



# 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)

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Tuesday, January 18, 2005

2:30 PM

Third Regular Meeting

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

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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**

Fred Arbanas moved to approve the journal of the previous meeting held on 1/10/2005.  
Seconded by Bob Spence.

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

(APPROVED)

**4 HEARINGS**

*Mary Jo Spino, Clerk of the County Legislature, received a letter from Phil LeVota, Chairman of the Jackson County Democratic Committee, listing Mary Groves Bland, Edward Pendleton and Eugene Standifer Jr. as nominees to fill the vacancy in the Second Legislative District occasioned by the resignation of Ronald E. Finley.*

*The County Legislature elected Eugene Standifer Jr. by a majority vote and he was sworn in by the Clerk of the Legislature.*

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

*Katheryn Shields, County Executive, presented the November 2004 Employee of the Month Award to Dan Davis, Systems Analyst in the MIS Department. She said Dan began work as a Corrections Officer in our Detention Center and then became a Program Analyst with MIS. Among his duties, he makes sure the County's web site and intranet are up to date. Dan made significant contributions to the application for personal property declarations that will be available on-line. The on-line declaration will be simple and convenient for the taxpayer and more efficient for county operations.*

*She announced that J.D. Stokes, Director of Public Works, will be working part-time effective January 18, 2005. She reminded everyone that J.D.'s father passed rather suddenly last year and this has required him to devote more time to his family. This will allow the County to continue benefiting from his many skills and contacts while allowing him flexibility to respond to pressing family issues. She said J.D. will continue to interface with our partners such as MODOT, the Federal government and MARC. He will also be available for communications with the Legislature. She said Dr. Ali Roohanirad will work with J.D. to ensure smooth day to day operations.*

*She invited everyone to join the tour and dedication for the new Technology Center located at 303 W. Walnut on Monday, January 24, 2005 at 12:30 p.m. This building will serve not only as a state-of-the-art technology center to provide better services in the areas of Public Works and Geographic Information Systems (GIS), it will also bring Jackson County one step closer to reaching our Homeland Security goals.*

## 6 PERFECTIOIN OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

None.

## 7 FINAL PASSAGE OF PROPOSED ORDINANCES

[3589](#)

Consent Agenda.

*\*Robert A. Stringfield, County Legislator, objected. He said he is troubled because he received a handout that provided the person's name, address and social security number for the position of investigator for the drug task force and an intelligence analyst. He would hope this would not happen in the future, in the best interest of the public, because all this information was listed in the agreement. He will vote for this Ordinance but does not think providing this information is good policy.*

## 8 RESOLUTIONS IN COMMITTEE

[15239](#)

A RESOLUTION setting out the Legislature's intent concerning the allocation of the Anti-Drug Sales Tax annual revenues and the allocation of any unencumbered fund balance.  
(Anti-Drug Committee - 6th. Meeting)

*Dennis Waits, County Legislator, asked to be added as a sponsor to Resolution #15287.*

*\*Robert A. Stringfield objects and comments. He thinks this is a good first step but inadequate as far as protecting the public in dealing with ethics. He will possibly make suggestions because it does not do what was intended in protecting public office.*

*Dan Tarwater, Chairman, said it is what the Legislature would like to do but not in the way they would like to do it.*

[15287](#)

Directing an adjustment in the 2005 fiscal year budget which would remove all professional service contract monies from departmental budgets and placing these monies in a single Professional Services Agreement Account.

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

[15333](#) Henry C. Rizzo moved to substitute Resolution #15333, authorizing the County Executive to execute agreements with certain outside agencies funded by the County's General Fund, for various public purposes, at an aggregate cost to the County not to exceed \$192,000.00. Seconded by Scott Burnett.

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

[15333](#) Finance and Audit Committee moved do pass the Finance and Audit Committee Substitute. Consent Agenda.

[15339](#) A RESOLUTION authorizing the County Executive to execute agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2005 fiscal year term from January 1, 2005 to December 31, 2005, which are engaged in anti-drug treatment activities and purposes, at an aggregate cost to the County not to exceed \$3,013,734.00.

*(Anti-Drug Committee - 2nd. Meeting)*

[15340](#) A RESOLUTION authorizing the County Executive to execute agreements to extend the operative terms of existing agreements with certain outside agencies funded by the County's Anti-Drug Sales Tax Fund for the 2005 fiscal year term from January 1, 2005 to December 31, 2005, which are engaged in anti-drug prevention activities and purposes, at an aggregate cost to the County not to exceed \$1,692,351.00.

*(Anti-Drug Committee - 2nd. Meeting)*

[15346](#) Finance and Audit Committee moved do pass. Consent Agenda.

[15347](#) Health and Justice Committee moved do pass. Consent Agenda.

*\*With regards to Resolution #15348, Robert A. Stringfield said he has been elected Treasurer to the Bi-State Commission. He thinks Henry Rizzo will be a good person for the job. He said there needs to be a correction because the Resolution talks about replacing Ms. Young and not Mr. Stringfield which is who Henry will be replacing. He said Ms. Young did not attend any meetings when she was on the commission and he has attended all meetings since his appointment. He said if this legislative body wants him off then they should appoint whoever they want to the commission.*

[15348](#) Appointing Henry C. Rizzo to the Kansas and Missouri Metropolitan Culture Commission.

*(WITHDRAWN BY SPONSOR WAITS, CONCURRED BY BURNETT AND RIZZO)*

[15349](#) Dennis Waits moved the passage of Resolution #15349, expressing the appreciation of the Jackson County Legislature for their friend and colleague, Ronald E. Finley, commending him on his record of public service and congratulating him on his acceptance of a position with the State of Missouri. Seconded by Rhonda L. Shoemaker.

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)

**9 CONSENT AGENDA**

[3589](#) AN ORDINANCE appropriating \$71,348.00 from the unappropriated surplus of the 2005 Anti-Drug Sales Tax Fund to cover a grant received from the United States Office of National Drug Control Policy's Midwest High Intensity Drug Trafficking Area (HIDTA) Investigative Support Center to allow the Jackson County Drug Task Force to contract with an intelligence analyst.

(ADOPTED)

[15333](#) A RESOLUTION authorizing the County Executive to execute agreements with certain outside agencies funded by the County's General Fund, for various public purposes, at an aggregate cost to the County not to exceed \$192,000.00.

(ADOPTED)

[15346](#) A RESOLUTION awarding a two-year term and supply contract on Electronic Solicitation No. BB200473 for the maintenance of laundry equipment for use by the Facilities Management Department to R. J. Kool Company of North Kansas City, MO, in the estimated annual amount not to exceed \$10,000.00.

(ADOPTED)

[15347](#) A RESOLUTION awarding a twelve-month term and supply contract for the purchase of miscellaneous physical education supplies and equipment by the Department of Corrections and the Parks and Recreation Department under an existing government contract through the U. S. Communities Master Agreement with Sportime International of Atlanta, GA, in the estimated amount not to exceed \$16,875.00.

(ADOPTED)

To adopt Ordinance 3589. To adopt Resolutions 15333, 15346, 15347.

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**

[3594](#) Repealing section 9305.4, Jackson County Code, 1984, relating to the powers and duties of COMBAT Commission, and enacting, in lieu thereof, a new section relating to the same subject.

*(Anti-Drug Committee)*

[3595](#) Submitting to the qualified voters of Jackson County, Missouri, at the general election to be held on April 5, 2005, a question levying a retail sales tax of one-fourth (1/4) of one cent for the repair and maintenance of the Truman Sports Complex.

*(Legislature As A Whole)*

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

[15350](#) Authorizing the County Executive to execute an employee assistance program agreement for group employee assistance program (EAP) pursuant to Resolution 15190 for 1350 County employees at a cost to the County not to exceed \$31,104.00 and further authorizing said agreement to include provisions for services for 157 Circuit Court employees at a cost to the Circuit Court not to exceed \$3,617.28 for 2005 for a total contract cost not to exceed \$34,721.28.

*(Finance and Audit Committee)*

[15351](#) Dennis Waits moved the passage of Resolution #15351, authorizing payment of up to \$100,000.00 to Jackson County Conference 2008, Incorporated, a non-profit corporation, paid in annual installments for 2005, 2006, 2007, and 2008 to fund the administrative expenses of preparing for the National Association of Counties' Annual Conference in Jackson County during July, 2008. Seconded by Rhonda L. Shoemaker.

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)

[15352](#) Authorizing the County Executive to execute an agreement with the Boys & Girls Club of Greater Kansas City, as the surviving entity from a merger of the Boys and Girls Club of Greater Kansas City and the Boys & Girls Club of Eastern Jackson County, as previously authorized as an agreement with the Boys & Girls Club of Eastern Jackson County pursuant to Resolution 15322 for the Smart Moves Grant Match at a cost not to exceed \$40,000.00.

*(Anti-Drug Committee)*

[15353](#) Authorizing the County Executive to execute an Intergovernmental Agreement with the Mid-America Regional Council (MARC) Solid Waste Management District, to provide access to the Regional Household Hazardous Waste Centers for the residents of the unincorporated county, at a cost not to exceed \$16,834.90 in 2005.

*(Public Works Committee)*

[15354](#) Authorizing the acceptance of a temporary construction easement for construction project tract CR2-21 from J. Henry and Patti Tiemann, owners of record, for the widening of Colbern Road and authorizing payment for said easement in an amount not to exceed \$5,660.00.

*(Public Works Committee)*

*\*Robert A. Stringfield said he was not properly noticed but it might have been it was hard to reach him. In the interest of the public, he said he hopes proper notice when out on Resolution #15355.*

*Dan Tarwater said proper notice was given.*

*Discussion.*

*Dan Tarwater opens the floor for nominations to the Jackson County Sports Complex Authority.*

*Discussion.*

*Henry C. Rizzo moved to suspend the rules (Rule 24). Seconded by Dennis Waits.*

*Yes: 8 - Henry C. Rizzo, Fred Arbanas, Scott Burnett, Eugene Standifer Jr., Dennis Waits, Dan Tarwater, Rhonda Shoemaker, Bob Spence*

*Abstaining: 1 - Robert A. Stringfield*

*(APPROVED)*

*Henry C. Rizzo nominated Patrick J. Morris.*

*Dennis Waits nominated Patrick Starke.*

*Robert A. Stringfield nominated John Pennell.*

*Scott Burnett nominated Anthony Romano.*

*Robert A. Stringfield nominated William Wilcox.*

*Dennis Waits moved that nominations cease. Seconded by Robert A. Stringfield.*

*The motion passed by a voice vote.*

*(APPROVED)*

*Patrick Morris received 9 votes.*

*Patrick Starke received 8 votes.*

*Anthony Romano received 7 votes.*

*Bill Wilcox received 2 votes.*

*John Pennell received 1 vote.*

*The names of Patrick Morris, Patrick Starke and Anthony Romano will be added to Resolution #15355.*

15355

Fred Arbanas moved the passage of Resolution #15355, nominating candidates for appointment to the Jackson County Sports Complex Authority, for a term to expire July 15, 2008. 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)*

[15356](#) Authorizing the County Executive to execute an Intergovernmental Cooperative Agreement with the City of Kansas City, Missouri, for animal shelter services, at a cost to the County not to exceed \$18,000.00.

*(Finance and Audit Committee)*

[15357](#) Awarding twelve-month (12) term and supply contracts for the furnishing of cellular telephones and service for use county-wide to Nextel Wireless of Overland Park, KS, Sprint PCS of Shawnee Mission, KS, and Cingular Wireless of Overland Park, KS under the terms and conditions of existing government contracts. This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.

*(Finance and Audit Committee)*

[15358](#) Awarding a twenty four-month (24) Term and Supply Contract under Bid No. 60-04 for use by the Department of Corrections for the funding of food services with the Department to ABL Management of Baton Rouge, LA as the lowest and best bidder. This award is made on an as needed basis and does not obligate Jackson County to pay any amount. The availability of funds for specific purchases is subject to annual appropriations.

*(Health and Justice Committee)*

[15359](#) Authorizing the County Executive to execute an Agreement for Animal Control Services with the City of Kansas City, Missouri, at an actual cost to the County not to exceed \$139,272.00.

*(Health and Justice Committee)*

[15360](#) Authorizing the County Executive to execute an Agreement with Wayside Waifs, Inc., in furtherance of the County's services for the care and disposition of lost and unclaimed animals brought for impoundment by persons residing in the unincorporated areas of Jackson County, at an actual cost to the County not to exceed \$10,000.00.

*(Health and Justice Committee)*

## 12 COUNTY EXECUTIVE ORDERS

*None.*

## 13 UNFINISHED BUSINESS

Henry C. Rizzo, County Legislator, said the Finance and Audit Committee heard testimony regarding the bill from Cochran and Head and the release of the audit.

Bob Spence, County Legislator, said he was not in favor of releasing the audit because of the disclaimer regarding the pending investigation. He would like the controversy to be resolved before the County Legislature authorizes the issuance of the audit reports. The auditors would like the County Legislature to authorize payment of the bill for the record search that they completed but to hold the final payment as suggested by Bob Spence.

Henry C. Rizzo said he agrees and would like a Resolution drafted to authorize this action.

#### 14 NEW BUSINESS

Dennis Waits, County Legislator, stated that Sheriff Phillips made a presentation to the County Legislature during budget hearings regarding conceal and carry permits. They reached a compromise to pay current personnel overtime hours so their time could be tracked as they work on conceal and carry permits as well as the sexual offenders list. He wanted to clarify that the County Legislature and County Executive have made the monies available and are awaiting a plan from the Sheriff.

Dan Tarwater said he will contact Sheriff Phillips and ask him to attend the legislative meeting next week to speak to this issue.

#### 15 ADJOURNMENT

Dennis Waits moved to adjourn the meeting. Seconded by Scott Burnett.

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

(APPROVED)

*Meeting adjourned until Monday, January 24, 2005 at 2:30 p.m. at the Independence Courthouse Annex, 308 W. Kansas, Ground Floor, Legislative Chambers.*

*\*per legislator's request*

*REVISED 1/21/05 by mjs*