptance of the grant funds.

(Health and Justice Committee)

[3824](#)

Appropriating \$15,000.00 from the unappropriated surplus of the 2006 Grant Fund to cover the Family Court Division's Child Protection Center (CPC) - Jewish Heritage Foundation 2nd Program grant, received from the Jewish Heritage Foundation.

(Health and Justice Committee)

[3825](#)

Appropriating \$100,500.00 from the unappropriated surplus of the 2006 Grant Fund to cover the renewal of the Family Court Division's Family Centered Out-of- Home Care grant received from the Missouri Department of Social Services Children's Division.

(Health and Justice Committee)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

- [16027](#) Extending for one year the contract with Metropolitan Life Insurance Company for the furnishing of employee group life insurance for use countywide with no increase in rates for the 2007 plan year.
(Health and Justice Committee)
- [16028](#) Authorizing the County Executive to execute an easement agreement for a permanent easement along multiple tracts of land along Woods Chapel Road in favor of Aquila, Inc., for the installation, operation, and maintenance of guy wires and anchors, for a total fee to be paid to the County in the amount of \$2,600.00.
(Land Use Committee)
- [16029](#) Awarding a term and supply contract for the furnishing of temporary personnel for use by the Collection and Assessment Departments to Penmac Personnel Services of Lee's Summit, MO, to provide for departmental needs for the upcoming twelve-month period, with three twelve-month options for extension, under the terms and conditions of a City of Kansas City, Missouri government contract.
(Finance and Audit Committee)
- [16030](#) Authorizing the County Executive to execute a Cooperative Agreement with Missouri Gas Energy for a gas main relocation in connection with the Liggett Road Improvements Project, No. 2449.
(Public Works Committee)
- [16031](#) Authorizing an extension to the Jail Diversion by Law Enforcement Crisis Intervention grant and authorizing the County Executive to execute an addendum with the Community Network of Behavioral Healthcare, Inc. extending the contract period through May 31, 2007, at no additional cost to the County.
(Health and Justice Committee)
- [16032](#) Bob Spence moved the passage of Resolution #16032, authorizing the County Executive to execute a License and Professional Services Agreement with Entercom Kansas City, LLC, d/b/a KUDL for the sponsorship of an event at Longview Lake, at an actual cost to the County of \$7,500.00. Seconded by Dan Tarwater.
Yes: 6 - Henry C. Rizzo, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Bob Spence and Bob Spence
Absent: 3 - Robert A. Stringfield, Fred Arbanas and Rhonda L. Shoemaker
- (ADOPTED)
- [16033](#) Authorizing the County Executive to execute a consent to the First Amendment to the 2006 Sublease Amendment by and between the Jackson County Sports Complex Authority and the Kansas City Chiefs Football Club, Inc., concerning the occupancy of Arrowhead Stadium at the County's Harry S Truman Sports Complex.
(Legislature As A Whole)

[16034](#) Authorizing the County Executive to execute a First Addendum to the Agreement with Meet Me in the Middle Peace Coalition for the furnishing of awards, billboard advertising, and educational materials associated with The Children Against Violence art contest, at a cost to the County not to exceed \$2,000.00.

(Anti-Drug Committee)

[16035](#) Authorizing the County Executive to execute Tax Credit Agreements with the Missouri Development Finance Board, the Jackson County Sports Complex Authority, and the Kansas City Chiefs Football Club, Inc., and Kansas City Royals Baseball Corporation concerning improvements to Arrowhead and Kauffman Stadiums at the Harry S Truman Sports Complex.

(Legislature As A Whole)

Ed Rucker said naming Henry Rizzo as a sponsor of this legislation was only to accommodate the Legislature. He explained that Henry did not ask that this legislation be introduced.

[16036](#) Transferring \$11,500.00 within the 2006 Anti-Drug Sales Tax Fund and authorizing the County Executive to execute an Agreement with Resource Development Institute of Kansas City, MO, to provide phase two research services to the Prosecuting Attorney's Office relating to COMBAT, at a cost to the County not to exceed \$97,250.00.

(Anti-Drug Committee)

Dan Tarwater said Bob Spence has questions regarding Resolution #16036. He asked Jim Nunnally, Anti-Drug Program Administrator, to contact Mr. Spence to answer his questions.

Bob Spence said he wants to hear from the contractor regarding Phase I.

Dennis Waits, County Legislator, asked Mary Jo Spino, Clerk of the County Legislature to record his vote as a "YES" on the Consent Agenda.

12 COUNTY EXECUTIVE ORDERS

[06-21](#) I hereby appoint Oscar Roberts, Jr. to the Housing Resources Commission to replace the expired term of Michael R. Brown for a term to expire October 31, 2007.

A copy of Mr. Roberts's resume is attached.

13 UNFINISHED BUSINESS

Bob Spence assumes the Chair.

Public Hearing regarding Resolution #16010 concerning Climate Protection.

Katheryn Shields, County Executive, Bob Berkebile with BNIM Architects, Dennis Murphy, Chief Environmental Officer for the City of Kansas City, Missouri, Larry Falkin, with Jackson County Parks and Recreation and Janice Freise, a midtown resident, were present to speak on this issue.

Refer to audio/video tape for details.

14 NEW BUSINESS**15 ADJOURNMENT**

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

The motion passed by a voice vote.

(APPROVED)

The next legislative meeting is scheduled to be held on Monday, October 9, 2006 at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.